

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Historical Resources

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Tax Exemptions for Historic Properties 1A-38

PURPOSE AND EFFECT: The purpose and effect of the proposed changes is to amend this rule and the forms incorporated therein to streamline application procedures and to correct minor errors in the current version of the rule.

SUBJECT AREA TO BE ADDRESSED: The Bureau of Historic Preservation proposes to amend this rule and the forms incorporated therein to streamline application procedures and to correct minor errors in the current version of the rule.

SPECIFIC AUTHORITY: 196.1997(13), 196.1998(3) FS.

LAW IMPLEMENTED: 196.1997-.1998 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., April 17, 2000

PLACE: R. A. Gray Building, Third Floor, Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: David Ferro, Architect Supervisor, Bureau of Historic Preservation, Division of Historical Resources, 500 South Bronough Street, Tallahassee, Florida 32399-0250, telephone (850)487-2333

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Comprehensive Shellfish Control Code 5L-1

RULE TITLES: **RULE NOS.:**

Purpose and Intent 5L-1.001

Definitions 5L-1.002

Shellfish Harvesting Area Standards 5L-1.003

Production and Market Standards 5L-1.004

Shellfish Processing Plant Certification 5L-1.005

Suspension or Revocation of Shellfish Processing Plant Certification License, Routine or Emergency Action 5L-1.006

Container Identification, Terminal Sale

Date; Prohibitions 5L-1.007

Shellfish Handling 5L-1.008

Shellfish Relaying 5L-1.009

Buildings and Facilities 5L-1.010

Equipment for Shellfish Processing 5L-1.011

Sanitary Operations 5L-1.012

Plant Operation 5L-1.013

Heat Shock Method 5L-1.014

Depuration – Plant Operations 5L-1.015

Depuration – Process Water Sampling Procedures and Standards 5L-1.017

Laboratory Procedures and Sample Testing 5L-1.019

PURPOSE AND EFFECT: These amendments propose to reclassify the South Volusia and the Apalachicola Bay System shellfish harvesting areas in Volusia and Franklin Counties and update the four-digit area codes and maps which identify the locations of where shellfish are harvested. The proposed amendments will update the Department name, address, forms, and rule citations; amend, add, and delete definitions; update documents adopted by reference; make editorial clarifications and update rule language to be consistent with provisions of the National Shellfish Sanitation Program; define labeling requirements for thawed shellfish; require mechanical refrigeration as part of certification; define the number of key item deficiencies needed for written notification of violation; clarify that the harvester tag is required for commercial harvest; define official sunrise and sunset times; allow shellfish relaying for marine biotoxins; allow alternative processing for hard clams; allow approval of alternative heat shock methods.

SUBJECT AREA TO BE ADDRESSED: These rule amendments propose reclassification of the South Volusia and Apalachicola Bay System shellfish harvesting areas in accordance with 5L-1.003 to protect the health of shellfish consumers and to provide access to renewable and natural shellfish resources; changing the Department name, address, and forms as a result of the legislative transfer that took effect July 1, 1999; updating rule language to allow for better compliance and enforcement; and implementing the following two industry-requested activities: alternative processing for hard clams, and relaying for biotoxin contamination.

SPECIFIC AUTHORITY: 370.071(1) FS.

LAW IMPLEMENTED: 370.071 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:30 a.m., Monday, April 17, 2000

PLACE: Apalachicola National Estuarine Research Reserve, Auditorium, 261 7th Street, Apalachicola, Florida 32320

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bobby Bickley, Division of Aquaculture, 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida, Phone (850)488-5471

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF EDUCATION

Board of Regents

RULE TITLE: Tuition, Fee Schedule and Percentage of Cost
RULE NO.: 6C-7.001

PURPOSE AND EFFECT: To implement the changes in the university matriculation and related fees, at the undergraduate and graduate levels, as approved by the Legislature this Session.

SUBJECT AREA TO BE ADDRESSED: University matriculation fees. Each year the Legislature increases the university matriculation and related fees. Some years the increases are the across-the-board fees; other years, the Legislature has discussed increases in university differential fees. Both Houses of the Legislature are currently discussing these fees, by different amounts of percentage increases. These increases could be as high as ten percent on some fees. The Board of Regents will have to act on these fee increases, by rule, so that they may be effective and in place, Fall 2000.

SPECIFIC AUTHORITY: 240.209(1),(3)(e),(r) FS.
LAW IMPLEMENTED: 240.209(3)(e),(h), 240.124, 240.117 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED IN THE FUTURE.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND COPIES OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 1454 Florida Education Center, Tallahassee, Florida 32399-1950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF EDUCATION

Board of Regents

RULE TITLE: Fee Assessment and Remittance
RULE NO.: 6C-7.002

PURPOSE AND EFFECT: To delete language relating to refunds of student tuition.

SUBJECT AREA TO BE ADDRESSED: Fee assessment, deleting a provision relating to tuition refunds.
SPECIFIC AUTHORITY: 240.209(1),(3)(e),(r) FS.

LAW IMPLEMENTED: 240.209(3)(e) FS.
IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED IN THE FUTURE.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND COPIES OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 1454 Florida Education Center, Tallahassee, Florida 32399-1950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Payment of Excise Taxes
RULE CHAPTER NO.: 20-9

RULE TITLE: Fruit to be Processed
RULE NO.: 20-9.002

PURPOSE AND EFFECT: Revising conversion units for a standard equivalent 1 3/5 bushel box used in computing equalization tax.

SUBJECT AREA TO BE ADDRESSED: Conversion units for a standard equivalent 1 3/5 bushel box used in computing equalization tax.

SPECIFIC AUTHORITY: 601.10(1), 601.15(1),(10)(a), 601.155(3),(7) FS.

LAW IMPLEMENTED: 601.15(5),(6), 601.155 FS.
IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Methods to Determine Compliance
RULE CHAPTER NO.: 20-14

RULE TITLE: Methods to Determine Compliance
RULE NO.: 20-14.001

PURPOSE AND EFFECT: Updating list of methods and analyses used for determining compliance with Department rules; adding methods for detecting pathogenic microorganisms.

SUBJECT AREA TO BE ADDRESSED: Methods for compliance with Department rules.

SPECIFIC AUTHORITY: 601.10(1),(7), 601.11, 601.24, 601.25 FS.
LAW IMPLEMENTED: 601.02(5) FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Labeling – Processed Products
 RULE CHAPTER NO.: 20-66

RULE TITLE: Florida Identification
 RULE NO.: 20-66.004

PURPOSE AND EFFECT: Replacing the discontinued Florida Sunshine Tree mark with the Florida Citrus Growers’ Symbol as Florida identification on processed 100% grapefruit products packed in Florida.

SUBJECT AREA TO BE ADDRESSED: Correcting symbol identification on processed 100% grapefruit products.

SPECIFIC AUTHORITY: 601.10(1), 601.11 FS.

LAW IMPLEMENTED: 601.02, 601.10(1), 601.11, 601.15(2),(7), 601.98, 601.99 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

COMMISSION ON ETHICS

RULE CHAPTER TITLE: Review, Investigation and Hearing of Complaints
 RULE CHAPTER NO.: 34-5

RULE TITLES: Investigation of Facts and Parties Materially Related to Complaint
 RULE NOS.: 34-5.0043

Action on Recommended Public Report or Recommended Order by the Full Commission 34-5.024

Award of Attorney’s Fees in Complaints Filed Before January 1, 1995 34-5.029

Award of Attorney’s Fees in Complaints Filed After January 1, 1995 34-5.0291

PURPOSE AND EFFECT: The Commission is amending or repealing rules in this chapter to make them consistent with the law and the Commission’s current practices.

SUBJECT AREA TO BE ADDRESSED: The notice given to a party who is materially related to a complaint is being amended to provide notice at the time the executive director enters an order to investigate; repeal rule provisions where a Commission member served as a hearing officer and then, as a member of the Commission, takes final action on the recommended order; repeal rule provisions regarding attorney’s fees awards in complaints filed before January 1, 1995; and amend various procedures in the current attorney’s fee provision.

SPECIFIC AUTHORITY: 112.322(10) FS.

LAW IMPLEMENTED: Art. II, Sec. 8(f),(h), Fla. Const., 112.312, 112.317(8), 112.322, 112.324 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 3:00 p.m., April 17, 2000

PLACE: Conference Room, 2822 Remington Green Circle, Suite 101, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney, Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

COMMISSION ON ETHICS

RULE CHAPTER TITLE: Filing Full and Public Disclosure of Financial Interests Pursuant to Article II, Section 8, Florida Constitution
 RULE CHAPTER NO.: 34-8

RULE TITLES: General Rule for Filing Full and Public Disclosure of Financial Interests
 RULE NOS.: 34-8.002

Choosing to File Copy of Income Tax Return 34-8.007

PURPOSE AND EFFECT: The Commission is amending two rules in this chapter to make them consistent with current law and the Commission’s practices.

SUBJECT AREA TO BE ADDRESSED: The full and public disclosure of financial interests requirements must be on forms promulgated by the Commission pursuant to Section 112.3147, F.S. Additionally, the provision in Rule 34-8.007(2), regarding the filing of amended income tax returns, is being repealed.

SPECIFIC AUTHORITY: Art. II, Sec. 8, (f), (h), Fla. Const., 112.3147, 112.322(10), 120.53(1) FS.

LAW IMPLEMENTED: Art. II, Sec. 8(a), (h), Fla. Const., 112.3144 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 3:00 p.m., April 17, 2000

PLACE: Conference Room, 2822 Remington Green Circle, Suite 101, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney, Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

COMMISSION ON ETHICS

RULE CHAPTER TITLE: Executive Branch Lobbyist Registration
RULE CHAPTER NO.: 34-12

RULE TITLES: Purpose and Scope of Rules
Definitions
Agency Officers and Employees as "Lobbyists"
Probable Cause Hearing
RULE NOS.: 34-12.010
34-12.020
34-12.130
34-12.750

PURPOSE AND EFFECT: The Commission is amending rules in this chapter to make them consistent with current law and the Commission's practices.

SUBJECT AREA TO BE ADDRESSED: The Executive Branch Lobbyist Registration law is being amended to include reference to the Constitution Revision Commission, an agency for which registration to lobby is required by statute; repeal rule language pertaining to legislative lobbyists; and amend the procedures for probable cause proceedings.

SPECIFIC AUTHORITY: 112.3215, 112.322(10) FS.

LAW IMPLEMENTED: 112.3215 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 3:00 p.m., April 17, 2000

PLACE: Conference Room, 2822 Remington Green Circle, Suite 101, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney, Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

COMMISSION ON ETHICS

RULE CHAPTER TITLE: Gifts and Honoraria
RULE CHAPTER NO.: 34-13

RULE TITLES: Specific Examples of What May
Constitute a Gift
Specific Examples of What Does Not
Constitute a Gift
"Procurement Employee" Defined
Quarterly Gift Disclosure for
Lobbyists and Others
Gift Valuation
RULE NOS.: 34-13.212
34-13.214
34-13.250
34-13.420
34-13.500

PURPOSE AND EFFECT: The Commission is amending rules in this chapter to make them consistent with current law and the Commission's practices.

SUBJECT AREA TO BE ADDRESSED: Amendments to Section 112.312(12), F.S., concerning what is and is not a "gift" need to be reflected in the Commission's rules. Other amendments include the change in the name of the Department of Business and Professional Regulation, the change in the name of the Office of Legislative Services (formerly JLMC), and changes in valuation principles.

SPECIFIC AUTHORITY: 112.322(10)(b) FS.

LAW IMPLEMENTED: 112.3148 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 3:00 p.m., April 17, 2000

PLACE: Conference Room, 2822 Remington Green Circle, Suite 101, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney, Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE TITLE: Nursing Services
 RULE NO.: 59A-4.108

PURPOSE AND EFFECT: The Agency proposes to amend rule 59A-4.108 consistent with provisions of s. 400.23(3)(a), F.S. and 400.23(3)(b), F.S. that became effective July 1, 1999. The legislation provides for minimum staffing requirements for nursing homes and also provides for properly trained staff of a nursing facility to assist residents with eating. The amendments to rule 59A-4.108 specify the minimum staffing of a facility on a per shift basis as well as the training curriculum that must be provided to staff by a registered nurse or licensed speech or occupational therapists.

SUBJECT AREA TO BE ADDRESSED: Minimum staffing standards for nursing homes and training requirements in order for staff to assist residents with eating.

SPECIFIC AUTHORITY: 400.23 FS.

LAW IMPLEMENTED: 400.11, 400.022, 400.141, 400.23 FS.
 IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 2:00 p.m., April 7, 2000

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room D, Tallahassee, FL 32303

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Richard Kelly, Long-Term Care Unit, 2727 Mahan Drive, Tallahassee, Florida

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59A-4.108 Nursing Services.

(1) The Administrator of each nursing home will designate one full time registered nurse as a Director of Nursing who shall be responsible and accountable for the supervision and administration of the total nursing services program. When a Director of Nursing is delegated institutional responsibilities, a full time qualified registered nurse shall be designated to serve as Assistant Director of Nursing. In a facility with a census of 121 or more residents, an RN must be designated as an Assistant Director of Nursing.

(2) Persons designated as Director of Nursing or Assistant Director of Nursing shall serve only one nursing home facility in this capacity, and shall not serve as the administrator of the nursing home facility.

(3) The Director of Nursing shall designate one licensed nurse on each shift to be responsible for the delivery of nursing services during that shift.

(4) The nursing home facility shall have sufficient nursing staff, not counting administrators, managers, or supervisors, on a 24-hour basis all units, wings, and floors, on all shifts, including weekends, to provide each resident with the necessary care and services needed to attain or maintain nursing and related services to residents in order to maintain the highest practicable physical, mental, and psychosocial well-being of each resident, as determined by resident assessments and individual plans of care. The facility must maintain will staff, at a minimum, an average of 1.7 hours of certified nursing assistant and .6 hours of licensed nursing staff time for each resident during a 24-hour period. This minimum average shall be distributed on a per shift basis as follows: 40% during the day shift, 35% during the evening shift, and 25% during the night shift. The agency may require staff time above the minimum by law if the facility is cited for care-related deficiencies directly attributable to insufficient staffing. In determining appropriate staff time, the agency shall consider the facility's current staff time and the reasons for the deficiencies.

(5) Facilities shall post the names of current staff on duty in a conspicuous location that is easily accessible to residents and their families.

(6) Residents may be assisted with meals by staff who have received prior approval and training, as determined by the Director of Nursing. Residents who are totally dependent are defined as those who require full staff performance of eating activities during an entire seven day period. Training must be provided to staff by a registered nurse or licensed speech or occupational therapist and the curriculum must include: the importance of a well-balanced, nutritious menu; the digestive system; the digestive process; preparations before mealtime; assisting the resident who can feed self; the swallowing process; special eating utensils; diets that would include standard diets, therapeutic diets and personal dietary preferences to accommodate religious beliefs and cultural heritage; determining meal consumption; and quality of life and the dining experience.

(7)(5) In multi-story, multi-wing, or multi-station nursing home facilities, there shall be a minimum of one nursing services staff person who is capable of providing direct care on duty at all times on each floor, wing, or station.

(8)(6) No nursing services staff person shall be scheduled for more than 16 hours within a 24-hour period, for three consecutive days, except in an emergency. Emergencies shall be documented and shall be for a limited, specified period of time.

Specific Authority 400.022, 400.23 FS. Law Implemented 400.011, 400.022, 400.102, 400.141, 400.23 FS. History—New 4-1-82, Amended 4-1-84, 8-1-85, 7-1-88, 7-10-91, Formerly 10D-29.108, Amended 4-18-94, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE TITLE: Annual Assessment on Gross Florida Payroll

RULE NO.: 61G7-5.002

PURPOSE AND EFFECT: The purpose of this amendment is to decrease the annual fee assessment due on the amount of Gross Florida Payroll by 25 percent.

SUBJECT AREA TO BE ADDRESSED: Annual Assessment on Gross Florida Payroll.

SPECIFIC AUTHORITY: 468.522 FS.

LAW IMPLEMENTED: 468.526 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., April 25, 2000

PLACE: 1940 North Monroe Street, Tallahassee, Florida 32399-0767

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-5.002 Annual Assessment on Gross Florida Payroll.

(1) Effective April 1, 1992, the Department of Business and Professional Regulation shall assess each Employee Leasing Company and each Employee Leasing Company Group an annual assessment fee based upon the preceding calendar year's gross Florida payroll of the company or group. The assessment shall be due on April 1 of each year and shall become delinquent after April 30. For new applicants the initial assessment shall be due with the licensure application. Funds collected under this assessment are to be made payable to the Board and to be deposited into the Professional Regulation Trust Fund as created within the Department. The annual assessment fee shall be calculated in accordance with the following table:

Amount of Gross Florida Payroll	Assessment Fee Due
less than \$250,000	<u>\$144.00</u> \$188.00
\$250,000 – \$500,000	<u>\$254.00</u> \$338.00
\$500,001 – \$1,000,000	<u>\$380.00</u> \$507.00
\$1,000,001 – \$2,500,000	<u>\$535.00</u> \$713.00
\$2,500,001 – \$5,000,000	<u>\$689.00</u> \$919.00
\$5,000,001 – \$7,500,000	<u>\$844.00</u> \$1,125.00
\$7,500,001 – \$10,000,000	<u>\$998.00</u> \$1,332.00
\$10,000,001 – \$15,000,000	<u>\$1,154.00</u> \$1,538.00

\$15,000,001 – \$20,000,000	<u>\$1,308.00</u> \$1,744.00
\$20,000,001 – \$30,000,000	<u>\$1,462.00</u> \$1,950.00
\$30,000,001 – \$40,000,000	<u>\$1,617.00</u> \$2,157.00
\$40,000,001 – \$50,000,000	<u>\$1,829.00</u> \$2,438.00
greater than \$50,000,000	<u>\$2,039.00</u> \$2,719.00

(2) through (4) No change.

Specific Authority 468.522 FS. Law Implemented 468.526 FS. History—New 7-15-92, Formerly 21EE-5.002, Amended 4-25-94, 6-10-96, 6-22-98, _____.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Definitions

RULE NO.: 64B7-26.001

PURPOSE AND EFFECT: The Board proposes to include new terms to the existing definitions.

SUBJECT AREA TO BE ADDRESSED: Definitions.

SPECIFIC AUTHORITY: 480.035(7) FS.

LAW IMPLEMENTED: 480.043(7) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: William Buckhalt, Executive Director, Board of Massage Therapy/MQA, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B7-26.001 Definitions.

(1) The term “owner” means the sole proprietor, partnership, limited partnership, school of massage therapy, or corporation that operates the licensed massage establishment.

(2) The term “establishment” means the physical location of the massage facility, establishment whether the location is owned or leased by the “owner” or is otherwise used by the owner for the practice of massage therapy. The term includes teaching facilities which provide massages to non-students for a fee. The term “establishment” does not include the office of a physician licensed under Chapter 458 or 459, a chiropractic physician licensed under Chapter 460, an acupuncturist licensed under Chapter 457, a podiatrist licensed under Chapter 461, a dentist licensed under Chapter 466, or a physical therapist licensed under Chapter 486, Florida Statutes, if massage therapy is provided by the persons licensed under Chapter 480 only to patients of the licensed physician, chiropractic physician, acupuncturist, podiatrist, dentist, or physical therapist.

(3) No change.

Specific Authority 480.035(7) FS. Law Implemented 480.043(7) FS. History—New 7-16-98, Amended _____.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLES: RULE NOS.:
 Disciplinary Guidelines 64B7-30.002
 Citations 64B7-30.004

PURPOSE AND EFFECT: The Board deemed it necessary to further update and define the disciplinary guidelines in Rule and 64B7-30.002. Rule 30.004 is being amended to set a citation fine and returned check fees.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines and Citations.

SPECIFIC AUTHORITY: 455.617, 455.627(1),(3), 480.035(7) FS.

LAW IMPLEMENTED: 455.617, 455.627(1),(3), 480.046, 480.047 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: William Buckhalt, Executive Director, Board of Massage Therapy/MQA, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64B7-30.002 Disciplinary Guidelines.
- (1)(a) through (u) No change.
- (v) 455.624(1)(q) \$250 fine & suspension
violating any provision of Chapter 455, Part II or failure to comply with a lawfully issued subpoena of the department
- (w) 455.624(1)(u) \$1,000 fine & revocation
engaging or attempting to engage a patient or client in verbal or physical sexual activity
- (x) 455.624(1)(w) \$500 fine
Failing to report to the Board in writing within 30 days after the licensee has been convicted or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction
- (y) 455.624(1)(w) \$500 fine
Failing to report to the Board in writing on or before October 1, 2000, any convictions, findings of guilt or

pleas of nolo contendere that occurred prior to July 1, 1999, not previously reported to the Board
 (z) 455.624(1)(x) \$500 fine & revocation
using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers or persons involved in accidents, or using information published in a newspaper or other news publication or through a radio or television broadcast that has used information gained from such reports, for the purposes of commercial or any other solicitation whatsoever of the people involved in such accidents
 (2) through (8) No change.

Specific Authority 455.627(1),(3), 480.035(7) FS. Law Implemented 455.627(1),(3), 480.046, 480.047 FS. History—New 3-26-87, Formerly 21L-30.002, Amended 9-30-93, 12-12-93, 8-16-94, 10-1-95, 2-5-96, 5-12-96, 5-29-97, Formerly 61G11-30.002, Amended 2-18-98, 11-4-98, _____.

- 64B7-30.004 Citations.
- (1) through (3)(g) No change.
- (h) First-time failure of the licensee to satisfy continuing education requirements established by the Board: Fine of \$250.00, and one hour of continuing education for each hour not completed or completed late. These continuing education hours are to be completed within three months of the date of citation issuance. Violations of Rule 64B7-28.001(2) by licensees shall result in a penalty of \$250 and completion of the required continuing education.
- (i) through (j) No change.
- (k) Tendering a check that is dishonored by the institution upon which it is drawn shall result in a penalty of \$250.00.

Specific Authority 455.617 FS. Law Implemented 455.617 FS. History—New 1-1-92, Amended 11-15-92, Formerly 21L-30.004, Amended 9-30-93, 12-12-93, 4-21-97, Formerly 61G11-30.004, Amended 8-16-98, 7-18-99, _____.

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLES: RULE NOS.:
 Application and Examination Fee for
 Licensure by Examination; Review Fee 64B19-12.002
 Application Fee for Licensure by
 Endorsement 64B19-12.004

PURPOSE AND EFFECT: Rules 64B19-12.002 and 64B19-12.004 are being amended to update the application fees and to accommodate increasing fiscal expenses.

SUBJECT AREA TO BE ADDRESSED: Application and Examination Fee for Licensure by Examination; Review Fee, and Application Fee for Licensure by Endorsement.

SPECIFIC AUTHORITY: 455.564(2), 490.004(4), 490.005(1)(a) FS.

LAW IMPLEMENTED: 455.564(2), 490.005(1)(a), 490.006(1) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Executive Director, Board of Psychology/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B19-12.002 Application and Examination Fee for Licensure by Examination; Review Fee.

(1) The application fee for licensure by examination is \$500.00 ~~\$250.00~~.

(2) In addition to the application fee specified above, each applicant for certification for examination shall simultaneously submit the examination fees. The examination fee for both parts of the examination is \$500.00 ~~\$485.00~~. An applicant who is certified as exempt from the first part of the examination shall be required to pay an examination fee of \$120.00, and the remainder of the full fee submitted will be returned to the applicant.

(3) through (4) No change.

Specific Authority 455.564(2), 490.004(4), 490.005(1)(a) FS. Law Implemented 455.564(2), 490.005(1)(a) FS. History—New 2-22-82, Amended 7-2-84, Formerly 21U-12.02, Amended 11-21-88, 8-12-90, 1-16-92, Formerly 21U-12.002, Amended 10-12-93, 6-14-94, Formerly 61F13-12.002, Amended 1-7-96, 6-26-97, Formerly 59AA-12.002, Amended 12-3-98, _____.

64B19-12.004 Application Fee for Licensure by Endorsement.

The application fee for a psychology license by endorsement is \$500.00 ~~\$250.00~~.

Specific Authority 490.004(4) FS. Law Implemented 490.006(1) FS. History—New 2-22-82, Amended 5-12-82, Formerly 21U-12.04, Amended 8-12-90, Formerly 21U-12.004, Amended 6-14-94, Formerly 61F13-12.004, Amended 1-7-96, Formerly 59AA-12.004, Amended _____.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program Office

RULE TITLE: Common Minimum Program Standards
 RULE NO.: 65E-12.106
 PURPOSE AND EFFECT: The above rule is being revised to help ensure patients rights and to correct the applicability of a construction standard date and title.

SUBJECT AREA TO BE ADDRESSED: Revision of the above rule will add language to protect patient rights when reporting abuse. The revision also corrects an effective date and title error in the previous revision of this rule impacting crisis stabilization units (CSUs) and Short-Term Residential Treatment Programs (SRTs). When amending this section in September 1998, as part of updating the whole chapter, the intent was to amend this title to read: "(12) Facility Standards for Facilities Licensed Prior to July 14, 1993. This would have made it compatible and consistent with rule 65E-12.109, which reads, "Minimum Construction Standards for New CSU and SRT Facilities Initially Licensed After July 14, 1993. However, due to a clerical error, the amended language submitted erroneously read "(12) Facility Standards for Facilities Licensed Prior to February 1986." rather than July 14, 1993. The present erroneous wording leaves a gap not previously existing for the period between February 1986 and July 14, 1993. Revising this language would eliminate this gap.

SPECIFIC AUTHORITY: 394.461(4), 394.879(1),(2) FS.

LAW IMPLEMENTED: 20.19, 95.11, 381.0035, 386.041, 394.455, 394.457, 394.459, 394.463, 394.465, 394.66, 394.77, 394.875, 395.907, 415.103 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Interested persons may submit written comments or concerns for preliminary consideration to Vince Smith, Operations and Management Consultant II, Mental Health Program Office, 1317 Winewood Blvd., Building 3, Room 101-G, Tallahassee, Florida 32399-0700, Telephone (850)413-0932

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

65E-12.106 Common Minimum Program Standards.

(1) through (8) No change.

(8) Protection of Persons Receiving Services. Unless abridged by a court of law, the rights of individuals who are admitted to CSU and SRT programs shall be assured as mandated under chapter 394, part I, F.S., and chapter 65E-5, F.A.C. Each CSU and SRT shall be operated in a manner that protects the individual's rights, life and physical safety while under evaluation and treatment. In addition to all rights granted under chapter 394, part I, F.S., individuals shall be:

(a) through (b) No change.

(c) Assured that facility policy prohibits any retaliation or reprisal against either themselves or against staff for reporting suspected abuse, neglect or exploitation, or violations of the individuals patient's rights. A copy of this facility policy shall be posted in a common patient area and provided to the patient upon request.

- 1. through 4. No change.
- (9) through (11) No change.
- (12) Facility Standards for Facilities Licensed Prior to July 14, 1993 ~~February 1986~~.
- (a) through (c) No change.
- (13) through (30) No change.

Specific Authority 394.879(1),(2) FS. Law Implemented 20.19, 95.11, 381.0035, 386.041, 394.455, 394.457, 394.457, 394.459, 394.463, 394.465, 394.66, 394.77, 394.875, 394.907, 415.103 FS. History—New 2-27-86, Amended 7-14-92, Formerly 10E-12.106, Amended 9-1-98,_____.

Section II Proposed Rules

DEPARTMENT OF INSURANCE

RULE TITLE: Workers' Compensation: Application and Audit Procedures

RULE NO.: 4-189.003

PURPOSE AND EFFECT: To incorporate amendments that address recommendations in the Report on Workers' Compensation Fraud issued by the Fourteenth Statewide Grand Jury, Office of Statewide Prosecution regarding information in applications.

SUMMARY: The rule amendments update the standard application used by an employer for insurance coverage required by Section 440.38, Florida Statutes, adding requirements for additional information in workers compensation applications.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 440.381 FS.

LAW IMPLEMENTED: 440.381, 624.307, 624.308(1) FS.

IF REQUESTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., April 27, 2000

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jim Watford, Actuary, Insurer Services, P&C Forms & Rates, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0330, (850)413-5370

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Yvonne White, (850)413-4214.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-189.003 Workers' Compensation: Application and Audit Procedures.

(1)(a) Each employer applying to a carrier in the voluntary market for workers' compensation coverage required by Section 440.38, Florida Statutes, shall use Form ACORD 130-FL (rev. 2000/01 3/96) ~~or Form ACORD 130-FL (rev. 6/94)~~, "Florida Workers' Compensation Application," which is hereby adopted and incorporated by reference. Carriers are authorized to continue to use Form ACORD 130-FL (rev. 3/96), "Florida Workers' Compensation Application," which was previously adopted until the current supply of forms is exhausted. The form shall be completed and submitted to the carrier with which the employer wishes to contract for coverage.

(b) A carrier wishing to use its own application form shall submit the form to the Bureau of Property and Casualty Forms and Rates, Division of Insurer Services, Department of Insurance, Larson Building, Tallahassee, FL 32399-0330, for approval prior to its use. At a minimum the form shall require the employer to provide the following information: name, address, and legal status of the employer; federal employer identification number; type of business and contractor licensing number if the employer is a contractor; rating information including past and prospective payroll; estimated revenue; locations; list of officers, sole proprietors and partners including their social security number; list of all employee names, employee's social security number and classifications; ~~and~~ previous workers' compensation experience; former business names and predecessor companies; former and current owners; all names under which the corporation operates; and any other information necessary to enable the carrier to accurately underwrite the employer. The application shall contain a statement that the filing of an application containing false, misleading, or incomplete information with the purpose of avoiding or reducing the amount of premiums for workers' compensation coverage is a felony of the third degree. The application shall contain a sworn statement by the employer attesting to the accuracy of the information submitted.

(c) Each employer applying for workers' compensation coverage in the Florida Workers' Compensation Joint Underwriting Association (FWCJUA) ~~may be required by their carrier to~~ shall use ACORD Form 130-FL (rev. 2000/01 3/96) unless the FWCJUA files and receives approval by the Department of Insurance to use a different application form in accordance with paragraph (1)(b). The FWCJUA shall use

ACORD Form 133-FL (rev. 4/96 4/96), "Florida Workers' Compensation Joint Underwriting Association, Inc., Addendum to ACORD 130-FL" (rev. 3/96) and ACORD Form 134-FL (rev. 9/98), "Florida Workers' Compensation Joint Underwriting Association, Inc., Instructions for Completing ACORD 130 FL & ACORD 133 FL," which are hereby adopted and incorporated by reference. The completed instruction forms shall be submitted to the FWCJUA at the address on the form.

(d) The forms adopted in this subsection (1) may be obtained from ACORD, Number 1 Blue Hill Plaza, 15th Floor, Post Office Box 1529, Pearl River, New York 10965-8529.

(2)(a) An application complying with this rule is required for all policies having covered Florida exposure. For new business effective after the implementation of this rule, a carrier shall use an application which complies with this rule. When this new business policy is renewed, the carrier is not required to obtain another application. ~~For existing business on a carrier's books as of 90 days after the effective date of this rule, the carrier is required to obtain an application complying with this rule at the first renewal of this existing business. On subsequent renewals of this existing business, the carrier is not required to obtain another application.~~ These requirements also apply to policies written in other states where there is covered Florida exposure other than incidental Florida exposure.

(b) The applicant's signature on the application form shall be notarized. The carrier is authorized to require ~~It is not necessary~~ for the producer's signature to be notarized.

(3) Each employer in the voluntary market or the FWCJUA may be required by their carrier to submit Form ACORD 175-FL (rev. 3/97), "Florida Workers' Compensation Monthly Change Sheet," which is hereby adopted and incorporated by reference. Carriers may use their own monthly change sheet containing the same information shown on the adopted form. This form is used to reflect any change in the required application. The monthly change sheet is applicable to new and renewal policies which have been issued with an application that complies with this rule. It is not necessary for an employer to submit a monthly change sheet if there are no changes to report.

Specific Authority 440.381 FS. Law Implemented 440.381, 624.307, 624.308(1) FS. History--New 8-1-91, Formerly 4-28.007, Amended 10-3-95, 10-10-96, 1-15-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: James Watford, Actuary, P & C Forms & Rates, Insurer Services, Department of Insurance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Belinda Miller, Division Director, Insurer Services, Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 16, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 13, 1999

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Florida Nursery Stock and Certification Fees

RULE CHAPTER NO.:

5B-2

RULE TITLES: Registering with the Division

RULE NOS.:

5B-2.002

Certificates of Inspection (Tags)

5B-2.004

Special Inspection and Certification Fees

5B-2.010

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUMMARY: These rules are amended to incorporate by reference Division forms which impose a requirement or solicit information not specifically required by statute.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(3),(8) FS.

LAW IMPLEMENTED: 581.031(8),(14),(21),(23), 581.131, 581.141 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S.W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-2.002 Registering with the Division.

Every nurseryman, stock dealer, plant broker, and agent shall register with the division before moving, distributing or offering nursery stock for sale. All aquatic plants offered for sale or distribution at the retail level, seeds, lawn and pasture grasses, cut flowers, cut fern, and cut foliage (greens) not for propagation are specifically exempted from nursery stock classification for registration purposes, when apparently free from injurious plant pests.

(1) NURSERY REGISTRATION REQUIREMENTS.

(a) Application for registration of nurseries shall be made upon a form, DACS-08004 PI-4, revised 5/99 ~~8/94~~, incorporated herein by reference, to be furnished by the division, which shall contain provisions with which the applicant must comply, and must be signed by the applicant or

applicant's representative. Application form DACS-08004, revised 5/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08004, Application for Certificate of Registration, may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(b) through (h) No change.

(2) STOCK DEALERS, PLANT BROKERS, AND AGENTS. Stock dealers, plant brokers, and agents shall comply with the following stipulations to meet certification requirements:

(a) Those persons who desire to apply for certification and registration as a stock dealer, plant broker, or agent may make application by completing division form DACS-08004, revised 5/99 ~~PI-4~~. This application form should be filed with the division thirty (30) days prior to the date the stock dealer, plant broker, or agent desires to begin operation. The completed application shall be accompanied by payment of the fee as designated in 5B-2.002(2)(e);

(b) All annual renewal documents for certificate of registration shall be returned not later than the anniversary date of the certificate being renewed, and accompanied by the appropriate fee;

(c) Stock dealers with more than one outlet supplied with nursery stock from a central location may register outlets by listing or attaching a list of outlets, with complete mailing address and geographical location, to the application or document for renewal form (DACS-08004, revised 5/99 ~~PI-4~~ or DACS-08022, revised 5/99 ~~PI-22~~ and remitting of the total fee payment for all outlets to be registered. Application for Renewal of Nursery Stock Dealer's Certificate of Registration form, DACS-08022, revised 5/99, is supplied by the division for this purpose and are incorporated herein by reference. Copies of DACS-08022, may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100;

(d) through (g) No change.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.131, 581.141 FS. History--Amended 12-31-74, 6-24-75, 3-25-79, 6-15-81, 10-28-85, Formerly 5B-2.02, Amended 5-17-92, 6-7-95, 11-29-95,_____.

5B-2.004 Certificates of Inspection (Tags).

Any person properly registered with the division as a nursery, stock dealer, plant broker, agent, or any person obtaining inspection services from the division may apply for authorization to print, or have printed, certificates of inspection (tags). Application form DACS-08086 ~~PI-86~~, revised 1/00 ~~7/94~~, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08086 ~~PI-86~~, Request For Authorization To Print Certificates (Tags) of Inspection, may be obtained from the Division of Plant Industry, Bureau of Plant Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. Upon review of the

application, the division may authorize reproduction of designated quantities of certificates by the applicant. These certificates may be imprinted on waybills, bills of lading, separately, or as rubber stamps. The cost of reproduction is solely that of the registrant and shall in no way be considered the responsibility of the division. The division may revoke or suspend certificates for cause, whereupon at the request of the division all certificates, tags and rubber stamps previously approved by the division shall be relinquished to the division. Special Inspection Certificate Receipt, DACS-08222, revised 12/99, shall be completed on all certificates, tags and rubber stamps that are relinquished to the division. Copies of DACS-08222 may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(1) GENERAL NURSERY STOCK INSPECTION TAG CERTIFICATES OF INSPECTION (TAGS) FOR NURSERY STOCK SHALL BE REQUIRED:

(a) On each movement or shipment of nursery stock intended for resale within the state.

(b) On all nursery stock moving out of state.

(c) On every separate package, bundle, box, container, or individual shipment of nursery stock shipped by mail, express, common carrier, etc., whether in-state or out-of-state.

(d) For citrus nursery stock sold or distributed directly to Florida consumers for use as ornamental or dooryard plantings. General Nursery Stock Inspection Tag, DACS-08011, revised 11/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08011, General Nursery Stock Inspection Tags, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(2) USE OF CERTIFICATES OF INSPECTION (TAGS) FOR NURSERY STOCK:

(a) Applicants shall not use or permit to be used any certificate of inspection (tag or rubber stamp) for movement of nursery stock other than that certified by the division.

(b) Applicant may use his certificate of inspection (tag or rubber stamp) on nursery stock obtained from other sources which are registered or certified by the department except for nematode certificates.

(c) All certificates issued or authorized by the division shall remain the property of the division until used or expired.

(d) Alteration or reuse of any certificate issued by or authorized by the division is prohibited.

(e) Printing or duplication of any certificate issued by the division is prohibited without prior written permission by the division for each printing or duplication.

(f) Certificates of inspection (tags) must be dated for validation.

(3) USE OF NEMATODE CERTIFICATES FOR SHIPMENTS TO OTHER STATES:

(a) Use of nematode certificates (DACS-08048 PI-48, revised 2/00 4/94, DACS-08049 PI-49, Revised 7/99 4/94, and DACS-08130 PI-130, Revised 2/00 4/94), incorporated herein by reference, for movement of plants, plant parts, or other regulated articles, not approved for use by the certified source is prohibited. Copies of DACS-08048 PI-48, DACS-08049 PI-49, and DACS-08130 PI-130 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(b) Nematode certificates (DACS-08048 PI-48, DACS-08049 PI-49, and DACS-08130 PI-130) shall not be issued to stock dealers, plant brokers or agents, except individual shipments may be certified when the shipments meet the requirements of the nematode certificate.

~~(c) All citrus nursery stock meeting the requirements of Rule Chapter 5B-44, Florida Administrative Code, that is being moved into or within 100 feet of a commercial citrus grove, commercial citrus nursery, or commercial citrus nursery site, shall be accompanied by a citrus nursery stock inspection certificate (tag) (PI-38, Revised 3/93), incorporated herein by reference. A copy of this citrus nursery stock inspection certificate (tag) shall be retained by the seller for a period of three (3) years and made available to the department on demand. Copies of PI-38 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.~~

~~(c)(d)~~ Plants from a nematode certified nursery shall not be moved under the nematode certification of another nursery. Shipments of nematode certified nursery stock shall be accompanied by the producing nursery's nematode certificate.

(d) A California Nematode Certification Checkoff List, DACS-08220, revised 7/99, shall be completed by an authorized representative of the department to document the nursery's compliance with California's nematode regulations. California Nematode Certification Checkoff List, DACS-08220, revised 7/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08220, California Nematode Certification Checkoff List, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 581.031(21), 581.131 FS. History—Amended 6-26-55, Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.04, Amended 7-28-86, 5-17-92, 6-7-95, Amended 10-8-96,_____.

5B-2.010 Special Inspection and Certification Fees.

Special inspection and certification services that may be provided by the division, when requested by farmers, growers or other interested parties may include special treatments, special pest identifications, special plant identifications, special investigations, and special regulatory activities not otherwise specifically provided for by Chapter 581, Florida Statutes. Governmental agencies requesting special inspections or permits for research purposes shall be exempt from fees. The prescribed fees for these special inspections and certifications shall be as follows:

Type of Certification	Charge	Form
Inspection and State of Origin Certificate, Phytosanitary Export certificate, Phytosanitary Reexport, and	Mileage ¹ and \$35 minimum per inspection or, Mileage and \$25 minimum per certificate issued based on other support documents (fruit and vegetable manifest, etc)	<u>DACS-08014³, Phytosanitary Export Certificate, revised 10/99.</u> <u>DACS-08050³ Inspection and State of Origin Certificate, revised 7/99.</u> <u>DACS-08166³, Attachment For State Phytosanitary Export Certificate, revised 6/99.</u>
Other special inspections. ²	Mileage ¹ and \$35 minimum per inspection or, Mileage and \$25 minimum per certificate issued based on other support documents (fruit and vegetable manifest, etc)	<u>DACS-08211³, Blueberry Certificate, revised 8/99.</u> <u>DACS-08212³, Apple Maggot Certificate, revised 8/99.</u> <u>DACS-08046³, Mamey Stamp, revised 5/99.</u> <u>DACS-08213³, Caribfly Fumigation Certificate, revised 10/99.</u> <u>DACS-08240³, Cold Treatment-California Caribbean Fruit Fly Quarantine, revised 12/99.</u> <u>DACS-08221³, California Hydrilla Quarantine, revised 12/99.</u> <u>DACS-08260, Noxious Weed Certification, revised 9/99.</u>
Phytosanitary Export Certificate noncommercial (homeowner plants or homeowner plant products), and Temporary Certificate of Inspection.	Mileage ¹ and \$15 minimum per inspection.	<u>DACS-08014³, Phytosanitary Export Certificate, revised 10/99.</u> <u>DACS-08010³, Temporary Certificate of Inspection, revised 7/99.</u>
Cut flower, cut fern.	\$5 per acre per crop inspection plus mileage, \$15 minimum, \$460 maximum.	<u>DACS-08289³, Certificate for Cut Foliage, Flowers & Aquatic Plants, revised 8/99.</u>
Import inspection for commercial shipments of plants or plant products	Mileage ¹ and \$35 per hour per inspector from time of arrival to departure, \$35 minimum.	<u>DACS-08001³, Nursery, Stockdealer & Special Inspection Report, revised 12/99.</u>
Growing season field inspection of bulbs, seed, vegetable and tobacco transplants.	\$5 per acre per crop inspection plus mileage, \$15 minimum, \$460 maximum.	<u>DACS-08159³, Growing Season Inspection Report, revised 11/99.</u> <u>DACS-08237³, Vegetable Inspection Report, revised 10/99.-</u>
Witnessing budwood or graftwood cutting.	Mileage ¹ and \$5 per 1000 budeyes cut, \$10 minimum, \$25 maximum.	<u>DACS-08172³, Source Tree Bud Cutting Report, revised 10/99.</u> <u>DACS-08111, Certification to Witness Registered Budwood, revised 7/99.</u>
Vegetable transplants, aquatic and annual (bedding) plants (greenhouse, hotbeds, or other growing units).	Mileage ¹ and \$15 minimum for first 10,000 square feet of growing unit space or less and \$2 per 1,000 square feet of additional growing space per inspection.	<u>DACS-08237³, Vegetable Inspection Report, revised 10/99.</u> <u>DACS 08289³, Certificate for Cut Foliage, Flowers & Aquatic Plants, revised 8/99.</u> <u>DACS-08290³, Tomato/Tobacco Plant Certificate, revised 8/99.</u>

Nematode Certification.	Mileage ¹ and \$20 per sample	<u>DACS-08038³, Citrus Nursery Stock Inspection Tag, revised 7/99.</u> <u>DACS-08048³, Burrowing Nematode Certificate, revised 2/00.</u> <u>DACS-08049³, Nematode Certificate of Inspection for Shipping Nursery Stock to California, revised 7/99.</u> <u>DACS-08130³, Reniform Nematode Certificate, revised 2/00.</u> <u>DACS-082543³, Nematode Certificate of Inspection For Shipping Nursery Stock to California From Stockdealers, revised 02/00.</u> <u>DACS-08270³, Consolidation Declaration For Florida, revised 12/99.</u>
Fumigation services.	\$150 per fumigation of loads 40 cu. ft. or less, \$240 per fumigation of loads exceeding 40 cu.ft.	<u>DACS-08207³, Request for Fumigation, revised 1/99.</u> <u>DACS-08099³, Certificate of Treatment, revised 1/00.</u>
Irradiation treatment.	\$200 minimum, \$500 per hour.	
Special diagnostic fees Entomology	\$40 per sample	<u>DACS-08074³, Entomology Specimen Identification, revised 11/99.</u>
Plant Pathology Disease specimens	\$40 per sample.	<u>DACS-08079³, Plant Pathology Specimen Report, revised 1/00.</u>
Lettuce mosaic samples	\$80 per sample (\$160 if found positive.	
Nematology Roots and soil	\$20 per sample	<u>DACS-08077³, Nematology Specimen Report, revised 9/99.</u>
Caribbean fruit fly protocol participation	\$3.50 per acre per month	<u>DACS-08161³, Application for Participation, revised 12/99.</u> <u>DACS-08233³, Caribfly Certification Program-Establishment of McPhail Traps, revised 12/99.</u>
Grades and Standards regrading inspections 1 - 50 plants 51 - 100 plants 101 - 200 plants 201 - 300 plants 301 - 400 plants 401 - 500 plants 501 - 1000 plants Over 1000 plants	Mileage ¹ and \$25 Mileage ¹ and \$50 Mileage ¹ and \$75 Mileage ¹ and \$100 Mileage ¹ and \$125 Mileage ¹ and \$150 Mileage ¹ and \$200 Mileage ¹ and \$250	<u>DACS-08228³, Grades & Standards -Regrading Inspection Report, revised 10/99.</u>
Permits for importing regulated organisms.	\$10 per species not to exceed \$50 per permit.	<u>DACS-08208³, Application and Permit to Move Regulated Organisms, revised 01/00.</u>

¹ Mileage shall be based on the prevailing state mileage rate.

² There shall be a \$5 charge for each additional phytosanitary export, phytosanitary reexport, inspection and state of origin, and other applicable special inspection certificate written at the same location provided no inspection was made.

³ All DACS forms referenced above are supplied by the division and are incorporated herein by reference. Copies of any of these forms may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(23), 581.031(1),(3) FS. Law Implemented 581.031(8),(14),(23) FS. History--New 6-15-81, Amended 10-28-85, Formerly 5B-2.10, Amended 7-27-86, 5-6-87, 11-19-89, 5-17-92, 11-29-95, 4-9-96, 10-8-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Plant Quarantine and Certification
Entry Requirements

RULE CHAPTER NO.:

RULE TITLES: Requirements for the Interstate Movement of Nursery Stock and Other Plant Products
Quarantine Action

RULE NOS.:

5B-3.003

5B-3.0038

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUMMARY: Forms DACS-08003, Report of Plant and Plant Material In Transit; DACS-08083, Application and Special Permit To Import Sugarcane; DACS-08084, Application to Introduce Citrus Plants and Citrus Plant Parts; DACS-08029,

Agreement For Destruction, Forfeiture, or Return of Plants and/or Plant Parts; and DACS-08081, Agreement For Chemical Treatment, are filed by reference in these rules.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(4),(5) FS.

LAW IMPLEMENTED: 581.031(7), 581.083, 581.101, 581.182 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S.W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-3.003 Requirements for the Interstate Movement of Nursery Stock and Other Plants and Plant Products.

Any person, nurseryman, stock dealer, agent, or plant broker doing business outside the State of Florida who desires to ship into this state nursery stock and other plants and plant products from any state, U. S. possession, territory, or district of the United States, shall comply with the following regulations:

(1) through (3) No change.

(4) A Report of Plant and Plant Material In Transit, DACS-08003, revised 1/00, will be completed on any shipment of nursery stock or other plants or plant products entering Florida that is subject to additional inspection upon reaching its destination. Report of Plant and Plant Material In Transit form, DACS-08003, revised 1/00, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08003, Report of Plant and Plant Material In Transit, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(5) No change.

(6) The movement of propagative parts of sugarcane into the State of Florida is prohibited unless accompanied by a special permit issued by the department. A special permit may be requested by completing an Application for Special Permit to Import Sugarcane, DACS-08083, revised 10/99, and submitting it to the division director. Special Permit to Import Sugarcane, DACS-08083, revised 10/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of An Application for Special Permit to Import Sugarcane, may be obtained from the Division of Plant

Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Sorghum seed is exempt from this requirement provided it is apparently free from plant pests.

(7) It is unlawful for any person to introduce into this state from another state, territory, or foreign country any citrus plant or citrus plant product or propagation therefrom without a permit issued by the department, unless specifically excluded by the rules of the department. A permit may be requested by completing an Application to Introduce Citrus Plants and Citrus Plant Parts, DACS-08084, revised 1/00, and submitting it to the division director. Application to Introduce Citrus Plants and Citrus Plant Parts, DACS-08084, revised 1/00, is supplied by the division for this purpose and is incorporated herein by reference. Copies of Application to Introduce Citrus Plants and Citrus Plant Parts, may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Any such citrus plant or citrus plant product or propagation therefrom introduced into the state from another state, territory, or foreign country without a permit issued by the department, or any plants propagated thereafter from such materials, are unlawful and declared to be contraband and shall be confiscated and destroyed. No compensation shall be allowed for any plant, product, or propagation confiscated and destroyed pursuant to this section.

Specific Authority 570.07(23), 581.031(1),(4),(5), FS. Law Implemented 581.031, 581.182 FS. History—New 3-16-92, Amended 7-2-95, 4-1-97, _____.

5B-3.0038 Quarantine Action.

(1) Plant pests not known to occur in the state of Florida. Plants and plant products which do not meet Florida regulations or are found to be infested or infected with, or exposed to a plant pest not known to be established in the state shall be subject to being refused entry, returned to the owner, quarantined, treated, or destroyed as specified by the department, or destroyed or treated by an authorized representative of the department. The destruction, quarantine, treatment, or return of a shipment shall be under the direction of an authorized representative of the department and at the expense of the owner. Payment to the department for such expense shall be required before shipping can resume. An Agreement For Treatment, Destruction, Forfeiture, or Return of Plants and/or Plant Parts, DACS-08029, revised 12/99, will be completed on all shipments requiring regulatory action. An Agreement For Treatment, Destruction, Forfeiture, or Return of Plants and/or Plant Parts form, DACS-08029, revised 12/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08003, Report of Plant and Plant Material In Transit, and DACS-08029, Agreement For Treatment, Destruction, Forfeiture, or Return of Plants and/or Plant Parts, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box

147100, Gainesville, Florida 32614-7100. The following are examples of plant pests that would require immediate quarantine action:

(a) through (d)4. No change.

(2) Plant pests of limited distribution in the state of Florida. Plants and plant products found infested or infected with or exposed to a plant pest of limited distribution in the state shall subject to immediate quarantine action and will not be eligible for certification until treated as prescribed by the department and released from quarantine. An Agreement for Chemical Treatment, DACS-08081, revised 10/99, may be required for plants and plant products requiring treatment. Agreement for Chemical Treatment form, DACS-08081, revised 10/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08081, Agreement for Chemical Treatment, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. The following are examples of plant pests that would require immediate quarantine action:

(a) through (d)2. No change.

(3) Common Plant Pests. All nursery stock and other plants and plant products found infested or infected with a common plant pest shall be subject to immediate quarantine action when the population of the plant pest is adversely affecting the plant or plant product. The plant or plant product will not be eligible for certification until treated as prescribed by the department and released from quarantine. An Agreement for Chemical Treatment, DACS-08081, revised 10/99, may be required for plants and plant products requiring treatment.

Specific Authority 570.07(23), 581.031(4), 581.101 FS. Law Implemented 581.031(7), 581.083, 581.101 FS. History—New 4-1-97, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Oak Wilt Disease
 RULE CHAPTER NO.: 5B-26

RULE TITLE: Interstate Movement
 RULE NO.: 5B-26.007

PURPOSE AND EFFECT: The purpose is to bring this rule in compliance with Section 120.55(1)(a)4., F.S., by adopting by reference the Master Permit Form, DACS-08047, Revised 11/99, and supplying an address where the form can be obtained.

SUMMARY: Amends Rule 5B-26.007 by adopting by reference the Master Permit, DACS-08047, Revised 11/99, which is required for host plants of oak wilt disease to enter the state.

SPECIFIC AUTHORITY: 570.07(23), 581.031(4) FS.

LAW IMPLEMENTED: 581.031(4), (15), (20), 581.083 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-26.007 Interstate Movement.

(1) The movement of oak wilt disease or host plants into the state from an infested or regulated area is prohibited except by master permit (DACS-08047, Revised 11/99) (~~PI-204~~) issued by the director. Master Permit (DACS-08047, Revised 11/99) (~~PI-204~~), effective 10-18-90, is attached hereto and is incorporated in this rule by reference. Copies of the form may be obtained from the Division of Plant Industry, P. O. Box ~~147100 4269~~, Gainesville, Florida ~~32614-7100 32602~~. Oak wilt disease or any host plant or part thereof may enter the state of Florida for research purposes provided prior written permission from the director is obtained.

(2) through (4) No change.

Specific Authority 570.07(23), 581.031(4) FS. Law Implemented 581.031(4),(15),(20), 581.083 FS. History--New 10-18-90, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Saint Augustine Decline
 RULE CHAPTER NO.: 5B-36

RULE TITLE: Interstate Movement
 RULE NO.: 5B-36.005

PURPOSE AND EFFECT: The purpose is to bring this rule in compliance with Section 120.55(1)(a)4., F.S., by adopting by reference the Master Permit Form, DACS-08047, Revised 11/99, and supplying an address where the form can be obtained.

SUMMARY: Amends Rule 5B-36.005 by adopting by reference the Master Permit, DACS-08047, Revised 11/99, which is required for host plants of Saint Augustine Decline to enter the state.

SPECIFIC AUTHORITY: 570.07(13),(23) FS.

LAW IMPLEMENTED: 581.031(4),(5),(15),(20) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-36.005 Interstate Movement.

(1) The movement of Saint Augustine Decline disease, strains or isolates of Saint Augustine Decline virus or centipede grass mosaic virus, or any host plant or part thereof, including regulated articles, into the state from an infested or regulated area is prohibited unless such shipments are made in accordance with the provisions of this rule chapter.

(a) Saint Augustine Decline disease may not enter the state for research purposes unless prior written permission is obtained from the director of the Division of Plant Industry. In evaluating each such request, the department shall consider the possible risks and benefits of the proposed research project.

(b) Host plants from an infested or regulated area may enter Florida under one of the following conditions:

1. Issuance of a master permit, DACS-08047 PI-230, Revised 11/99, effective 12/92, incorporated herein by reference, by the director. Copies of DACS-08047 PI-230 may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Master Permit applicants shall be required to agree to each condition set forth in the permit form. If granted, the master permit shall permit the department of agriculture in the state of origin to authorize shipment of regulated articles into Florida subject to the requirements and conditions of the master permit.

2. Issuance of a certificate accompanying each shipment and bearing the signature of an inspector of the state of origin certifying and stating that the host plants were produced in an area free of Saint Augustine Decline disease, and have been inspected during a period of active growth and found to be free of Saint Augustine Decline disease.

(2) through (3) No change.

Specific Authority 570.07(13),(23) FS. Law Implemented 581.031(4),(5),(15),(20) FS. History-New 12-24-71, Repromulgated 12-31-74, Formerly 5B-36.05, Amended 5-13-93,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Lettuce Mosaic 5B-38

RULE TITLE: RULE NO.:

Certification Requirements 5B-38.006

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15), F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule.

SUMMARY: Form DACS-08043, Application For Exemption From Certified Lettuce Seed, Revised 10/99 is filed by reference in this rule.

SPECIFIC AUTHORITY: 570.07(13),(23) FS.

LAW IMPLEMENTED: 581.031(4),(5),(23),(26) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-38.006 Certification Requirements.

(1) through (2) No change.

(3) EXCEPTIONS: Any person desiring to plant lettuce plants or seed that do not meet the requirements of (1) or (2) above may apply for a special permit DACS-08043, Revised 10/99, (PI-43) to plant such seeds or plants. A written request on Section A of Form DACS-08043, PI-43, revised 10/99 11/92, and incorporated into this rule by reference, shall be made to the department. In evaluating each request, the department shall consider the possible risks and benefits of the applicant's proposed growing project. Compliance agreements, DACS-08031, revised 5/99, and incorporated into this rule by reference, may also be entered into which shall state any special conditions under which the exception is made. Copies of DACS-08043, Application For Exemption From Certified Lettuce Seed, revised 10/99, and DACS-08031, revised 5/99, Form PI-43 may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(13),(23) FS. Law Implemented 581.031(4),(5),(23),(26) FS. History-New 5-1-73, Repromulgated 12-31-74, Formerly 5B-38.06, Amended 5-25-93,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Nematodes of Citrus
RULE CHAPTER NO.: 5B-44

RULE TITLE: Movement of Regulated Articles
RULE NO.: 5B-44.008

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Section 120.52(15), F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule.

SUMMARY: Forms DACS-08048, Burrowing Nematode Certificate, DACS-08086, Request For Authorization To Print Certificates (Tags) of Inspection, and DACS-08038, Citrus Nursery Stock Inspection Certificate Tag, are filed by reference in 5B-44.008.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(5) FS.

LAW IMPLEMENTED: 581.031(7),(9),(23) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-44.008 Movement of Regulated Articles.

Movement of regulated articles into or within the state, including but not limited to, host plants and parts thereof; soil, including peat, muck and other soil types; limerock; sod; debris; used equipment; or any other regulated article associated with nematodes of citrus listed under 5B-44.003(1) is prohibited unless accompanied by a Burrowing Nematode (BN) Certificate (BN), DACS-08048, revised 2/00. Movement of regulated articles associated with nematodes of citrus as listed under 5B-44.003(2), including but not limited to, host plants including dooryard citrus and any parts thereof; soil, including peat, muck, and other soil types; limerock; sod; debris; used equipment; or any other article designated by the department as a regulated article into or within a minimum distance of 100 feet of any approved citrus nursery site, approved citrus nursery, approved soil pit, commercial citrus grove, or a commercial citrus grove site is prohibited unless

accompanied by a Burrowing Nematode (BN) Certificate (BN). Where necessary, a greater distance may be required by the department. Burrowing Nematode Certificate, DACS-08048, revised 2/00, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08048, Burrowing Nematode Certificate and DACS-08086, Revised 1/00, Request For Authorization To Print Certificates (Tags) of Inspection, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. All citrus nursery stock meeting the requirements of this rule chapter, that is being moved into a commercial citrus grove, shall be accompanied by a Citrus Nursery Stock Inspection Tag, DACS-08038, revised 7/99, incorporated herein by reference. A copy of this Citrus Nursery Stock Inspection Certificate Tag, DACS-08038, shall be retained by the seller for a period of three (3) years and made available to the department on demand. Copies of DACS-08038 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.

Specific Authority 570.07(23), 581.031(1),(5) FS. Law Implemented 581.031(7),(9),(23) FS. History—New 6-15-81, Formerly 5B-44.08, Amended 6-15-87, 6-4-95.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Boll Weevil Eradication
RULE CHAPTER NO.: 5B-52

RULE TITLES: Definitions
RULE NOS: 5B-52.001

Planting Cotton in the Eradication Zone and Required Participation 5B-52.007

Treatment of Cotton in the Eradication Zone 5B-52.008

Submission of Reporting Forms, Assessments and Penalties for Late Payment, and Cotton Destruction 5B-52.009

Cotton Stalk Destruction 5B-52.010
 Movement of Regulated Articles 5B-52.011
 Issuance of Boll Weevil Certificates and Compliance Agreements 5B-52.012

PURPOSE AND EFFECT: The purpose of this rule revision is to identify the Southeastern Boll Weevil Eradication Foundation, Inc. as the organization responsible for conducting the treatment of cotton in the eradication zone. The United States Department of Agriculture is no longer directly involved with boll weevil eradication in the Southeastern United States; to bring this rule into compliance with Section 120.55(1)(a)4, FS, by filing by reference pertinent forms used by the program; and finally, to change the name of the federal Agricultural Stabilization and Conservation Service (ASCS) to the federal Farm Service Agency (FSA).

SUMMARY: Southeastern Boll Weevil Eradication Foundation, Inc. is defined under 5B-52.001; Forms DACS-08193, Cotton Acreage Reporting Form, DACS-08239, Letter of Transmittal, DACS-08164, Cotton Destruction Verification Form, DACS-08162, Boll Weevil Certificate, and DACS-08031, Compliance Agreement, are filed by reference in these rules.

SPECIFIC AUTHORITY: 570.07(23), 593.103(2), 593.109 FS.

LAW IMPLEMENTED: 593.103(2),(4),(6),(10),(13), 593.105, 593.109, 593.114, 593.116 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000
 PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-52.001 Definitions.
 (1) through (21) No change.

(22) Southeastern Boll Weevil Eradication Foundation, Inc. A nonprofit organization comprised of cotton growers and state plant regulatory officials representing all cotton growing states in the Southeastern United States. The Southeastern Boll Weevil Eradication Foundation, Inc. was established to provide guidance to the state foundations and conduct the eradication of the boll weevil throughout the cotton growing areas of the Southeastern United States.

~~(23)~~(22) Suppressive area. An area where an attempt is being made to contain and control the population of boll weevil.

Specific Authority 570.07(23) FS., Section 3(2), Chapter 87-55, Laws of Florida. Law Implemented Chapter 87-55, Laws of Florida. History--New 12-21-87, Amended _____.

5B-52.007 Planting Cotton in the Eradication Zone and Required Participation.

- (1) No change.
- (2) Noncommercial cotton. Noncommercial cotton shall not be produced in the eradication zone except by written authorization under special permit issued by the division director for research purposes.
- (3) through (4) No change.

Specific Authority 570.07(23) FS., Section 3(2), Chapter 87-55, Laws of Florida. Law Implemented Chapter 87-55, Laws of Florida. History--New 12-21-87, Amended _____.

5B-52.008 Treatment of Cotton in the Eradication Zone.
 The treatment of cotton in the eradication zone shall be the responsibility of the Southeastern Boll Weevil Eradication Foundation, Inc. USDA and shall be accomplished under their authority and direction.

Specific Authority 570.07(23) FS., Section 3(2), Chapter 87-55, Laws of Florida. Law Implemented Chapter 87-55, Laws of Florida. History--New 12-21-87, Amended _____.

5B-52.009 Submission of Reporting Forms, Assessments and Penalties for Late Payment, and Cotton Destruction.

(1) Each commercial cotton grower shall submit a completed Cotton Acreage Reporting Form (DACs-08193, Revised 10/99) and incorporated herein by reference, to the federal Farm Service Agency (FSA) Intended Cotton Acreage Reporting Form (PI-163) to the federal Agricultural Stabilization and Conservation Service (ASCS) office servicing the county where the cotton is grown. A copy of the Cotton Acreage Reporting Form may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100. Form PI-163 The Cotton Acreage Reporting Form shall be submitted between March 1 and April 30 ~~29~~ of each year the program remains in effect.

(2) The per acre annual assessment for each acre is \$5.00 for 1987, \$17.50 for 1988, \$25 for 1989, and \$27 for 1990, \$14 for 1991, \$18 for 1992, \$10 for 1993, and \$6.50 for 1994. Thereafter, as long as a containment program is necessary, containment costs shall not exceed \$10 per acre. The cotton growers' share of the total assessment shall be due by June 15 each year the program is in effect. Assessments that were unpaid as of September 1 of 1987-1993 are subject to a penalty fee of \$4 per acre. Commencing with 1994 and thereafter, payments not received by July 15 shall be subject to a penalty fee of 20 percent of the unpaid assessment. Penalty fees shall

not exceed \$25 per acre. Assessment payments and penalty fees shall be paid at the local Farm Service Agency ASCS office.

(3) All assessments and penalty fees collected by the federal Farm Service Agency ASCS shall be remitted to the department and accompanied by a completed Letter of Transmittal Form (DACS-08239, revised 10/99) and incorporated herein by reference, as prescribed in a cooperative agreement between the department and the state federal Farm Service Agency ASCS office and shall be deposited in the State Treasury to the credit of the Plant Industry Fund. A copy of the Letter of Transmittal form may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(4) Penalty fees shall be waived by the division director only upon recommendation of the Foundation.

Specific Authority 570.07(23), 593.103(2) FS. Law Implemented 593.103(4),(10), 593.105, 593.109 FS. History—New 12-21-87, Amended 4-2-89, 12-24-90, 6-26-94, _____.

5B-52.010 Cotton Stalk Destruction.

Each commercial cotton grower, when requested by the Department shall destroy all cotton stalks. All cotton stalks shall be destroyed by February 1 each year the program is in effect. Verification of cotton stalk destruction shall be reported on a Cotton Destruction Verification Form (DACS-08164, revised 10/99) and incorporated herein by reference. A copy of the Cotton Destruction Verification Form may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100. Cotton stalks not destroyed by such date shall be deemed a public nuisance and subject to a penalty fee of \$10.00 per acre. The department may apply to any court of competent jurisdiction, and the court is authorized, in its discretion, to issue judgment and order condemnation and destruction of the nuisance. The grower is liable for all court costs, fees, and other expenses incurred in such action.

Specific Authority 570.07(23), 593.103(2) FS. Law Implemented 593.103(13), 593.109, 593.116 FS. History—New 12-21-87, Amended 4-2-89, _____.

5B-52.011 Movement of Regulated Articles.

(1) through (2) No change.

(3) Intrastate movement.

(a) Regulated articles originating in a suppressive area shall be authorized to move to an area described as a regulated area by the department when accompanied by an authenticated boll weevil certificate, (DACS-08162, revised 11/99) and incorporated herein by reference. A copy of the Boll Weevil Certificate may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(b) through (d) No change.

Specific Authority 570.07(23) FS. Law Implemented 593.103(2),(5),(7) FS. History—New 12-21-87, Amended 7-5-95, _____.

5B-52.012 Issuance of Boll Weevil Certificates and Compliance Agreements, Cancellations, and Attachments.

(1) Issuance of boll weevil certificates and compliance agreements.

(a) Boll weevil certificates. Boll weevil certificates (DACS-08162, revised 11/99) shall be issued for the movement of regulated articles. ~~under any of the following conditions~~ Conditions requiring a certificate for the movement of regulated articles are as follows:

1. When, in the judgment of an authorized representative, regulated articles have not been exposed to infestation.

2. When regulated articles have been examined by an authorized representative and found to be free of infestation.

3. When regulated articles have been treated as prescribed by the USDA or the department under the supervision of an authorized representative.

(b) Compliance agreement. As a condition to receiving a boll weevil certificate (DACS-08162, revised 11/99) for the movement of regulated articles, any person engaged in producing, purchasing, exchanging, processing, utilizing, treating, or moving regulated articles from a regulated area shall be required by the department to sign a compliance agreement (DACS-08031, Revised 5/99) and incorporated herein by reference, stipulating that he will carry out all conditions, treatments, precautions, and sanitary measures deemed necessary by the department to prevent dissemination of boll weevil, including segregation and maintenance of identity of such articles, under supervision of an authorized representative. Any violation of such compliance agreement shall result in its cancellation. A copy of the compliance agreement form (DACS-08031) may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Cancellation. Boll weevil certificates (DACS-08162) issued for the movement of regulated articles shall be withdrawn or canceled and further issuance of boll weevil certificates for the movement of such articles shall be refused by the department when it is determined that further use of such certificates could result in the spread of boll weevil.

(3) Attachment. When offered for movement, the container of regulated articles or, if there is no container, the article itself shall be required to have an authenticated boll weevil certificate (DACS-08162) securely attached.

Specific Authority 570.07(23) FS. Law Implemented 593.103(2) FS. History—New 12-21-87, Amended 7-5-95, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Pests of Honeybees And Unwanted Races of Honeybees

RULE CHAPTER NO.: 5B-54

RULE TITLES: Definitions

RULE NOS.: 5B-54.001

Movement of Regulated Articles

5B-54.006

Registration with the Department

5B-54.010

Apiary Inspection Procedures

5B-54.011

Issuance of Compliance Agreements and Certificates

5B-54.014

Special Inspection to Meet Requirements of Other States and For Export to Foreign Countries

5B-54.015

Interim Detention of Honeybees and Equipment

5B-54-016

Destruction or Treatment of Infested or Infected Hive

5B-54.017

Compensation for Infested or Infected Colonies

5B-54.018

Procedures for Abandoned Apiaries

5B-54.019

Forms

5B-54.020

PURPOSE AND EFFECT: The purpose of this rule revision is to bring this rule into compliance with Sections 120.52(15) and 120.55(1)(a)(4), F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained. Also, to make this Rule Chapter consistent with Chapter 586.11, the requirement for a permit to bring honeybees into Florida is removed since Florida now accepts certification from the state of origin. When certification is not available, a compliance agreement is entered into.

SUMMARY: These rules are amended to incorporate by reference Division forms which impose a requirement or solicit information not specifically required by statute. Further, the requirement for a permit to bring honeybees into Florida is removed since certification from the state of origin is accepted. If certification is not available, a compliance agreement is issued.

SPECIFIC AUTHORITY: 586.10(2) FS.

LAW IMPLEMENTED: 586.025, 586.03(3), 586.035(1), 586.045, 586.09, 586.10(1),(2),(4),(6),(7),(9),(11),(12), 586.11, 586.115, 586.13(1), 586.14, 586.15 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-54.001 Definitions.

For the purpose of this chapter, the definitions in Section 586.02, Florida Statutes, and the following definitions shall apply:

(1) through (4) No change.

~~(5) Permit. An official document issued by the department to out-of-state beekeepers for the entrance of honeybees and other regulated articles as stipulated by this chapter.~~

~~(5)(6) USDA. United States Department of Agriculture, Animal and Plant Health Inspection Services, Plant Protection and Quarantine.~~

Specific Authority 586.10(2) FS. Law Implemented 586.09, 586.10(2), 586.11 FS. History--New 11-22-88, Amended _____.

5B-54.006 Movement of Regulated Articles.

(1) International movement. Regulated articles as listed under 5B-54.005 are prohibited entry into the state unless accompanied by an official letter ~~or permit~~ issued by the Division Director authorizing entry under special conditions.

(2) through (3) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.025, 586.035(1), 586.10(1),(6), 586.11, 586.13(1) FS. History--New 11-22-88, Amended 11-4-92, _____.

5B-54.010 Registration with the Department.

Each beekeeper having honeybee colonies within the state must register with the department utilizing the following procedures:

(1) Application for registration of beekeeping operations shall be made upon a form furnished by the department. The form shall contain provisions with which the applicant must comply and must be signed by the applicant or applicant's representative. Form DACS-08176, PI-176, Application for Beekeeping Registration, revised 7/99 ~~May 1992~~, is hereby incorporated in this rule by reference. A copy of DACS-08176

may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Applicant's honeybees shall have been inspected by an authorized representative of the department within a 12-month period preceding the date of application and found to be apparently free from honeybee pests listed under 5B-54.003 and unwanted races of honeybees listed under 5B-54.004 and to be reasonably free from common honeybee pests.

(3) By signing the application the beekeeper agrees to comply with appropriate rules of the department. Each application for registration (DACS-08176) or renewal of registration (~~PI-176~~) must be accompanied by the proper registration fee based on the total number of colonies operated by the registrant as follows:

<u>Number of Colonies</u>	<u>Fee</u>
1 - 5	\$ 5
6 - 40	10
41 - 200	20
201 - 500	35
501 - 2000	50
2001 - 5000	75
Over 5000	100

(4) Upon approval of the application, the department will issue to the beekeeper a Certificate of Beekeeping Registration. Form DACS-08177, ~~PI-177~~, Certificate of Beekeeping Registration, revised 4/99 ~~9-94~~, is hereby incorporated in this rule by reference. A copy of DACS-08177 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(5) Application for annual renewal of the certificate must be made not later than the anniversary date of the certificate and must be accompanied by the appropriate registration fee.

(6) An application received after the anniversary date shall be accompanied by a \$10 late filing fee.

(7) Failure to register is a violation of Section 586.045, Florida Statutes, and is subject to the penalties set forth in Section 586.15, Florida Statutes.

Specific Authority 586.10(2) FS. Law Implemented 586.045, 586.10(9), 586.10(12), 586.15 FS. History--New 11-22-88, Amended 11-4-92,_____.

5B-54.011 Apiary Inspection Procedures.

(1) Each Florida apiary shall be inspected and a report issued by an authorized representative of the department at such intervals as the department deems best for the detection of honeybee pests listed under 5B-54.003 and unwanted races of honeybees under 5B-54.004. Form Apiary Inspection Report, DACS-08206, Revised 6/99, is hereby incorporated in this rule by reference. A copy of DACS-08206 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Routine inspection of an apiary shall include actual visual inspection of not less than five (5) percent of the hives included in the apiary. One hundred (100) percent of the hives may be inspected if determined appropriate by the department. A minimum of ten (10) hives shall be inspected in the apiary with all hives inspected in any apiary consisting of less than ten (10) hives.

Specific Authority 586.10(2) FS. Law Implemented 586.10(4),(9) FS. History--New 11-22-88, Amended 11-4-92,_____.

5B-54.014 Issuance of Compliance Agreements Permits and Certificates.

(1) Compliance Agreements Permits. The department may issue a compliance agreement permit for the movement of regulated articles, as listed under 5B-54.005, from another state for entrance into Florida under any of the following conditions:

~~(a) When regulated articles have been inspected by an authorized representative of the state of origin or the department and found to be apparently free of infection or infestation by a honeybee pest or unwanted race of honeybees as listed under 5B-54.003 and 5B-54.004 or when in compliance with 5B-54.017;~~

~~(b) When regulated articles have been treated under the supervision of an authorized representative of the state of origin, the department, or the USDA with a treatment method approved by the department;~~

~~(a)(e)~~ When movement of non-certified regulated articles to specified destinations for limited handling, utilization, or processing is requested.

~~(b)(d)~~ Each permit compliance agreement will prescribe the conditions under which the regulated articles are allowed to move. Form Compliance Agreement, DACS-08031, Revised 5/99, is hereby incorporated in this rule by reference. A copy of DACS-08031 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Certificates of Inspection.

(a) A certificate is required on each sale or movement of honeybees and other regulated articles within the state unless such regulated articles are identified as specified in 5B-54.013. Forms DACS-08061, revised 8/99 ~~PI-57, revised 6-92~~, Certificate of Inspection for Out of State Shipments and Re-entry Into Florida, and incorporated herein by reference, or a Queen Certificate, DACS-08057, revised 10/99, and incorporated herein by reference, or a Varroa Mite Certificate, DACS-08165, revised 10/99, and incorporated herein by reference, may be used for this purpose. A copy of forms DACS-08061, DACS-08057 and DACS-08165 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(b) A certificate, DACS-08061 or DACS-08057, is required on shipments of honeybees or other regulated articles going from the state showing that certification requirements have been met. ~~Forms PI-57 and PI-61, revised 5/92, to be used for this purpose, are hereby incorporated in this rule by reference.~~

Specific Authority 586.10(2) FS. Law Implemented 586.10(7), 586.09, 586.11 FS. History—New 11-22-88, Amended 11-4-92, 7-9-95, _____.

5B-54.015 Special Inspection to Meet Requirements of Other States and For Export to Foreign Countries.

Any person may request the department to provide inspection, sampling, and laboratory examination of honeybees and beekeeping equipment for the purpose of determining eligibility to meet special requirements for shipment to other states and for export, under the following procedures:

(1) File a request for inspection on a form provided by the department. Form DACS-08179 PI-179, Request for Special Inspection, revised 10/99, 5-21-92, is hereby incorporated in this rule by reference. A copy of form DACS-08179, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Provide authorized representatives with directions to the apiary, and, if requested, assistance in handling the colonies and equipment for examination.

Specific Authority 586.10(2) FS. Law Implemented 586.02(12), 586.03(3) FS. History—New 11-22-88, Amended 11-4-92, _____.

5B-54.016 Interim Detention of Honeybees and Equipment.

Any honeybees and used beekeeping equipment, whether certified or not, may be detained for inspection by the department. If such bees or used beekeeping equipment are found to have been moved or transported into the state or within the state in violation of the rules of the department, or if found infested or infected with any regulated honeybee pests or unwanted races of honeybees, such honeybees or used beekeeping equipment shall be deported, destroyed or treated by the department within 48 hours upon the order of the department. Daily Apiary Movement Reporting Form, DACS-08201, Revised 10/99, to be used for this purpose is incorporated into this rule by reference. A copy of DACS-08201, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 586.10(2) FS. Law Implemented 586.10(4), 586.115, 586.13 FS. History—New 11-22-88, Amended _____.

5B-54.017 Destruction or Treatment of Infested or Infected Hives.

(1) American foulbrood. All hives found infected or infested with American foulbrood shall be destroyed by burning or shall be decontaminated by other methods prescribed or approved by the department. This action must be

accomplished within 30 ~~40~~ days of diagnosis and honeybee colonies and related equipment must be stored or maintained in such a manner that exposure to other honeybees is prevented. All colonies found in the same apiary where American foulbrood is detected shall be quarantined for a minimum of 30 days by issuing a Notice of Quarantine For American Foulbrood to determine apparent freedom from American foulbrood disease. Notice of Quarantine For American Foulbrood, DACS-08063, Revised 12/99, is hereby incorporated in this rule by reference. A copy of DACS-08063, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Other honeybee pests and unwanted races of honeybees. Discovery of other honeybee pests or unwanted races of honeybees in the state shall initiate the quarantine of all colonies located within a distance prescribed by the department of the infested apiary. All honeybees within the quarantine area shall be inspected. A recommended eradication or control method shall be determined and prescribed by the department.

(3) Varroa mite. All hives found infested with Varroa mite shall be treated prior to movement with an acaricide approved by the Department and will not have more than two (2) Varroa mites in an ether roll of 200 bees in the post treatment survey, in accordance with Compliance Agreement PI-167, revised 10-92, incorporated in this rule by reference A Varroa Mite Certificate, DACS-08165, Revised 10/99, is to be issued following an acceptable survey. A copy of DACS-08165, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 586.10(2) FS. Law Implemented 586.10(4), 586.115, 586.13 FS. History—New 11-22-88, Amended 11-4-92, 7-9-95, _____.

5B-54.018 Compensation for Infested or Infected Colonies.

(1) Florida resident owners of colonies and regulated articles destroyed due to infection or infestation with American foulbrood shall be compensated at the rate of ½ the estimated value of the honeybees and equipment, provided funding is available for this purpose; however, compensation shall not exceed \$30.00. The condition of the equipment to be destroyed shall be rated by the inspector and the beekeeper as good, fair, or poor. Any disagreement over the condition or value of equipment to be destroyed shall be arbitrated by the Chief of Apiary Inspection, the Cooperative Extension Service Apiary Specialist, and the Chairman of the Honeybee Technical Council. A Compensation Agreement, including the owner's Social Security number, must be signed by the owner. The Compensation Agreement form, DACS-08062, Revised 7/99, is hereby incorporated in this rule by reference. A copy of

DACS-08062, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.13, 586.14 FS. History—New 11-22-88, Amended 11-4-92,_____.

5B-54.019 Procedures for Abandoned Apiaries.

Any apiary found without proper identification or registration information is considered abandoned after which the following will apply:

(1) An inventory of the apiary will be conducted and each hive and piece of equipment tagged with an official department tag indicating the department's label of abandonment. Notice of Abandonment, Form DACS-08180, PI-180, revised 10/99, 5/92, to be used for this purpose, is hereby incorporated in this rule by reference. A local law enforcement agency and the landowner will be informed by written notice of the geographic location of such apiary. A copy of DACS-08180, Notice of Abandonment, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) through (8) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.10(11),(12) FS. History—New 11-22-88, Amended 11-4-92,_____.

5B-54.020 Forms.

~~All forms required under this rule chapter may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614 7100.~~

Specific Authority 586.10(2) FS. Law Implemented 586.10(2) FS. History—New 11-22-88, Amended 11-4-92, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Dogwood Anthracnose	5B-55
RULE TITLE:	RULE NO.:
Interstate Movement	5B-55.006

PURPOSE AND EFFECT: The purpose is to bring this rule in compliance with Section 120.55(1)(a)4., F.S., by adopting by reference the Master Permit Form, DACS-08047, Revised 11/99, and supplying an address where the form can be obtained.

SUMMARY: Amends Rule 5B-55.006 by adopting by reference the Master Permit, DACS-08047, Revised 11/99, which is required for host plants of dogwood anthracnose to enter the state.

SPECIFIC AUTHORITY: 570.07(23), 581.031(4) FS.

LAW IMPLEMENTED: 581.031(4),(15),(20), 581.083 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-55.006 Interstate Movement.

(1) The movement of dogwood anthracnose or a host plant into the state from an infested or regulated area is prohibited except by master permit issued by the director. (Form DACS-08047 PI-196, revised 11/99 5/96, is incorporated by reference. Copies may be obtained from Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100). Dogwood anthracnose or any host plant may enter the state of Florida for research purposes with prior written permission from the director.

(2) through (3) No change.

Specific Authority 570.07(23), 581.031(4) FS. Law Implemented 581.031(4),(15),(20), 581.083 FS. History—New 9-18-89, Amended 8-19-96, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Citrus Budwood Protection Program

RULE CHAPTER NO.: 5B-60

RULE TITLES: Citrus Budwood Protection Procedure Manual, Citrus Budwood Testing Manual, and Graft-transmissible Diseases of Citrus: Handbook for detection and diagnosis

RULE NOS.: 5B-60.004

Citrus Nursery Stock Propagation and Planting Parent Trees 5B-60.006

Scion Trees 5B-60.007

Validated Tree 5B-60.009

Fees 5B-60.011

Exemptions 5B-60.015

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained. Two fee changes, which were inadvertently left out of the rule amendment effective February 1, 2000, are included. These are 1) shoot-tip grafting fee is increased to \$500, and 2) changed to actual cost for shipping and handling for budwood and seed in Florida in order not to have a rule change every time postal fees increase.

SUMMARY: Various forms are incorporated by reference in these rules, change to actual cost for shipping and handling for budwood and seed in Florida, and the fee for shoot-tip grafting is increased to \$500.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(3),(8) FS.

LAW IMPLEMENTED: 570.07(2),(13),(23), 570.0705, 581.031(1),(14),(17),(23) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-60.004 Citrus Budwood Protection Procedure Manual, Citrus Budwood Testing Manual, and Graft-transmissible Diseases of Citrus: Handbook for Detection and Diagnosis.

The regulations, definitions, and standards in Citrus Budwood Protection Procedure Manual, Revised 1/21/00 ~~9/15/99~~, Citrus Budwood Testing Manual, Revised September 16, 1999, and C. N. Rostacher, Graft-transmissible Diseases of Citrus: Handbook for detection and diagnosis. (Food and Agricultural Organization of the United Nations, Rome, 1991) are hereby adopted as regulations and rules under the Division of Plant Industry, pursuant to Chapter 581, F.S. Copies may be obtained by contacting the Secretary of State's Office, Tallahassee, Florida. Copies are available for examination at the Florida Department of Agriculture and Consumer Services, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881, and the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Plant Pathology Section, 1911 S.W. 34th Street, Gainesville, Florida 32608-1201.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(23), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98, 2-1-00, _____.

5B-60.006 Citrus Nursery Stock Propagation and Planting.

(1) No change.

(2) Prior to propagating all dooryard, own-use and commercial citrus nursery stock, unless exempted in 5B-60.016, nurserymen and growers shall make application to produce citrus nursery stock on Form DACS-08066. Form DACS-08066, Revised 9/99 ~~6/99~~, is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. Applicants must agree to comply with all the conditions which apply to the Citrus Budwood Protection Program as specified in this rule chapter.

(3) Commercial citrus nursery stock shall be propagated according to the following provisions unless exempted in 5B-60.016.

(a) Propagative material including budwood, air-layers, and cuttings shall be from parent trees, foundation trees, scion trees, increase or validated trees for which a Certificate of Source Tree Registration (DACs-08072) has been issued as specified in 5B-60.012. Form DACs-08072, Revised 1/00 ~~10/99~~, is hereby adopted and incorporated by reference herein.

The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881-1438.

(b) Budwood shall be taken under the direct supervision of a witness authorized by the department. Budwood from each source tree shall be wrapped separately. Each bundle shall be labeled showing variety, the tree identification number, and the number of buds counted or estimated.

(c) All propagative material data shall be recorded on a Source Tree Bud Cutting Report ~~registered budcutting report~~ (DACS-08172) and submitted to the Bureau of Citrus Budwood Registration at the time of collection. Form DACS-08172, Revised 10/99, is hereby adopted and incorporated by reference herein. Persons authorized to fill out a Source Tree Bud Cutting Report (DACS-08172), shall sign a Certification To Witness Registered Budwood form, DACS-08111, Revised 12/99, and incorporated in this rule by reference. These forms ~~The form~~ may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881-1438.

(d) through (i) No change.

(j) Laboratories that submit citrus tristeza virus test results to the Citrus Budwood Protection Program shall sign a Citrus Tristeza Virus Testing Laboratory Certification Compliance Agreement DACS-08031, revised 5/99, incorporated in this rule by reference. Form DACS-08031 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(4) No change.

(5) Dooryard sources are initially recorded on a Record of Validated/Dooryard Source Trees Form DACS-08255, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98, 2-1-00,_____.

5B-60.007 Parent Trees.

Parent trees are selected mature source trees belonging to a nurseryman or grower, or on property that the owner has given written permission to a nurseryman and the department for access for observation, testing, and budcutting. At the time of entry into the Citrus Budwood Protection Program the owner shall sign a Parent Tree Candidate Entry Form DACS-08298 effective 3/99. Form DACS-08298 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(1) through (4) No change.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98, 2-1-00,_____.

5B-60.009 Scion Trees.

Scion trees shall be propagated from selected parent or foundation trees, be registered on a Certificate of Source Tree Registration (DACS-08072) as specified in 5B-60.012, and must meet the following requirements:

(1) The layout, design and planting of the scion grove shall meet the requirements specified in the Citrus Budwood Protection Procedure Manual and shall be done under the supervision of the department; Scion tree planting is witnessed by the department on Growers Record of Registered Scion Tree Movement Form DACS-08071, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(2) through (4) No change.

(5) The nurseryman shall furnish the Bureau of Citrus Budwood Registration within 30 days following date of budding, a nursery plat on Form DACS-08073, revised 10/99 9/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. The nursery plat shall identify the location of each progeny tree, indicating the variety, rootstock, and the source tree registration number of the source;

(6) through (11) No change.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98, 2-1-00,_____.

5B-60.011 Validated Tree.

Validated source trees shall be validated on a Certificate of Source Tree Registration (DACS-08072), and must meet the following requirements:

(1) through (5) No change.

(6) Validated sources are initially recorded on a Record of Validated/Dooryard Source Trees Form DACS-08255, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98, 2-1-00,_____.

5B-60.015 Fees.

An annual source tree registration fee shall be paid as follows:

Parent tree	\$5.00 per tree per year
Scion tree	\$2.00 per tree per year
Dooryard source tree	\$1.00 per tree per year
Validated source tree	\$1.00 per tree per year
Seed source tree	\$1.00 per tree per year
Additional fee: Reinstate a tree	\$5.00 plus the back annual registration fee
Miscellaneous fees for division services:	
Witnessing budwood cutting	Mileage ¹ and \$5.00 per 1000 budeyes cut, \$10 minimum, \$25 maximum
Citrus viroid or psorosis testing	\$60 per test
Parent tree indexing	\$175 per tree
Shoot-tip grafting	\$500 \$300
Budwood ² Cut from Citrus Budwood Foundation Groves, Screenhouses and/or Florida Citrus Arboretum	25 cents/eye, \$5.00 minimum
Tip Cuttings (6 inches)	50 cents each
Tip cuttings (6 inches) (Out-of-State)	\$1.50 cents each
New Division of Plant Industry releases	\$1.00/eye (first two years)
Budwood shipment (Out-of-State/Foreign)	75 cents/eye, \$50.00 minimum
Shipping and handling fee for budwood and seed in Florida.	Actual cost \$3.00 per shipment, or actual cost for large orders.

¹ Mileage shall be based on the prevailing State mileage rate.

² Requests for budwood are submitted on a Budwood Order Form DACS-08218, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(1) through (3) No change.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98, 2-1-00,_____.

5B-60.016 Exemptions.

(1) No change.

(2) Citrus trees produced for research purposes in field plantings shall not be exempt from the program requirements contained in this rule chapter. Research facilities shall sign a

Citrus Budwood Protection Program Research Facility Compliance Agreement, DACS-08031, Revised 5/99, incorporated in this rule by reference. Form DACS-08031 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. Requests to plant pathogen infected material for research projects shall be made on an Application and Permit To Plant Citrus Pathogen Infected Stock, DACS-08274, Revised ~~1/00~~ ~~40/99~~, and incorporated in this rule by reference. Form DACS-08274 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(3) through (4) No change.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98, 2-1-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 1999
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

DEPARTMENT OF EDUCATION

RULE TITLE: Responsibilities of Boards for Student Transportation
 RULE NO.: 6-3.017

PURPOSE AND EFFECT: The purpose of this rule revision is to adopt revised school bus inspection procedures and out-of-service criteria in the State of Florida School Bus Safety Inspection Manual. These revisions will ensure that the inspection of district school buses will incorporate the latest changes in the 2000 Revised Florida School Bus Specifications, Federal Motor Vehicle Safety Standards, and improvements in industry standards. The effect is to improve the quality of the inspection and the safety of district school buses through incorporation of the proposed changes. Implementation of the requirements that school bus inspections be conducted by technicians certified as school bus inspectors will ensure that only quality technicians and inspectors that meet the requirements for experience, training, and testing are inspecting school buses.

SUMMARY: These amendments incorporate in rule updated inspection procedures and out-of-service criteria in the State of Florida School Bus Safety Inspection Manual. Additionally, requirements are added that inspection of school buses shall be conducted by technicians certified as school bus inspectors.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of the notice.

SPECIFIC AUTHORITY: 234.02(13) FS.

LAW IMPLEMENTED: 234.02 FS.

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., May 4, 2000

PLACE: Room 1702, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Wayne v. Pierson, Deputy Commissioner for Planning, Budgeting and Management, Department of Education, 400 South Monroe Street, Room 1702, Tallahassee, Florida 32399-0400, (850)488-6539

THE FULL TEXT OF THE PROPOSED RULE IS:

6-3.017 Responsibilities of School Districts for Student Transportation.

Each school district shall exercise specific powers and responsibilities, as follows:

- (1) through (7) No change.
- (8) Inspection and maintenance of school buses.

(a) To provide, after considering recommendations of the superintendent, adequate storage, maintenance and inspection procedures for all buses owned by the school board, and to assure that all contract buses in use in the district are properly inspected and maintained in accordance with law and rules of the State Board.

(b) The inspection shall be conducted in accordance with procedures and include all items listed in the State of Florida School Bus Safety Inspection Manual, 2000 1996 Edition which is hereby incorporated by reference and made a part of this rule. This document may be obtained from the Bureau of Career Development, Department of Education, 325 West Gaines Street, The Florida Education Center, Tallahassee, Florida 32399, at a cost not to exceed actual production and distribution cost.

(c) Inspection of buses shall be scheduled and required every twenty (20) school days. Any bus that is removed from service or deadlined so as to disrupt the safety inspection schedule shall be inspected prior to being returned to service. All deficiencies discovered during the safety inspection shall be noted on the inspection form. Follow-up repairs of all safety related items shall be made before the bus is returned to service and shall be documented.

(d) School bus inspections shall be conducted by technicians certified as school bus inspectors in accordance with the State of Florida School Bus Safety Inspection Manual, 2000 Edition. The requirement that inspections be performed by a certified school bus inspector may be waived for a period not to exceed six (6) months when an emergency condition exists, upon written notification to the Commissioner by the district superintendent. This paragraph shall become effective January 1, 2001.

~~(e)~~ No person shall knowingly render inoperative or reduce compliance of any school bus equipment required to meet Federal Motor Vehicle Safety Standards applicable at the time of manufacture.

- (9) through (11) No change.

Specific Authority ~~229.053(4)~~; 232.25, 234.01, 234.02, 234.051, 234.061, 235.26 FS. Law Implemented 230.23(8), 230.33(10), 234.01, 234.02, 234.021, 234.051, 234.061, 316.183(3), 316.189 FS. History—Amended 9-4-64, 3-25-66, 1-17-72, Revised 7-20-74, Repromulgated 12-5-74, Amended 11-24-76, 10-1-81, Formerly 6A-3.17, Amended 9-30-87, 6-26-89, 11-15-94, 8-28-95, 4-19-96, Formerly 6A-3.017, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Wayne V. Pierson, Deputy Commissioner for Planning,
Budgeting and Management, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Tom Gallagher, Commissioner of
Education

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: March 20, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: February 18, 2000

DEPARTMENT OF EDUCATION

RULE TITLE:

Specifications for New School Buses

RULE NO.:

6-3.029

PURPOSE AND EFFECT: The purpose of this rule amendment is to adopt revised specifications which ensure that new Florida school buses incorporate the latest safety and reliability-related technological improvements available from all manufacturers. The effect is to improve the safety, efficiency, and reliability of new school buses, through incorporation of the proposed changes, including: revision of warranty requirements; upgraded alternator requirements to handle the increased electrical loads on current school buses; added specifications for 71 and 77 capacity Type C buses; revised wheel mounting hardware requirements to reduce costs; revised air conditioning requirements to provide more durable and easier to maintain A/C systems; and revised passenger seat spacing requirements in order to accommodate pre-kindergarten students.

SUMMARY: These amendments incorporate in rule updated specifications for new school buses.

SUMMARY OF STATEMENT OF ESTIMATED
REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of the notice.

SPECIFIC AUTHORITY: 234.051 FS.

LAW IMPLEMENTED: 234.02, 234.051 FS.

A HEARING WILL BE HELD AT THE TIME, DATE AND
PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., May 4, 2000

PLACE: Room 1702, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE IS: Wayne v. Pierson, Deputy
Commissioner for Planning, Budgeting and Management,
Department of Education, 400 South Monroe Street, Room
1702, Tallahassee, Florida 32399-0400, (850)488-6539

THE FULL TEXT OF THE PROPOSED RULE IS:

6-3.029 Specifications for New School Buses.

(1) School buses purchased each year shall conform to current National Standards for School Buses of the National Conference on School Transportation, current Federal Motor Vehicle Safety Standards and to specifications prescribed by the State Board for body, chassis and special equipment as provided in Section 234.051, Florida Statutes. Each school bus as defined by Section 234.051(1), Florida Statutes, shall meet the requirements of the Florida School Bus Specifications applicable for the year the bus was manufactured or the previous year if specifications were not revised and approved for a given year. Specifications shall incorporate the specific standards as approved by the State Board prior to and including the following years: 1965, 1966, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1992, 1993, ~~and 1995, and 2000~~ revised. Copies of the above specifications are on file and available from the School Transportation Management Section, Florida Department of Education, 325 West Gaines Street, The Florida Education Center, Tallahassee, Florida 32399. Specifications may vary for different sizes and types of buses to meet specific needs and conditions. Bid forms prepared under the direction of the Commissioner shall incorporate basic specifications and equipment.

(2) Any school district may, at its option, upgrade any school bus or buses with equipment meeting specifications which are current at the time of the upgrade.

(3) The Deputy Commissioner for Planning, Budgeting and Management Educational Programs may approve special equipment differing from or not prescribed in Florida School Bus Specifications for the specific purpose of limited pilot testing to determine if such equipment provides substantive improvements in safety or cost effectiveness. Pilot testing of equipment shall not be approved until the Deputy Commissioner for Planning, Budgeting and Management Educational Programs has determined to the extent practical that the equipment will not compromise safety.

Specific Authority ~~229.053(4)~~; 234.051 FS. Law Implemented 234.02, 234.051 FS. History—Amended 9-17-72, 7-20-74, Repromulgated 12-5-74, Amended 11-10-83, 3-28-84, 10-8-84, 10-8-85, Formerly 6A-3.29, Amended 8-19-86, 9-30-87, 10-4-88, 12-11-89, 12-18-90, 11-10-92, 9-5-93, 11-15-94, 10-18-95, Formerly 6A-3.029, Amended _____. c.f. Florida School Bus Specifications Revised, January 1965; Florida School Bus Specifications Revised, Chassis – 1966; Body – 1966; Florida School Bus Specifications Revised, January 1966; Florida School Bus Specifications Revised, 1968; Florida School Bus Specifications Revised, 1969; Florida School Bus Specifications Revised, 1970; Florida School Bus Specifications Revised, 1971; Florida School Bus Specifications Revised, 1972; Florida School Bus Specifications Revised, 1973; Florida School Bus Specifications Revised, November 1974; Florida School Bus Specifications Revised, January 1975; Florida School Bus Specifications Revised, Chassis – October 1976; Body – October, 1976, No Type A; No Exceptional Child; Florida School Bus Specifications Revised, Body, Chassis, Type A, and Exceptional Child, March 1977; Florida School Bus Specifications Revised, 1978; Florida School Bus Specifications Revised, Amended, 1979; Florida School Bus Specifications Revised, November 1980; Florida School Bus Specifications Revised, 1982; Florida School Bus Specifications Revised, 1983; Florida School Bus

Specifications Revised, January 1984; Florida School Bus Specifications Revised, September 1984; Florida School Bus Specifications Revised, September 1985; Florida School Bus Specifications July 1986; Florida School Bus Specifications Revised, October 1987; Florida School Bus Specifications Revised, 1988; Florida School Bus Specifications Revised, 1989; Florida School Bus Specifications Revised, 1990; Florida School Bus Specifications Revised, 1992; Florida School Bus Specifications Revised, 1993; Florida School Bus Specifications Revised, 1995; Florida School Bus Specifications Revised, 2000

NAME OF PERSON ORIGINATING PROPOSED RULE: Wayne V. Pierson, Deputy Commissioner for Planning, Budgeting and Management, Department of Education
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Gallagher, Commissioner of Education
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 20, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 25, 2000

**DEPARTMENT OF EDUCATION
Florida School for the Deaf and the Blind**

RULE TITLE: Adoption and Amendment of Rules
PURPOSE AND EFFECT: Repeals rule which is no longer necessary as substance is in statute.
SUMMARY: Repeals unnecessary rule.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

RULE NO.: 6D-1.006

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 120.53(1)(b), 242.331(4) FS.
A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:
TIME AND DATE: 9:00 a.m., April 29, 2000
PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-1.006 Adoption and Amendment of Rules.

Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History--New 12-19-74, Amended 9-8-85, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

**DEPARTMENT OF EDUCATION
Florida School for the Deaf and the Blind**

RULE TITLE: Conflict of Interest Policy
PURPOSE AND EFFECT: Repeals rule, that is no longer required as substance is in statute.
SUMMARY: Repeals unnecessary rule.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

RULE NO.: 6D-1.007

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 242.331(4), 112.313(2), 112.313(6), 112.313(7)(a) FS.

A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:
TIME AND DATE: 9:00 a.m., April 29, 2000

PLACE: Wilson Music Building, Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-1.007 Conflict of Interest Policy.

Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 112.313(2), 112.313(6), 112.313(7)(a) FS. History--New 12-19-74, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

**DEPARTMENT OF EDUCATION
Florida School for the Deaf and the Blind**

RULE TITLE: Declaratory Statements
PURPOSE AND EFFECT: Repeals obsolete rule that is no longer authorized by statute.

RULE NO.: 6D-1.009

SUMMARY: Repeals obsolete rule.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 120.53(1)(b), 120.565, 242.331(4) FS.

A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:

TIME AND DATE: 9:00 a.m., April 29, 2000
PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-1.009 Declaratory Statements.

Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(b), 120.565, 242.331(4) FS. History—New 9-8-85, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

**DEPARTMENT OF EDUCATION
Florida School for the Deaf and the Blind**

RULE TITLE: Decisions Determining Substantial Interests
RULE NO.: 6D-1.010

PURPOSE AND EFFECT: Repeals obsolete rule that is no longer authorized by statute.

SUMMARY: Repeals obsolete rule.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 120.53(1)(c), 120.57, 242.331(4) FS.

A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:

TIME AND DATE: 9:00 a.m., April 29, 2000

PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-1.010 Decisions Determining Substantial Interests

Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(c), 120.57, 242.331(4) FS. History—New 9-8-85, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

**DEPARTMENT OF EDUCATION
Florida School for the Deaf and the Blind**

RULE TITLE: Philosophy
RULE NO.: 6D-2.002

PURPOSE AND EFFECT: Repeals rule no longer needed as substance is statutory.

SUMMARY: Repeals rule. Substance is in statute.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 242.331(4), 120.53(1)(a) FS.

A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:

TIME AND DATE: 9:00 a.m., April 29, 2000
PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-2.002 Philosophy.

Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History—New 12-19-74, Amended 8-26-86, 4-8-92, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: Objectives
RULE NO.: 6D-2.003
PURPOSE AND EFFECT: Repeals rule no longer needed as substance is covered in statute.

SUMMARY: Repeals unnecessary rule. Information in statute.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.
Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 242.331(4), 120.53(1)(a) FS.
A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:
TIME AND DATE: 9:00 a.m., April 29, 2000
PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-2.003 Objectives.

Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History-New 12-19-74, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: The Florida Herald
RULE NO.: 6D-6.019

PURPOSE AND EFFECT: Repeals obsolete rule.
SUMMARY: Repeals rule no longer authorized in statute.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.
Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.
SPECIFIC AUTHORITY: 242.331(3) FS.
LAW IMPLEMENTED: 242.331(4) FS.

A PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE LISTED BELOW:
TIME AND DATE: 9:00 a.m., April 29, 2000
PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-6.019 The Florida Herald.

Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History-New 12-19-74, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Elmer Dillingham, Jr., President, Florida School for the Deaf and the Blind
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Trustees of the Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2000

AGENCY FOR HEALTH CARE ADMINISTRATION

Cost Management and Control

Table with 2 columns: RULE TITLES and RULE NOS.
Reporting Instructions: 59B-13.001
Definitions: 59B-13.002
Uniform Data Specifications: 59B-13.003
Certification: 59B-13.004
Penalties for Report Deficiencies: 59B-13.005
Uniform Publication Format: 59B-13.006

PURPOSE AND EFFECT: Health maintenance organizations are required to release to the agency data that are indicators of access and quality of care per s. 641.51(8), Florida Statutes. The proposed rules establish uniform requirements for the reporting of access and quality of care indicators to the agency and for the publication of indicators by the agency.

SUMMARY: The proposed rules require that health maintenance organizations report data to the agency that are indicators of access and quality of care for Florida members.

The proposed rules require an annual report of indicator data in a uniform electronic format. The proposed rules require that the health maintenance organizations deliver a certification to the agency from an independent auditor that certifies that the indicator data is an accurate representation of the specified health care services afforded to Florida members of the health maintenance organization except that an attestation may be used for 1999 calendar year data if the health maintenance organization had fewer than 20,000 members. The proposed rules establish penalties for late reports or late certification, incomplete reports or certification, false reports or certification, and refusal to report or to certify. The proposed rules establish a uniform format for publication of health maintenance indicator data.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None prepared.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 408.15(8) FS.

LAW IMPLEMENTED: 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING ON THE PROPOSED RULE AMENDMENT WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 25, 2000

PLACE: Agency for Health Care Administration, Building 3, First Floor Conference Room, 2727 Mahan Drive, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jerry Mayer, Director, Information Technology, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULES IS:

59B-13.001 Reporting Instructions.

(1) Any health maintenance organization authorized to transact business in the state under Chapter 641, Florida Statutes as of January 1 of the report year shall report access and quality indicator data for Florida members to the agency as described in Rules 59B-13.001, 59B-13.002, 59B-13.003 and 59B-13.004.

(2) Beginning with calendar year 1999 data, each health maintenance organization shall submit indicator data for each calendar year period no later than October 1 of the following year.

(3) Extensions to the indicator data due date will be granted by the Administrator of Research and Analysis for a maximum of 30 days from the due date in response to a written request signed by the chief executive officer of the health

maintenance organization or his designee. The request must be received prior to the due date and the delay must be due to unforeseen and unforeseeable factors beyond the control of the reporting health maintenance organization. Extensions shall not be granted verbally.

(4) Each health maintenance organization shall submit indicator data in a text (ASCII) file. The file name shall be in the format: HMOyyyyy.txt where yyyy is the year of the indicator data.

(5) Each health maintenance organization shall send indicator data by electronic mail to HMOguide@fdhc.state.fl.us or to the agency's mailing address using a 3.5" diskette or CD-ROM. The mailing address of the agency is: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308 with the statement, "Attention: State Center for Health Statistics."

(6) The diskette or CD-ROM must have an external label affixed with the following information:

(a) "HMO Indicator Data";

(b) Health maintenance organization identification number assigned by the agency;

(c) Health maintenance organization name;

(d) File name in the format HMOyyyyy.txt where yyyy is the year of the indicator data; and

(e) Number of records in the file.

(7) Health maintenance organizations submitting indicator data using electronic mail shall include in the electronic mailing the following information:

(a) "HMO Indicator Data";

(b) Health maintenance organization identification number assigned by the agency;

(c) Health maintenance organization name;

(d) File name in the format HMOyyyyy.txt where yyyy is the year of the indicator data; and

(e) Number of records in the file.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.002 Definitions.

(1) "HEDIS" means the Health Plan Employer Data and Information Set developed and published by the National Committee for Quality Assurance, 2000 L Street, N. W., Suite 500, Washington, DC 20036. HEDIS includes technical specifications for the calculation of indicators of access and quality of care.

(2) "Hybrid" means a source and method of data collection using both administrative records and a sample of medical records as specified by HEDIS.

(3) "HEDIS Rotation Schedule" means the indicators of access and quality of care required for each calendar year of data. The rotation schedule is available on the Internet at www.ncqa.org.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.003 Uniform Data Specifications.

(1) Each health maintenance organization shall submit Florida member data for each indicator of access or quality of care listed in (a) through (y) below as required by the HEDIS rotation schedule for the calendar year. Indicators not referenced in the HEDIS rotation schedule must be reported annually. For each indicator, use the HEDIS specifications for the calendar year of data to be reported.

(a) Indicator 001 – Breast cancer screening. Required for Medicaid, commercial, and Medicare patients.

(b) Indicator 002 – Cervical cancer screening. Required for Medicaid and commercial patients.

(c) Indicator 003 – Prenatal care in the first trimester. Required for Medicaid and commercial patients.

(d) Indicator 004 – Controlling high blood pressure. Required for Medicaid, commercial, and Medicare patients.

(e) Indicator 005 – Beta blocker treatment after a heart attack. Required for Medicaid, commercial, and Medicare patients.

(f) Indicator 006 – Diabetes care, lipid profile performed. Required for Medicaid, commercial, and Medicare patients.

(g) Indicator 007 – Diabetes care, lipids controlled. Required for Medicaid, commercial, and Medicare patients.

(h) Indicator 008 – Diabetes care, dilated eye exam performed. Required for Medicaid, commercial, and Medicare patients.

(i) Indicator 009 – Diabetes care, kidney disease monitored. Required for Medicaid, commercial, and Medicare patients.

(j) Indicator 010 – Use of appropriate medications for people with asthma, 5 to 9 year-olds. Required for Medicaid and commercial patients.

(k) Indicator 011 – Use of appropriate medications for people with asthma, 10 to 17 year-olds. Required for Medicaid and commercial patients.

(l) Indicator 012 – Use of appropriate medications for people with asthma, 18 to 56 year-olds. Required for Medicaid and commercial patients.

(m) Indicator 013 – Use of appropriate medications for people with asthma, combined. Required for Medicaid and commercial patients.

(n) Indicator 014 – Antidepressant medication management, optimal practitioner contacts for medication management. Required for Medicaid, commercial, and Medicare patients.

(o) Indicator 015 – Antidepressant medication management, effective acute phase treatment. Required for Medicaid, commercial, and Medicare patients.

(p) Indicator 016 – Antidepressant medication management, effective continuation phase treatment. Required for Medicaid, commercial, and Medicare patients.

(q) Indicator 017 – Well-child visits in the first 15 months of life, zero visits. Required for Medicaid and commercial patients.

(r) Indicator 018 – Well-child visits in the first 15 months of life, one visit. Required for Medicaid and commercial patients.

(s) Indicator 019 – Well-child visits in the first 15 months of life, two visits. Required for Medicaid and commercial patients.

(t) Indicator 020 – Well-child visits in the first 15 months of life, three visits. Required for Medicaid and commercial patients.

(u) Indicator 021 – Well-child visits in the first 15 months of life, four visits. Required for Medicaid and commercial patients.

(v) Indicator 022 – Well-child visits in the first 15 months of life, five visits. Required for Medicaid and commercial patients.

(w) Indicator 023 – Well-child visits in the first 15 months of life, six or more visits. Required for Medicaid and commercial patients.

(x) Indicator 024 – Well-child visits in the third, fourth, fifth and sixth year of life. Required for Medicaid and commercial patients.

(y) Indicator 025 – Adolescent well-care visits. Required for Medicaid and commercial patients.

(2) Each health maintenance organization shall report the following data elements for each of the required indicators in (1) above and report the indicator data separately for each product line required in (1) above, as described below:

(a) Health maintenance organization identification number – An eight-digit number assigned by the agency for reporting purposes.

(b) Calendar year – The calendar year of the data.

(c) Indicator number – The number of the indicator as specified in (1) above.

(d) Product line – The product line represented by the data:

1. Medicare – Use code 01 to indicate that the product line is Medicare.

2. Medicaid – Use code 02 to indicate that the product line is Medicaid.

3. Commercial – Use code 03 to indicate that the product line is commercial.

(e) Data collection method – The source of data and approach used in gathering the data as specified by HEDIS:

1. Administrative records – Use code 01. The administrative method must be used for indicators 010 through 016.

2. Hybrid – Use code 02. The hybrid method must be used for indicator 004 and indicators 006 through 009.

(f) Eligible member population – The number meeting the criteria as specified by HEDIS.

(g) Sample size – Minimum required sample size as specified by HEDIS or other sample size. This data element is not required if the administrative method is used. Leave blank (zero-fill) if (e) above is 01.

(h) Denominator – If the administrative method is used, eligible member population minus members with contraindications or other criteria for exclusion, if any, or as specified by HEDIS. If the hybrid method is used, the sample size is the denominator or as specified by HEDIS.

(i) Number of numerator events – Number of numerator events from all data sources as specified by HEDIS.

(j) Number of substitute records – Number of substitute records added to the original sample as specified by HEDIS. This data element is not required if the administrative method is used. Leave blank (zero-fill) if (e) above is 01.

(k) Rate – Numerator divided by denominator times 100.00.

(l) Lower CI – Lower 95% confidence interval as specified by HEDIS.

(m) Upper CI – Upper 95% confidence interval as specified by HEDIS.

(n) Percentage with pharmacy benefits – Number of members in the denominator for which the health maintenance organization manages or provides pharmacy benefits. Leave blank (zero fill) if the indicator is not indicators 010 through 013.

(3) Each health maintenance organization shall report indicator data in the following formats:

(a) Health maintenance organization identification number – Eight digits.

(b) Calendar year – Four digits.

(c) Indicator number – Three digits.

(d) Product line – Two digits.

(e) Data collection method – Two digits.

(f) Eligible member population – Eight digits, right-justified. Zero fill leading digits.

(g) Sample size – Eight digits, right-justified. Zero fill leading digits.

(h) Denominator – Eight digits, right-justified. Zero fill leading digits.

(i) Number of numerator events – Eight digits, right-justified. Zero fill leading digits.

(j) Number of substitute records – Eight digits, right justified. Zero fill leading digits.

(k) Rate – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx.xx is a value between 0 and 100.00.

(l) Lower CI – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx.xx is a value between 0 and 100.00. If the lower CI is less than zero, report 000.00.

(m) Upper CI – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx is a value between 0 and 100.00. If the upper CI exceeds 100 report 100.00.

(n) Percentage with pharmacy benefits – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx.xx is a value between 0 and 100.00.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History–New _____.

59B-13.004 Certification.

(1) Each health maintenance organization shall deliver to the agency a certification by an independent auditor approved by the agency that the indicator data reported to the agency for the calendar year is a fair and accurate representation of the specified health care services afforded to Florida members of the health maintenance organization by October 1 of the year following the year of the data except that any health maintenance organization with fewer than 20,000 members in 1999 may provide an attestation of calendar year 1999 data signed by the chief executive officer of the health maintenance organization in lieu of the certification.

(2) Extensions to the certification due date will be granted by the Administrator of Research and Analysis for a maximum of 30 days from the due date in response to a written request signed by the chief executive officer of the health maintenance organization or his designee. The request must be received prior to the due date and the delay must be due to unforeseen and unforeseeable factors beyond the control of the reporting health maintenance organization. Extensions shall not be granted verbally.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History–New _____.

59B-13.005 Penalties for Report Deficiencies.

(1) For purposes of this rule, a report, certification, or other information is incomplete when it does not contain all data required by the agency in this rule or when it contains inaccurate data. A report or certification is “false” if done or made with the knowledge of the preparer or a superior of the preparer that it contains information or data which is not true or accurate.

(2) A health maintenance organization that refuses to file, fails to timely file, or files a false or incomplete report, certification or other information required to be filed under the

provisions of s. 408.061, F.S., other Florida law, or rules adopted thereunder, shall be subject to administrative penalties pursuant to s. 408.08(5), F.S.

(3) The penalty period will begin on the first work day following the due date for purposes of penalty assessments.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New

59B-13.006 Uniform Publication Format.

(1) The agency shall publish the following indicator data for each indicator no less frequently than every two years:

- (a) Health maintenance organization name;
- (b) Calendar year of data;
- (c) Type of product line;
- (d) Rate;
- (e) Upper and lower confidence interval.

(2) In each publication of indicator data, the agency shall include a title and a summary description of the indicator.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jerry Mayer, Director, Information Technology
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ruben J. King-Shaw, Jr., Director, Agency for Health Care Administration
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2000
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 24, 1999, February 4, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE TITLE: Offer or Offering Through Computer or Other Electronic Means
 RULE NO.: 61B-3.010

PURPOSE AND EFFECT: The purpose of this rule is to implement the division’s statutory authority to regulate offers and offerings of subdivided land made through the computer or other electronic means, such as the Internet.

SUMMARY: The proposed rule clarifies that Chapter 498, F.S. applies to offers and offerings over the Internet; defines which Internet activity is not subject to Chapter 498, F.S.; provides for the sale of subdivided land over the Internet upon compliance with the registration requirements; and defines “Internet.”

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 498.005(1)(d),(13),(14), 498.035(1) FS.

LAW IMPLEMENTED: 498.005(1),(13),(14), 498.021, 498.022, 498.023, 498.028, 498.033, 498.035, 498.037 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., April 26, 2000

PLACE: Division of Florida Land Sales, Condominiums and Mobile Homes in the Department of Business and Professional Regulation, Warren Building, 202 South Blount Street, Large Conference Room B-03, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Sharon A. Elzie, Senior Management Analyst II, (850)488-1631. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janis Sue Richardson, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-3.010 Offer or Offering Through Computer or Other Electronic Means.

(1) The provisions of section 498.023, Florida Statutes, if applicable, shall not be deemed to prevent the use of the Internet or other electronic means of communication, provided the following:

(a) The posted information or communication, directly or indirectly, indicates that the subdivided lands are not being offered to persons in this state;

(b) The posted information or communication is not directed to a person or persons in this state;

(c) The posted information or communication is not directed to a place in this state;

(d) No offer is accepted within this state as the result of the posted information or communication; and

(e) No sales to persons within this state occur as a result of the posted information or communication.

(2) Offers may be made via the Internet upon compliance with section 498.023, Florida Statutes.

(3) For purposes of chapter 498, Florida Statutes, "Internet" is defined as the global information system comprised of independent computer networks which are interconnected and share information without the use of a central processing center by use of the Transmission Control Protocol/Internet Protocol (TCP/IP) suite, to include without limitation, the World Wide Web, proprietary of "common carrier" electronic delivery systems, or similar medium.

Specific Authority 498.005(1)(d),(13),(14), 498.035(1) FS. Law Implemented 498.005(1),(13),(14), 498.007, 498.021, 498.022, 498.023, 498.028, 498.033, 498.035, 498.037 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jim Mullins, Bureau of Land Sales

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Cynthia A. Henderson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 21, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE TITLE: Annual Financial Statements

RULE NO.: 61G7-10.0011

PURPOSE AND EFFECT: To set forth standards, rules, and regulations for curing an employee leasing company when, at the time of annual report, its annual financial statements fail to evidence positive working capital or accounting networth and are not in compliance with section 468.525(3), F.S.

SUMMARY: Employee leasing companies are required to submit annual financial statements and quarterly reports that reflect positive working capital and accounting networth pursuant to § 468.525(3), Florida Statutes. If a company has deficiencies this amendment to the rule sets forth steps that may be taken to cure the problems.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 468.522 FS.

LAW IMPLEMENTED: 468.525 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., April 25, 2000

PLACE: Board of Employee Leasing Companies, 1950 North Monroe Street, Tallahassee, FL 32399-0767

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0767

THE FULL TEXT OF THE PROPOSED RULE IS:

61G7-10.0011 Annual Financial Statements.

(1) Each employee leasing company shall submit, not later than 120 days after their fiscal year end, a copy of their current fiscal year end financial statements, prepared in accordance with generally accepted accounting principles, which shall include statement of income and retained earnings, balance sheet, statement of changes in financial position (cash flows), and applicable footnotes. This information shall be submitted on the Standard Financial Statement Form, DPR/EL-006, herein incorporated by reference and effective 7-1-93, copies of which can be obtained from the Board office. The financial statements are to reflect positive working capital and positive accounting networth, as required in s. 468.525(3). Financial statements which are not audited must be accompanied by a completed form DPR/EL-003, as required in rule 61G7-5.003, F.A.C.

(2) If an employee leasing company's annual financial report or quarterly report fails to evidence positive working capital or accounting net worth as required by Section 468.525(3)(d), F.S., the deficiencies shall be deemed to be cured if, at the time that the annual or quarterly reports are due, the licensee files additional information evidencing action taken subsequent to the period covered by the required reports which shows that the licensee's current financial status is in compliance with the provisions of the statute.

(3) In the case of audited or reviewed annual financial statements, the information must take the form of a subsequent events note to the audit or review report issued by the independent CPA which shows that the licensee has corrected any statutory financial deficiencies that existed in the financial statements as of the audit or review date.

(4) In the case of quarterly reports, the licensee may (a) submit a guaranty or letter of credit as provided by Rule 61G7-5.005, F.A.C., which shows that licensee has access to sufficient funds to offset any statutory financial deficiencies that existed in the quarterly statements, or (b) submit a financial statement for the licensee reflecting the re-mediation accompanied by a narrative signed by a controlling person of the licensee outlining the reasons for the deficiencies and setting forth the licensee's plan to prevent such deficiencies in the future.

Specific Authority 468.522 FS. Law Implemented 468.525 FS. History—New 5-8-94, Amended 6-30-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Employee Leasing Companies
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Anthony Spivey, Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 18, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 11, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE TITLE: Certificates of Authorization
PURPOSE AND EFFECT: The Board proposes to amend this rule to delete certain rule text due to lack of specific statutory authority.

RULE NO.: 61G17-7.003

SUMMARY: Subsections (6) and (7) is being deleted due to lack of statutory authority of the rule language.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 472.021 FS.

LAW IMPLEMENTED: 472.021 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY (IF NOT REQUESTED, A HEARING WILL NOT BE HELD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Professional Sureyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0756

THE FULL TEXT OF THE PROPOSED RULE IS:

61G17-7.003 Certificates of Authorization.

(1) through (5) No change.

(6) A resident surveyor and mapper is the surveyor and mapper with authority over all surveying and mapping documents issued from the office whether by the resident surveyor and mapper or by another surveyor and mapper out of that office.

(7) Nothing in this rule is intended to deny a temporary absence of the resident surveyor and mapper from the office so long as that surveyor and mapper remains in authority.

Specific Authority 472.021 FS. Law Implemented 472.021 FS. History--New 3-22-84, Formerly 21HH-7.03, Amended 3-12-92, Formerly 21HH-7.003, Amended 5-30-95,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Surveyors and Mappers
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Surveyors and Mappers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 13, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Beaches and Shores

DOCKET NO.: 99-22R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Rules and Procedures For Coastal Construction and Excavation (Permits For Construction Seaward of the Coastal Construction Control Line and Fifty-Foot Setback) 62B-33

Table listing Rule Titles and Rule Nos. including Definitions, General Prohibitions, Exemptions from Permit Requirements, Department Policy Statement on Permits, Coastal Armoring and Related Structures, Structural and Other Requirements Necessary, For Permit Approval, Permit Application Requirements and Procedures, Permit Fees, Revisions or Modifications of Approved Permits.

PURPOSE AND EFFECT: The proposed amendments will implement changes to Chapter 161.053, Florida Statutes, and will establish cartain permitting exemption, along with other minor amendments to account for changes in Departmental organization, removal of redundant or unnecessary language, and will rework sections for clarification.

SUMMARY: Chapter 62B-33, FAC., provides the rules and procedures for coastal construction and excavation seaward of the coastal construction control line and 50-foot setback.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The proposed amendments impose no new regulatory cost on those properties seaward of the existing County Coastal Construction Control Lines. In addition, since the proposed revisions are minor, these will not add to the workload of the Department.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 161.053, 161.085, 370.021 FS.

LAW IMPLEMENTED: 161.052, 161.053, 161.0535, 161.054, 161.061, 161.071, 161.081, 161.085, 370.12 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m., April 26, 2000

PLACE: Department of Environmental Protection, Douglas Building, Conference Room A, First Floor, Commonwealth Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Rosaline Beckham, Environmental Specialist, The Florida Department of Environmental Protection, Office of Beaches and Coastal Systems, Mail Station #300, Tallahassee, Florida 32399-3000, (850)487-1262, Extension 186

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist, Bureau of Personnel, (850)488-2996 or 1(800)955-8771 (TDD), at least seven days before the meeting.

THE FULL TEXT OF THE PROPOSED RULES IS:

62B-33.002 Definitions.

(1) through (4) No change.

(5) "Armoring" is a manmade structure designed to either prevent erosion of the upland property or protect eligible upland structures from the effects of coastal wave and current action. Armoring includes certain rigid coastal structures such as geotextile bags or tubes, seawalls, revetments, bulkheads, retaining wall, or similar structures but does not include jetties, groins or other construction whose purpose is to add sand to the beach and dune system, alter the natural coastal currents or stabilize the mouths of inlets.

(6) through (7) No change.

(8) "Beach quality sand" is sand which is similar to the native beach sand in both coloration and grain size, and is free of debris, rocks, clay or other foreign matter.

~~(9)(8)~~ "Breakaway Wall" or "Frangible Wall" is a partition independent of supporting structural members that is intended to withstand design wind forces but to collapse from a water load less than that which would occur during collapse under a 100 year storm event without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system.

~~(10)(9)~~ No change.

~~(11)(10)~~ "Office Bureau" is the Office Bureau of Beaches and Coastal Systems of the Department of Environmental Protection. The head of the Office Bureau is the Director Chief.

(11) through (38) renumbered (12) through (39) No change.

~~(40)(39)~~ "Nonconforming Structure" is any major habitable structure which was not constructed pursuant to a permit issued by the Department pursuant to Section 161.052 or 161.053, Florida Statutes, on or after March 17, 1985 ~~or which does not meet the foundation requirements of Chapter 62B-33.007, Florida Administrative Code.~~

(40) through (54)(a) renumbered (41) through (55)(a) No change.

~~(b) "Flexible Coastal Structures" are characterized by their frangible design or construction and ability to become freely assimilated into the beach and dune system by natural coastal processes. Typically included within this category are beach restoration and beach nourishment, dune restoration and revegetation.~~

~~(c) "Inlet Related Structures" are typically constructed within an inlet such as inlet bypassing systems, dredged channels and sand traps.~~

(54)(d) through (e) renumbered (55)(b) through (c) No change.

(55) through (60) renumbered (56) through (61) No change.

Specific Authority 161.053, 370.021 FS. Law Implemented 161.052, 161.053, 161.0535, 161.054, 161.061, 161.071, 161.081, 161.085, 370.12 FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.02, Amended 5-12-92, Formerly 16B-33.002, Amended 9-12-96, 1-26-98, _____.

62B-33.003 General Prohibitions.

~~(1) No person shall conduct any excavation or construct any structure seaward of the coastal construction control line or 50 foot setback except as provided in the Act and this Chapter.~~

~~(2) No person shall remove any beach material, or otherwise alter existing ground elevations, drive any vehicle on, over, or across any sand dune or the vegetation growing thereon, seaward of the coastal construction control line or 50 foot setback except as provided in the Act or this Chapter, or as otherwise provided by law.~~

Specific Authority 370.021(1) FS. Law Implemented 161.053(2), 161.052 FS. History—New 11-18-80, Formerly 16B-33.03, 16B-33.003, Repealed _____.

(Substantial rewording of Rule 62B-33.004 follows. See Florida Administrative Code for present text.)

62B-33.004 Exemptions from Permit Requirements.

(1) Any structures under construction prior to the establishment of a coastal construction control line in a particular county are exempt from the provisions of section 161.053, Florida Statutes, and this Chapter, except as noted in section 161.053(12), Florida Statutes.

(a) "Under construction" is the ongoing physical activity at the time of consideration of the exemption referenced in section 161.053(9), F.S. of placing the foundation of, or continuation of construction above the foundation of, any structure seaward of the established coastal construction control line or the setback line.

(b) A pile-supported structure shall be deemed "under construction" when the process of placing the permanent pile members for the foundation has begun. Driving of test piles and temporary placement of piles in preparation for driving shall not qualify a structure as "under construction." For concrete footer, base, slab or grade beam supported structures, a structure will be deemed "under construction" when the process of placing concrete for the foundation has begun. For roads, parking lots, driveways, walkways or similar paved structures, the structure will be considered "under construction" when placement of the base course, if used, or surface has been started.

(c) Whenever it is unclear under either paragraph (a) or (b) above, if a structure is "under construction", the applicant shall provide to the Department documents demonstrating that the structure is under construction, such as:

1. A copy of all required local government permits authorizing the structure.

2. A full set of construction plans for the structure approved by the local government in conjunction with the building permit, or

3. Documentation, including local building inspectors' construction reports, construction contracts, or other information, substantiating that a bona fide construction process, which appears will be continuous in nature, has started.

(d) Exemptions granted under this subsection shall only apply to those individual structures or parts of such structures which are determined to be under construction and are also described in both the local permit and the building plans. Only those structures which are under construction as defined in this section may be exempted. Other proposed structures shown on site plans, building permits, planned unit developments or similar documents are not exempt. Any subsequent construction activity in addition to that so described and exempted shall require a permit, unless exempted under other provisions of this rule.

(e) Property owners may request a determination of exemption status within the period starting with the date of the first Public Hearing on reestablishing the coastal construction control line held within the respective county and ending with the establishment of the coastal construction control line. The effective date of an exemption granted under this Section shall be the date the coastal construction control line is established.

(2) Major structures and additions to major structures proposed above existing patio slabs, decks, or similar unenclosed areas are considered as new structures separate and

independent of the existing slab, deck, or other unenclosed area and shall comply with regulatory requirements set forth in this chapter.

(3) In addition to the exemptions provided in paragraph 161.053(12), Florida Statutes, the following are exempt from the provisions of section 161.053, Florida Statutes, and this Chapter:

(a) Construction of offshore structures, such as, drilling platforms, gas and oil rigs, towers, or navigation aides, located beyond the effective limits of littoral sediment transport.

(b) Construction, excavation, and damage or destruction of vegetation conducted by the United States Government on lands owned and maintained by the United States Government.

(c) Pursuant to section 161.053(12)(c), Florida Statutes, minor activities which do not cause an adverse impact on the coastal system and do not cause a disturbance to any significant or primary dune. Such activities shall be conducted so as not to disturb marked marine turtle nests or known nest locations or damage existing native salt-tolerant vegetation. The activities which are exempt pursuant to this section include the following:

1. Maintenance of existing beach/dune vegetation;

2. The removal of piers or other derelict structures from the unvegetated beach or seaward of mean high water;

3. Temporary emergency vehicular access, provided any impacted area is immediately restored;

4. The removal of any existing structures or debris from the upland, provided there is no excavation or disturbance to the existing topography or beach/dune vegetation;

5. Construction of any new roof overhang extending no more than 4 feet beyond the confines of the existing foundation during modification, renovation, or reconstruction of a habitable structure within the confines of the existing foundation of that structure which does not include any additions to or modification of the existing foundation of that structure;

6. Minor and temporary excavation for the purpose of repairs to existing subgrade residential service utilities (e.g., water and sewer lines, septic tanks and drainfields, electrical and telephone cables, and gas lines), provided that there is minimal disturbance and that grade is restored with fill compatible in both coloration and grain size to the onsite material and any damaged or destroyed vegetation is restored using similar vegetation;

7. Beach or deck furniture and awnings.

8. Tie-downs, or anchors to existing minor structures or trees.

9. Portable public lifeguard stands.

10. Mono-post structures including umbrellas, antennas or light posts provided there is minimal disturbance to the beach and dune system, no damage to vegetation, and the grade is restored.

11. Minor recreational diggings and other forms of art on the unvegetated beach provided no removal or filling of sand at the site.

12. The removal of windblown sand from paved roads and parking areas, beach access ramps, pools, patios, walkways or decks, not involving a change in the general grade and provided that any beach quality sand is returned to the beach and dune system seaward of the coastal construction control line.

13. The minor maintenance of bulkheads and seawalls specifically involving scraping, chipping, sandblasting, guniting, and painting.

14. Minor structures, including but not limited to driveways, water wells, and irrigation wells which are either located within the landward shadow of existing habitable major structures, landward of the second general line of development, or landward of a major public roadway.

15. Temporary excavation for subgrade utilities including water, sewer, electrical, and gas lines located in existing developments.

16. Maintenance or repair of the structures listed below. The structure(s) must be located a minimum of 30 feet landward of the frontal dune, escarpment, or coastal armoring structure and the maintenance or repair must not expand or enlarge the existing structure(s).

a. streets and roads, parking areas, and other paved areas not draining or discharging onto the beach; and

b. swimming pools, provided the activity does not involve excavation.

17. Landscaping located a minimum of 30 feet landward of the frontal dune, escarpment, or coastal armoring structure which does not involve excavation of existing grade or destruction or removal of native salt resistant vegetation.

18. Repairs to pile supported foundations which include replacing bolts, hurricane straps, secondary members, and shore-normal cross bracing.

(d) Pursuant to section 161.053(12)(c)9., Florida Statutes, other minor structures and activities determined by the Department not to have an adverse impact on the coastal system. In order to determine if a proposed activity will have an adverse activity on the coastal system, the Department may, as part of the exemption determination, conduct an on-site inspection. If the Department determines the proposed activity is exempt from the provisions of section 161.053, Florida Statutes, and this Chapter, the Department shall issue a notice of exemption on DEP form number 73-122 (revised 9/99). The exemption notice shall be posted on site for the duration of the activity. If the proposed activity is determined not to be exempt, a permit pursuant to section 161.053, Florida Statutes, and this Chapter is required.

Specific Authority 161.052, 161.053, 370.021 FS. Law Implemented 161.053, 161.052 FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.04, Amended 5-12-92, 11-11-92, Formerly 16B-33.004, Amended 1-26-98,_____.

62B-33.005 Department Policy Statement on Permits.

(1) through (2) No change.

(3) After reviewing all information required pursuant to this Chapter, the Department shall:

(a) Deny any application for an activity which either individually or cumulatively would result in a significant adverse impact including potential cumulative effects. In assessing the cumulative effects of a proposed activity, the Department shall consider the short-term and long-term impacts and the direct and indirect impacts the activity would cause in combination with existing structures in the area and any other similar activities already permitted or for which a permit application is pending proposed within the same fixed coastal cell. The impact assessment shall include the anticipated effects of the construction on the coastal system and marine turtles. Each application shall be evaluated on its own merits in making a permit decision, therefore, a decision by the Department to grant a permit shall not constitute a commitment to permit additional similar construction within the same fixed coastal cell.

(b) No change.

(4) through (11) No change.

Specific Authority 161.053, 370.021 FS. Law Implemented 161.053, 161.052, 370.12 FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.05, 16B-33.005, Amended 9-12-96, 1-26-98,_____.

62B-33.0051 Coastal Armoring and Related Structures.

(1) through (5)(c) No change.

(d) Other measures which may be used for temporary protection are utilized to protect upland construction include temporary reinforcement of foundations, sandbags and construction of protective sand berms. Sand used to fill sand bags or construct protective berms shall may be beach compatible material and be obtained from an upland sources or from the beach. Excavation of the beach face or nearshore area shall require a permit from the Department. The Department shall permit excavation of the beach face or nearshore area when there is clear evidence that sufficient material is available in the nearshore area. For purposes of this section, sufficient material is available in the nearshore area when the amount of material available post-storm exceeds the amount historically available in the same area. The Department will determine the existence of sufficient material by comparing post-storm topographic surveys of the beach face and nearshore areas to be excavated with historical surveys of the beach face and nearshore areas of the same zone. The quantity which may be excavated shall be limited to the amount which is in excess of the amount available historically. be in accordance with the following practices:

1. A maximum of one foot depth may be excavated from the area of the beach between the previous days wrack line and the mean low water line. This material shall be placed in a uniform manner landward of the wrack line and seaward of the dune-escarpment or the old dune line. Excavated material shall

not be transported laterally along the beach. This activity may be done only once. Any subsequent scraping or excavation shall require a permit from the Department pursuant to this Chapter.

2. Only sandy material may be excavated.

3. No material excavated from the beach may be moved landward of either the established first line of buildings or the post-storm dune escarpment, whichever is more seaward.

4. In areas dominated by storm overwash, excavation of the beach shall not be allowed.

(e) through (k)4. No change.

(l) Agencies, political subdivisions, or municipalities shall notify the Department's Office Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station #300, Tallahassee, Florida 32399-3000, within 3 working days of installing or authorizing the installation of any armoring pursuant to this section. Notification shall include:

(l)1. through (6)(c) No change.

Specific Authority 161.053, 161.085, 370.021 FS. Law Implemented 161.052, 161.053, 161.085, 370.12 FS. History—New 9-12-96, Amended 1-26-98, _____.

62B-33.007 Structural and Other Requirements Necessary for Permit Approval.

(1) through (3)(b) No change.

(c) All habitable major structures shall be elevated on, and securely anchored to, an adequate pile foundation in such a manner as to locate the building support structure above the design breaking wave crests or wave approach as superimposed on the storm surge with dynamic wave setup of a one-hundred-year storm. The storm surge with dynamic wave setup of a one-hundred-year storm shall be the elevation determined by the Department in studies published as a part of the coastal construction control establishment process. The Bureau will evaluate the applicant's proposed structural elevation based upon available scientific and coastal engineering data and will advise the applicant of the specific elevation requirement for the site. The Department may will grant a waiver of the elevation or foundation requirements for additions, repairs or modifications to existing nonconforming habitable major structures, provided it determines, based on engineering data, site elevations, impacts to the beach and dune system, and design life of the structure, that the addition, repair or modification does not advance the seaward limits of construction at the site and does not constitute rebuilding of the existing structure. Staff evaluation in such cases will be based on engineering data, site elevations, any impact on the beach and dune system, and design life of the structure.

(d) through (e) No change.

(f) Unless waived pursuant to the provisions of section 62B-33.007(3)(g) below, nNo substantial walls or partitions shall be constructed below the level of the first finished floor of habitable major structures and seaward of the coastal

construction control line or 50-foot setback ~~except for~~. This does not preclude, subject to Department permit and applicable federal, county, and municipal regulations, the construction of:

(f)1. through 6. No change.

7. Small mechanical and electrical equipment rooms; or

8. No change.

(g) Upon request by the applicant, the Department shall grant a waiver of the requirements specified in section 62B-33.007(3)(f), Florida Administrative Code, if it determines that the structural component of the habitable major structure is landward of the predicted erosion limits of a one-hundred year storm, that the stillwater depth at the base of the structural component is less than 1.5 feet, and that the applicant can fully comply with all other structural requirements of this Chapter.

(g) through (4) renumbered (h) through (4) No change.

Specific Authority 161.053, 370.021(1) FS. Law Implemented 161.053, 161.052(2) FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.07, Amended 5-12-92, Formerly 16B-33.007, Amended 9-12-96, 1-26-98, _____.

62B-33.008 Permit Application Requirements and Procedures.

(1) Any person desiring to obtain a permit for construction seaward of the coastal construction control line or fifty-foot setback from the Department, except those persons applying pursuant to section 62B-33.014, Florida Administrative Code, shall submit two copies of a completed application form, only one of which is to include the required attachments, to the Bureau at the address below. The permit application form, which is entitled "Application for a Permit for Construction Seaward of the Coastal Construction Control Line or Fifty-Foot Setback" – DEP Form 73-100 (Revised 12/97), is hereby incorporated by reference. Copies of the form may be obtained from the Department of Environmental Protection, Office Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station #300, Tallahassee, Florida 32399-3000; or by telephone at (850)488-3180, extension 100. The application shall contain the following specific information:

(a) through (f)7. No change.

8. The location of the contour line corresponding to elevation 0 N.G.V.D. ~~NGVD~~, and the location of the seasonal high-water line in relationship to the coastal construction control line except in surveys associated with applications for permits to construct coastal or shore protection structures, minor structures, piers, or intake and discharge structures to be located seaward of the coastal construction control line;

9. through 16. No change.

(g) For major and rigid coastal structures, two copies one copy of a dimensioned site plan drawing to an appropriate scale, on 8 1/2-inch by 11-inch size paper showing the location of the proposed structure or structures and the location and

volume of any proposed excavation or fill, and all distances and locations as referenced in section 62B-33.008(1)(f), Florida Administrative Code.

(h) For major and rigid coastal structures, ~~two copies one~~ ~~copy~~ of a dimensioned cross-sectional drawing to an appropriate scale, on 8 1/2-inch by 11-inch paper, showing:

1. All subgrade construction or excavation with elevations referenced to the N.G.V.D. National Geodetic Vertical Datum.

2 through 4. No change.

5. The location of the contour line corresponding to elevation 0 N.G.V.D. NGVD.

(i) through (l) No change.

(2) If the application proposes to repair or rebuild, improve or add an addition to an existing structure, the applicant shall submit a statement from the local governmental agency having jurisdiction over the activity and all applicable supporting documentation which clearly states whether or not the proposed construction is a substantial improvement as defined in section 161.54(12), Florida Statutes. If a statement is not available, the applicant shall submit to the Department all ~~The supporting~~ documentation necessary for the Department to make such a determination. ~~shall~~ The documentation shall include the cost of the improvement or repair ~~proposed construction~~, and a figure representing the cumulative total of 50 percent of the market value of the structure ~~over a five year period~~, either before the improvement or repair work is started, or if the structure has been damaged and is being restored, before the damage occurred.

(3) through (4) No change.

(5) The applicant shall have 180 days from the date the Department mails a timely request for additional information to submit that information to the Department. If an applicant requires more than 180 days in which to respond to a request for additional information, the applicant may notify the Department in writing of the circumstances, at which time the application shall be held in active status for a period of up to ninety days. Additional extensions shall be granted for good cause shown by the applicant. A showing that the applicant is making a diligent effort to obtain the requested additional information shall constitute good cause. Failure of an applicant to provide the timely requested information by the applicable deadline shall result in denial of the application. ~~The staff may require submittal of a new application by any applicant who has not responded within six (6) months after a notice of incompleteness is sent, if the applicant subsequently provides the information required to complete the application.~~

(6) If the Department has received a permit application but has not taken final agency action on it and subsequent to such action a major change in coastal conditions occurs which would, in the determination of the Department, render the information already assessed as invalid for the purposes of granting a permit, the Department shall either deny the application or notify the applicant that they must submit

updated information for Departmental review prior to taking final agency action. Such notice of intent on the part of the Department shall toll the processing of the application pursuant to Chapter 120, Florida Statutes.

(6) through (7) renumbered (7) through (8) No change.

~~(9)(8) Any substantial modification to a complete application shall require an additional processing fee determined pursuant to paragraph 62B-33.0085(4)(o), Florida Administrative Code, and shall restart the time requirements of section 120.60, Florida Statutes. For purposes of this section, the term "substantial modification" shall mean a modification which is reasonably expected to lead to increased adverse impacts which require a detailed review. If a permit has expired and construction is incomplete, the permittee may apply in writing for a renewal. The Department shall approve the application if it demonstrates that site or other conditions have not changed such that the permitted activity would no longer be consistent with the initial permitting requirements of this Chapter and that there is no change in the nature of the work.~~

(10)(9) As an alternative to the above procedure, the Department may issue permits for certain minor structures and activities using the field permit form if the Department determines the activity is of a minor nature and does not unmitigatable adverse impacts. The field permit form, which is entitled "Field Permit or Exemption Determination Pursuant to Section 161.053, or 161.052, Florida Statutes", DEP Form 73-122, is hereby incorporated by reference. Applications for permits and renewals shall be accompanied by a fee, as set forth in section 62B-33.0085, Florida Administrative Code.

Specific Authority 161.053, 370.021(1) FS. Law Implemented 161.053, 161.052 FS. History—New 11-18-80, Amended 7-7-81, 3-17-85, 11-10-85, Formerly 16B-33.08, Amended 8-7-86, Formerly 16B-33.008, Amended 1-26-98,_____.

62B-33.0085 Permit Fees.

(1) through (2) No change.

(3) If an applicant has submitted a fee for an activity which is exempt from the fee provisions of this section, such fee shall be refunded to the applicant pursuant to the provisions of section 120.60(2), Florida Statutes. Any fee payment in excess of the amount required by this Section shall be refunded to the applicant. Fees submitted to the Department pursuant to this section shall not be refunded if the application is withdrawn, denied, or if separate application(s) to other governmental agencies are denied.

(4) through (l) No change.

(m) Time Extension: \$200 for projects that are certified by a professional engineer or architect registered in the State of Florida to be at least 75% complete, \$500 for projects that are certified by a professional engineer or architect registered in the State of Florida to be less than 75 percent at least 50% complete and above the foundation, and \$750. The fee for projects in which the foundation is incomplete that are certified

by a professional engineer or architect registered in the state of Florida to be less than 50% complete is \$750 or 10% of the original permit fee, whichever is greater. In order to be eligible for a time extension, a request, pursuant to 62B-33.013(3)(c), Florida Administrative Code, must be filed in writing with the Office Bureau of Beaches and Coastal Systems prior to the permit expiration date.

(n) through (q) No change.

Specific Authority 161.053, 161.0535, 370.021(1) FS. Law Implemented 161.053, 161.0535 FS. History—New 8-7-86, Formerly 16B-33.0085, Amended 6-16-97, 4-30-98.

(Substantial rewording of Rule 62B-33.013 follows. See Florida Administrative Code for present text.)

62B-33.013 Permit Revisions or Modifications, Time Extensions, and Renewals of Approved Permits.

(1) Requests for major changes or modifications including additions, revisions, or structural modifications of permitted projects or activities shall be reviewed in the same manner as the initial application. Changes considered major are those changes that will affect compliance with structural standards of this rule or which increase the potential for adverse impacts.

(2) A determination that minor changes or modifications including minor additions, revisions or structural modifications of permitted projects or activities that are within the scope of the permit, shall be made upon request of the applicant. Minor additions, revisions or structural modifications are those changes which will not increase the risk of adverse impacts.

(3) The permittee or authorized agent may request an extension of the permit expiration date by filing a written request with the Bureau prior to the permit expiration date. If a request for a time extension is completed pursuant to paragraph (a) below and received prior to the permit expiration date, the permit will be valid until the Department acts upon the extension request. If a timely but incomplete request for a time extension is received, construction must cease upon the expiration date of the permit and may not restart until the request is complete or until the Department acts upon the request. Time extensions for major structures may be issued for periods of up to three years. Time extensions for minor structures are not available.

(a) A written request for a permit time extension shall include the following items:

- 1. the permit number;
- 2. the length of time requested;
- 3. evidence provided by the applicable county or municipality, that the authorization previously provided under section 62B-33.008(1)(d), Florida Administrative Code, will remain in effect throughout the duration of the requested time extension;
- 4. reasonable assurance that the activity can be completed within the time extension requested based on a schedule for completion included with the request; that no significant

change in shoreline conditions has occurred since the original permit was issued; and that the nature of the work has not changed; and

5. a fee pursuant to section 62B-33.0085, Florida Administrative Code.

(b) The Department shall deny a request for a time extension if:

1. shoreline or other conditions have changed so that the project is no longer permittable under this Chapter;

2. application for a time extension is made after the expiration date of the permit; or

3. construction has not started within a five year period following the date of permit issuance for a major structure.

(4) If a permit has expired before the work is complete, the applicant may apply in writing for a permit renewal provided the request is made within six months of the original permit expiration date. A permit renewal may be issued for periods of up to two years. Permit renewals are not available if a time extension, pursuant to section 62B-33.013(3), Florida Administrative Code, was previously issued. In order to obtain a renewal, the applicant must provide information required in sections 62B-33.013(3)(a)1. through 5., Florida Administrative Code. Time extensions are not authorized while a permit renewal is in effect.

(5) If construction is not complete after having been granted additional time, by means of either a time extension or a permit renewal, the permittee must submit a new application pursuant to section 62B-33.008, Florida Administrative Code.

Specific Authority 161.053, 370.021(1) FS. Law Implemented 161.053, 161.052 FS. History—New 11-18-80, Amended 3-17-85, Formerly 16B-33.13, 16B-33.013, Amended 1-26-98.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rosaline Beckham
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Alfred B. Devereaux, Director, Office of Beaches and Coastal Systems
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 1998
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 10, 1999

DEPARTMENT OF HEALTH
Board of Chiropractic Medicine
RULE TITLE: Application Fee and Licensure and Certification Examination Fees
RULE NO.: 64B2-12.002
PURPOSE AND EFFECT: The Board proposes to amend this rule to increase the examination fee.
SUMMARY: The Board has determined that it is necessary to amend the rule text by increasing the examination fee for licensure from \$450.00 to \$500.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 460.405, 460.406(1) FS.

LAW IMPLEMENTED: 460.406 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-12.002 Application Fee and Licensure and Certification Examination Fees.

(1) No change.

(2) The examination fee for the licensure examination taken in one administration period shall be five hundred dollars (\$500.00) ~~four hundred fifty dollars (\$450.00)~~. The examination fee for the Acupuncture Certification Examination shall be seventy five dollars (\$75.00).

Specific Authority 460.405, 460.406(1) FS. Law Implemented 460.406 FS. History-New 1-10-80, Formerly 21D-12.02, Amended 2-24-86, 5-10-87, 4-19-89, 10-9-90, 10-15-92, Formerly 21D-12.002, 61F2-12.002, 59N-12.002, Amended 1-18-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Chiropractic Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

**DEPARTMENT OF HEALTH
Board of Chiropractic Medicine**

RULE TITLE: RULE NO.:

Time Limitation for Payment of Administrative Fine or Costs 64B2-16.004

PURPOSE AND EFFECT: The purpose is to amend this rule to update the rule text for clarity.

SUMMARY: The Board proposes to amend this rule to further clarify the time limitation for payment of an administrative fine and/or costs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 455.624, 460.405 FS.

LAW IMPLEMENTED: 455.624 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-16.004 Time Limitation for Payment of Administrative Fine or Costs.

In cases where the Board of Chiropractic imposes an administrative fine and/or costs, the fine and/or costs shall be paid within thirty (30) days from the date the order of the Board is filed with the Clerk of the Department unless otherwise noted in the order.

Specific Authority 455.624, 460.405 FS. Law Implemented 455.624 FS. History-New 11-25-80, Formerly 21D-16.04, 21D-16.004, 61F2-16.004, Amended 7-18-95, Formerly 59N-16.004, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Chiropractic Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

**DEPARTMENT OF HEALTH
Board of Chiropractic Medicine**

RULE TITLE: RULE NO.:

Acupuncture 64B2-17.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete rule text that is no longer necessary.

SUMMARY: The Board proposes to amend this rule by deleting subsection (1) because the rule text is no longer needed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 460.405 FS.

LAW IMPLEMENTED: 460.403 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-17.003 Acupuncture.

(1) Intent

(a) ~~Whereas the minimum requirements for licensure under Chapter 460, Florida Statutes, requires a thorough knowledge of physiology, anatomy, therapeutics and diagnostic acumen;~~

(b) ~~Whereas there exists no legislative or judicial definition of the term "acupuncture" in the State of Florida;~~

(c) ~~Whereas the public has expressed an interest in the practice of acupuncture;~~

(d) ~~Whereas study and investigation have shown that research is being conducted by chiropractic colleges and national chiropractic associations, and chiropractic colleges are teaching and certifying by examination, acupuncture on a post graduate level;~~

(e) ~~Whereas the Board of Chiropractic now feels qualified to be able to regulate the practice of acupuncture, after much study and research, until such time as legislative or judicial resolution makes further recommendation;~~

(f) ~~Whereas the Board finds that acupuncture modality falls within the scope of Section 460.403, Florida Statutes.~~

~~THEREFORE, in the view of the protection of the public general health and welfare, acupuncture is hereby defined.~~

(2) through (6) renumbered (1) through (5) No change.

Specific Authority 460.405 FS. Law Implemented 460.403 FS. History—New 1-10-80, Formerly 21D-17.03, Amended 1-28-90, Formerly 21D-17.003, 61F2-17.003, 59N-17.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Chiropractic Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE TITLE: Retention of Chiropractic Records; Time Limitations

RULE NO.: 64B2-17.006

PURPOSE AND EFFECT: The purpose of these rule amendments is to delete rule text that is no longer necessary and to add rule text to further clarify the retention of chiropractic records.

SUMMARY: The Board finds it necessary to amend this rule to update the rule text with regard to the retention of chiropractic records and the time limitations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 455.677, 460.405 FS.

LAW IMPLEMENTED: 455.667(12), 455.677 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-17.006 Retention of Chiropractic Records; Time Limitations.

(1) The chiropractor who ~~relocates or~~ terminates his practice, or the executor, administrator, personal representative survivor or succeeding practitioner of a deceased chiropractor licensed pursuant to Chapter 460, Florida Statutes, shall retain the chiropractic records of any "patient of record" in existence upon date of ~~relocation~~, termination of practice, or upon the death of the chiropractor for at least two (2) years from the date of the ~~relocation~~, termination of practice, or death of the chiropractor. "Patient of record" for the purpose of this rule is a patient who has received treatment within the last two (2) years.

(2) Within one (1) month from the date of ~~relocation~~, termination of practice, or the chiropractor's death, the chiropractor who has ~~relocated or~~ terminated his practice, or the executor, administrator, personal representative, survivor or succeeding practitioner of the deceased chiropractor shall notify the Board Office who the new records owner is and where the medical records can be found, and shall cause to be published in the newspaper of general circulation in the county

where the chiropractor resided or practiced, on two separate occasions, one week apart, a notice indicating to the patients of the chiropractor who has ~~relocated or~~ terminated his practice, or of the deceased chiropractor that the patient's chiropractic records are available to that patient or their duly constituted representative from a specific person at a certain location.

(3) At the conclusion of a twenty-two month period of time from the date of ~~relocation~~, termination of practice or the chiropractor's death, the chiropractor who has ~~relocated or~~ terminated his practice, or the executor, administrator, personal representative, survivor or succeeding practitioner shall cause to be published once during each week for four (4) consecutive weeks, in the newspaper of general circulation in the county where the chiropractor resided or practiced, a notice indicating to the patients of the chiropractor who has relocated or terminated his practice, or of the deceased chiropractor that their chiropractic records may be disposed of or destroyed one (1) month or later from the last day of the fourth week of publication of notice. Records shall be disposed of or destroyed in such a manner as to preserve the confidentiality of the information contained therein.

(4) No change.

(5) A chiropractor who relocates his practice shall cause to be published in the newspaper of general circulation in the county where the chiropractor resides or practices, on two separate occasions, one week apart, a notice indicating to the patients of the chiropractor the date of relocation and an address at which the records may be obtained.

Specific Authority 455.677, 460.405 FS. Law Implemented 455.667(12), 455.677 FS. History--New 4-13-82, Formerly 21D-17.06, Amended 7-15-91, 5-19-93, Formerly 21D-17.006, 61F2-17.006, 59N-17.006, Amended 2-16-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Chiropractic Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

**DEPARTMENT OF HEALTH
Board of Chiropractic Medicine**

RULE TITLE: Approval of Training Programs
RULE NO.: 64B2-18.003
PURPOSE AND EFFECT: The purpose of this rule amendment is to delete language that the Board has determined is confusing and no longer necessary.
SUMMARY: The Board has determined that certain rule text should be deleted from this rule because it is confusing and is no longer needed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 460.405, 460.4165(9) FS.

LAW IMPLEMENTED: 460.4165(5) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-18.003 Approval of Training Programs.

(1) through (3) No change.

~~(4) Students enrolled in the training program having at least three years' experience, during the four years immediately preceding the submission of the application, assisting a licensed chiropractic physician, may be exempted from up to seventy (70) classroom hours of exempted instruction.~~

(5) through (9) No change.

Specific Authority 460.405, 460.4165(9) FS. Law Implemented 460.4165(5) FS. History--New 11-25-81, Amended 11-23-82, Formerly 21D-18.03, 21D-18.003, 61F2-18.003, 59N-18.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Chiropractic Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

**DEPARTMENT OF HEALTH
Board of Medicine**

RULE TITLE: Physician Assistant Licensure
RULE NO.: 64B8-30.003
PURPOSE AND EFFECT: The proposed rule amendment is intended to conform the Florida Physician Assistant Licensure Examination (FPAL) to the settlement agreement reached by the Department with regard to future administrations of the examination.
SUMMARY: The proposed rule amendment conforms the Florida Physician Assistant Licensure Examination (FPAL) to the settlement agreement reached by the Department with regard to future administrations of the examination.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 458.309, 458.347 FS.

LAW IMPLEMENTED: 458.347, 455.574 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-30.003 Physician Assistant Licensure.

(1) No change.

(2) The physician assistant examination for graduates of foreign medical schools.

(a) Beginning with the 2000 administration, the Florida physician assistant licensure examination (FPALE) for graduates of foreign medical schools shall consist of an examination that is similar to the last National Commission on Certification of Physician Assistant's exam, which is called the Physician Assistant National Certification Exam (PANCE), administered on or before December 31st of the preceding year, in the following manner: The physician assistant examination for graduates of foreign medical schools shall consist of the following parts:

1. The FPALE shall have the same number of parts as the PANCE, a general written examination containing 325 questions; and

2. The number of questions on the FPALE shall be the same as on the PANCE, a specialty primary care multiple choice written examination containing 150 questions; and/or

3. The general areas of competency on the FPALE shall be the same as on the PANCE, based upon those categories of testing revealed in the last publicly available PANCE outline, a specialty surgery multiple choice written examination containing 150 questions.

(b) The minimum passing score for the examination shall be the average needed to pass at the last administration of the PANCE on or before December 31st of the preceding year. In order to be eligible for licensure, the candidate must pass:

1. the general written examination; and

2. either the specialty surgery or primary care written examination.

(c) The examination fee shall not exceed \$300, plus the actual cost to the Department for provide the examination. The minimum passing scores for the examination shall be:

1. ~~A standardized score of 600 for the general written examination;~~

2. ~~A standardized score of 600 for the specialty surgery written examination; and~~

3. ~~A standardized score of 600 for the specialty primary care written examination.~~

(d) ~~The general written examination shall assess candidate knowledge, and skill in applying knowledge, related to health care functions that physician assistants should be skilled in performing. The examination questions may be drawn from the entire range of physician assistant activities, including, but not limited to, the content areas listed below:~~

1. ~~Endocrine System~~

a. ~~General Skills 2-4%~~

b. ~~Primary Care 3-5%~~

e. ~~Surgical Skills 1-3%~~

2. ~~Pediatric~~

a. ~~General Skills 6-8%~~

b. ~~Primary Care 5-10%~~

e. ~~Surgical Skills 1-3%~~

3. ~~Nutritional/Metabolism~~

a. ~~General Skills 1-3%~~

b. ~~Primary Care 2-4%~~

e. ~~Surgical Skills 1-2%~~

4. ~~Blood and Blood-forming Hematology~~

a. ~~General Skills 2-4%~~

b. ~~Primary Care 3-5%~~

e. ~~Surgical Skills 1-3%~~

5. ~~Head and Neck~~

a. ~~General Skills 1-3%~~

b. ~~Primary Care 2-4%~~

e. ~~Surgical Skills 2-4%~~

6. ~~Eyes~~

a. ~~General Skills 1-3%~~

b. ~~Primary Care 2-3%~~

e. ~~Surgical Skills 1-3%~~

7. ~~Ears~~

a. ~~General Skills 1-3%~~

b. ~~Primary Care 1-3%~~

e. ~~Surgical Skills 1-3%~~

8. ~~Mental Health~~

a. ~~General Skills 1-2%~~

b. ~~Primary Care 1-3%~~

e. ~~Surgical Skills 0-1%~~

9. ~~Nervous System and Sense Organs~~

a. ~~General Skills 2-4%~~

b. ~~Primary Care 3-5%~~

e. Surgical Skills	4-6%
10. Circulatory System	
a. General Skills	3-5%
b. Primary Care	4-6%
e. Surgical Skills	8-10%
11. Respiratory System	
a. General Skills	4-6%
b. Primary Care	4-6%
e. Surgical Skills	3-5%
12. Digestive System	
a. General Skills	3-5%
b. Primary Care	4-6%
e. Surgical Skills	8-10%
13. Genitourinary System	
a. General Skills	2-4%
b. Primary Care	2-4%
e. Surgical Skills	4-6%
14. Gynecology and Pregnancy	
a. General Skills	3-5%
b. Primary Care	4-6%
e. Surgical Skills	5-7%
15. Skin and Subcutaneous Tissue	
a. General Skills	2-3%
b. Primary Care	2-3%
e. Surgical Skills	2-4%
16. Musculoskeletal System and Connective Tissue	
a. General Skills	2-4%
b. Primary Care	2-4%
e. Surgical Skills	6-8%
17. Infectious Diseases	
a. General Skills	10-12%
b. Primary Care	10-20%
e. Surgical Skills	8-10%
18. Trauma/Emergency	
a. General Skills	4-6%
b. Primary Care	6-8%
e. Surgical Skills	12-15%
19. Preventive Disease Section	
a. General Skills	1-2%
b. Primary Care	1-2%
e. Surgical Skills	0-1%
20. Pharmacology	
a. General Skills	5-7%
b. Primary Care	6-10%
e. Surgical Skills	6-10%
21. Scope of Practice	
a. General Skills	1-3%
b. Primary Care	0%
e. Surgical Skills	0%

22. Practice Competencies	
a. General Skills	20-22%
b. Primary Care	0%
e. Surgical Skills	0%

~~(e) The specialty written examination shall assess candidates' knowledge, and skill in applying knowledge, related to health care functions that physician assistants should be skilled in performing, such as those noted above in paragraphs 64B8-30.003(2)(d)1, 22., F.A.C., as applied to patient care situations relevant to the appropriate specialty area.~~

~~(f) Examination fees shall be \$620 for candidates who want to take the general and one specialty examination and \$700 for candidates who want to take the general and both specialty examinations.~~

(3) through (5) No change.

Specific Authority 458.309, 458.347 FS. Law Implemented 458.347, 455.574 FS. History—New 4-28-76, Amended 11-15-78, 10-23-80, 12-4-85, Formerly 21M-17.03, Amended 5-13-87, 11-15-88, 11-15-90, 1-9-92, 5-6-93, Formerly 21M-17.003, Amended 9-21-93, Formerly 61F6-17.003, Amended 9-8-94, 11-30-94, 10-25-95, 3-25-96, Formerly 59R-30.003, Amended 6-7-98, 8-19-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLES:	RULE NOS.:
Manner of Application	64B8-51.001
Licensure by Examination	64B8-51.002

PURPOSE AND EFFECT: The Electrolysis Council proposed to the Board of Medicine language be stricken regarding applicant's application and fee in Rule 64B8-51.001 because it is incorrect and unnecessary. The recommendation to amend Rule 64B8-51.002 is to conform the language to the present use of the National Examination.

SUMMARY: Rule 64B8-51.001 is being amended due to unnecessary text, and Rule 64B8-51.002 is being amended to revise terminology to accommodate the change in the licensure examination.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 478.43(1),(4) FS.
 LAW IMPLEMENTED: 455.574, 478.45 FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY (IF NOT REQUESTED, A HEARING WILL NOT BE HELD).
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Electrolysis Council/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B8-51.001 Manner of Application.
 (1) through (2) No change.
~~(3) The application and fee may be used for more than one year from the date of original submission of the application and fee provided that the applicant's file has been completed and that the applicant has taken at least one administration of the examination for licensure.~~
~~(3)(4) No change.~~
~~(4)(5) No change.~~

Specific Authority 478.43(1),(4) FS. Law Implemented 478.45 FS. History—New 5-31-93, Formerly 21M-76.001, Amended 11-10-93, Formerly 61F6-76.001, Amended 5-29-96, Formerly 59R-51.001, Amended 12-23-97, _____.

- 64B8-51.002 Licensure by Examination.
 (1) No change.
 (2) The Electrolysis Licensure Examination shall be the International Board of Electrologist Certification (IBEC) national examination ~~a written examination developed and administered by the Department. This examination will consist of 100 multiple choice questions covering the following areas in these approximate percentages:~~
- | | |
|--|-----------------|
| (a) Definition and Characteristics of Electrolysis | 18% |
| (b) New Client/Patient Consultation | 16% |
| (c) Equipment for Electrolysis | 10% |
| (d) Sanitation and Disinfection | 4% |
| (e) Sterilization | 14% |
| (f) Pre-treatment | 12% |
| (g) Treatment | 17% |
| (h) Post-treatment Care | 4% |
| (i) Professional/Legal & Ethical/Laws and Rules | 5% |
| Total | 100% |

(3) The minimum passing score for the examination shall be set by the national examination provider a sealed score of 350 on a scale with a maximum value of 500. The minimum passing score shall be based on a cut score study conducted by the Department.

~~(4) An applicant shall be permitted to use a strict translation dictionary approved by the Department in taking the examination. Such a dictionary shall give only the translation of words from one language to another without giving any definition or explanation of any word.~~

Specific Authority 478.43(1),(4) FS. Law Implemented 455.574, 478.45 FS. History—New 5-31-93, Formerly 21M-76.002, 61F6-76.002, Amended 7-11-95, Formerly 59R-51.002, Amended 11-13-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrolysis Council
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 5, 2000
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

**DEPARTMENT OF HEALTH
 Board of Occupational Therapy**

RULE TITLE: Use of Prescription Devices
 RULE NO.: 64B11-4.001
 PURPOSE AND EFFECT: The Board proposes to amend the existing rule by updating the rule text.

SUMMARY: The rule amendments are for the purpose of updating the requirements for the use of prescription devices.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 468.203(4), 468.204 FS.
 LAW IMPLEMENTED: 468.203(4) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Occupational Therapy/MQA, 2020 S. E. Capital Circle, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B11-4.001 Use of Prescription Devices.
 (1) Electrical Stimulation Device
 (a) through (b) No change.
 (c) The training required to qualify for the use of an electrical stimulation device shall include didactic training of at least four (4) hours and performance of at least five (5) treatments under supervision. The required training may be obtained through educational programs, workshops, or seminars offered at a college or university approved for training of occupational therapists by the American

Occupational Therapy Association or of physical therapists by the American Physical Therapy Association or at clinical facilities affiliated with such accredited colleges or universities or through educational programs offered by the American Society of Hand Therapists or Florida Occupational Therapy Association.

(d) Supervised treatment sessions shall be conducted under the supervision of licensed occupational therapists and occupational therapy assistants who have completed ~~four an eight (8) hours of coursework course~~ in the use of electrical stimulation devices and five (5) supervised treatments or licensed physical therapists and physical therapist assistants trained in the use of electrical stimulation devices. Treatment supervisors must have a minimum of 24 months prior experience in the use of electrical stimulation devices.

(e) through (f) No change.

(2) Ultrasound Device

(a) through (b) No change

(c) The training required to qualify for the use of an ultrasonic stimulation device shall include didactic training of at least four (4) hours and performance of at least five (5) treatments under supervision. The required training may be obtained through educational programs, workshops, or seminars offered at a college or university approved for training of occupational therapists by the American Occupational Therapy Association or of physical therapists by the American Physical Therapy Association or at clinical facilities affiliated with such accredited colleges or universities or educational programs offered through the American Society of Hand Therapists or Florida Occupational Therapy Association.

(d) Supervised treatment sessions shall be conducted under the supervision of licensed occupational therapists and occupational therapy assistants who have completed ~~four an eight (8) hours of coursework course~~ in the use of ultrasound devices. Treatment supervisors must have a minimum of 24 months prior experience in the use of ultrasound devices.

(e) through (f) No change.

Specific Authority 468.203(4), 468.204 FS. Law Implemented 468.203(4) FS. History—New 1-1-88, Formerly 21M-15.001, 61F6-15.001, Amended 12-4-95, Formerly 59R-63.001, Amended 8-9-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Occupational Therapy

NAME OF SUPERVISOR OR PERSON WHO APPROVED

THE PROPOSED RULE: Board of Occupational Therapy

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: January 31, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAW: September 10, 1999

DEPARTMENT OF HEALTH

Vital Statistics

RULE TITLES:	RULE NOS.:
Delayed Birth Registration Requirements; Fees	64V-1.001
Birth Certificate Amendments; Who May Apply; Fees	64V-1.002
Birth Certificate Amendments by Adoption	64V-1.0031
Birth Certificate Amendments by Paternity Establishment; Judicial and Administrative Process	64V-1.0032
Change of Paternity; Evidence Required	64V-1.004
Evidence Required for Births Occurring Outside of a Facility	64V-1.006
Death Certificate Amendments; Who May Apply Fees; Documentary Evidence Requirements	64V-1.007
Termination of Pregnancies; Reporting	64V-1.015

PURPOSE AND EFFECT: To amend rules to agree with statutory changes that were done in last session and to update forms that are incorporated by reference in the rules.

SUMMARY: The Office of Vital Statistics wishes to improve the quality of service to its clients. Therefore, forms are being updated to provide additional guidance and provide clarification. Due to certain functions being moved within the Vital Statistics Chapter, amendment of rules is necessary to be in agreement with statutory authority.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

Any person wishing to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 381.0011(13), 382.003(10), (11), 382.013, 382.015(6), 382.016(1), 382.017, 382.019, 382.0255(3) FS.

LAW IMPLEMENTED: 63.152, 382.003(7), 382.011, 382.013, 382.015, 382.016, 382.017, 382.019, 390.0112, 742.10, 742.16 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 1:00 p.m., April 21, 2000

PLACE: 1217 Pearl St., Room 230C, Jacksonville, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Kathleen Dunkley Stephens, Senior Management Analyst, Office of Vital Statistics, P. O. Box 210, Jacksonville, Florida 32231-0042

THE FULL TEXT OF THE PROPOSED RULES IS:

64V-1.001 Delayed Birth Registration Requirements; Fees.

(1) All delayed birth registrations must be accompanied by the fee required by subsection (2) of 64V-1.014, F.A.C., and by documents described in subsection (2) of 64V-1.001, F.A.C., which substantiate the following facts of birth:

- (a) Name at the time of birth of the registrant;
- (b) Date of birth of the registrant;
- (c) State of birth of the registrant;
- (d) Mother’s name including her maiden surname; and
- (e) Father’s name; except that if the parents were not married at the time of the registrant’s birth, the father’s name shall not be entered on the delayed certificate except by an affidavit of acknowledgment of paternity signed before a notarizing official by both parents or by order of a court of competent jurisdiction.

(2) The minimum requirements for documentary evidence are as follows:

(a) A statement that the birth actually occurred by an official of the hospital where the delivery occurred or where the registrant was admitted immediately after delivery, or;

(b) If the registrant was not delivered in a hospital or admitted immediately after delivery or if hospital records are not available, a statement, based on professional case records of the event, by a Florida licensed physician, certified nurse midwife, Florida licensed midwife, or a public health nurse employed by the department; who attended the delivery, or

(c) Two supporting documents establishing birth facts contained in subsection (1) of 64V-1.001, F.A.C., except for item listed in subsection (1)(d) and (e) of 64V-1.001, F.A.C., for which only one document is required:

- 1. School record of registrant;
- 2. Social Security record of registrant;
- 3. Military record of registrant or military record of parent or guardian showing dependent data regarding the registrant;
- 4. Insurance policy application or personal history sheet;
- 5. Census records;
- 6. Other evidence on file in the Office of Vital Statistics taken from other registrations;

- 7. Medical treatment record for registrant;
- 8. Records maintained by the department or other state agency, State of Florida which substantiate the birth; or
- 9. Other verifiable records, except for those in subsection (6) of 64V-1.001, F.A.C., ~~which are verifiable.~~

(3) Documentation required in subsection (2)(c) of 64V-1.001, F.A.C., must have been established at least 5 years prior to filing unless applicant is under the age of 10. In such cases, the documents submitted must have been established at least 1 year prior to the date of filing for a delayed certificate.

(4) If documents listed in subsection (2) of 64V-1.001, F.A.C., cannot be obtained, the applicant may file for a delayed birth certificate under the provisions of section 382.0195, F.S.

(5) The Delayed Certificate of Birth, DH Form 520, Sept. 97, hereby incorporated by reference, and available from the department, must be signed by a parent or guardian for a registrant under the age of 18. A registrant 18 years or older, or if disability of nonage has been removed and the registrant provides proof of such removal, must sign this form. The person signing the Delayed Certificate of Birth, DH Form 520, Sept. 97 must sign before a notarizing official.

(6) Self serving affidavits and family bible records are not acceptable sources of primary documentary evidence but may be used to further substantiate the facts of birth.

(7) Documents submitted shall be in the form of an original record or duly certified copy thereof or a signed and certified statement from the custodian of the records. All documents submitted are subject to verification with the originating source.

(8) Delayed birth certificates issued pursuant to this section, except for clerical errors, cannot be amended without a court order.

(9) The state registrar or his or her designated representative shall abstract on the Delayed Certificate of Birth a description of each document submitted to support the facts shown on the delayed record. This description shall include:

- (a) the title or description of the document;
- (b) the date of the original filing of the document being abstracted; and
- (c) the information regarding the birth facts contained in the document.

(10) Applications for delayed certificates which have not been completed within 1 year from the date of the application may be dismissed at the discretion of the State Registrar. Upon dismissal, the State Registrar shall so advise the applicant and all AH documents submitted in support of the delayed birth registration shall be returned to the applicant at last known address after review.

Specific Authority 382.003(7),(10),(11), 382.019, 382.0255(3)(4)(b) FS. Law Implemented ~~382.003(7)~~, 382.019 FS. History—New 1-1-77, Formerly 10D-49.13, Amended 10-1-88, 10-1-90, 4-18-96, 12-26-96, Formerly 10D-49.013, Amended 11-11-98,_____.

64V-1.002 Birth Certificate Amendments; Who May Apply; Fees.

(1) A request for an amendment to a birth certificate made pursuant to subsections (1) and (2) of 382.016, F.S., shall be accompanied by statutory fees required pursuant to subsection (3) of 64V-1.014, F.A.C., and documentary evidence, if required, by section 64V-1.003, F.A.C. The required Affidavit of Amendment to Certificate of Live Birth Record, DH Form 430, Jan. ~~00~~ 97, hereby incorporated by reference, and available from the department, must be signed before a notarizing official by a registrant who is at least 18 years of age

or if disability of nonage has been removed and the registrant provides proof of such removal; or if under 18, by his or her parent(s) named on the certificate or guardian or agency having legal custody of the registrant.

(2) A request for amendment to a birth certificate made pursuant to section 382.015 and subsection (3) of section 382.016, F.S., requires statutory fees as prescribed in subsection (4) of 64V-1.014, F.A.C.; however, the amendment of the birth certificate shall not be withheld if the required fee does not accompany the request. The department shall in these instances amend the birth certificate and shall so notify the attorney, parent, or registrant, if of legal age, of the fee required for processing the amendment which includes one certification of the amended certificate.

Specific Authority 382.003(7)(10),(11), 382.015(6), 382.016(1), 382.0255(3)(4)(e) FS. Law Implemented 382.003(7), 382.015, 382.016 FS. History–New 1-1-77, Formerly 10D-49.14, Amended 10-1-88, 4-18-96, 12-26-96, Formerly 10D-49.014, Amended 11-11-98,_____.

64V-1.0031 Birth Certificate Amendments by Adoption.

(1) Any adoption entered by a court in this state shall be recorded on a Certified Statement of Final Decree of Adoption, DH 527, Jan. 00 Feb. 98, hereby incorporated by reference and available from the department. Sections A and B of this form shall be completed by the child placement agency, state agency or attorney, as applicable, and shall then be forward to the clerk of the circuit court for completion of Section C by the court. Upon receipt of a properly completed and certified DH 527, Jan. 00 Feb. 98, the department shall amend the birth certificate if the child was born in this state.

(2) The department shall, upon receipt of a DH 527, Jan. 00 Feb. 98, granted pursuant to s. 382.017, F.S., and an Application for Certificate of Foreign Birth, DH 1178, Aug. 98, both hereby incorporated by reference and available from the department, prepare a Certificate of Foreign Birth, DH 1156, Jul. 97, hereby incorporated by reference and available from the department.

Specific Authority 382.003(7)(10), 382.015(6), 382.017, 382.0255(3)(4)(d) FS. Law Implemented 63.152, 382.003(7), 382.015, 382.017 FS. History–New 11-11-98, Amended_____.

64V-1.0032 Birth Certificate Amendments by Paternity Establishment Acknowledgment; Judicial and Administrative Process.

(1) Any judgment establishing paternity entered by a Florida court pursuant to section 742.10, or section 382.015, F.S., shall be recorded on a Certified Statement of Final Judgment of Paternity, DH 673, Jan. 00 Feb. 97, hereby incorporated by reference and available from the department. Sections A and B of this form shall be completed by the attorney, as applicable, and shall then be forwarded to the clerk of the circuit court for completion of Section C by the court.

(2) A request to amend a birth certificate upon written request of the parents pursuant to subsection (3)(2)(a) of 382.016 ~~382.015~~, F.S., shall be submitted on a Consenting

Affidavit Acknowledging Paternity, DH 432, Jan. 00 Nov. 97, hereby incorporated by reference and available from the department.

(3) Any judgment establishing paternity resulting from an affirmation of parental status for gestational surrogacy pursuant to section 742.16, F.S., shall be recorded on a Certified Statement of Final Order of Affirmation of Parental Status, DH 1905, Jan. 00 Sept. 97, hereby incorporated by reference and available from the department.

Specific Authority 382.003(7)(10),(11), 382.015(6), 382.016(1), 382.0255(3)(4)(d), ~~742.10, 742.16~~ FS. Law Implemented 382.003(7), 382.015(2)(3), 382.016(3), 742.10, 742.16 FS. History–New 11-11-98, Amended_____.

64V-1.004 Change of Paternity; Evidence Required.

A certified copy of a court order is required to change the paternity if a father was listed on the original record in accordance with 382.013, F.S., or on an amended record filed pursuant to subsection (2) of 382.015 or subsection (3) of 382.016, F.S.

Specific Authority 382.003(10), 382.015(6), 382.016(1) FS. Law Implemented 382.013(2), 382.015(2), 382.016(3)(5), 382.019 FS. History–New 1-1-77, Formerly 10D-49.17, Amended 10-1-88, 10-1-90, Formerly 10D-49.017, Amended 11-11-98,_____.

64V-1.006 Evidence Required for Births Occurring Outside of a Facility.

(1) If a birth occurs outside a facility and the child is not taken to a facility within three days after delivery, a Certificate of Live Birth, DH 511, Jan. 00 Apr. 98, hereby incorporated by reference and available from the department, will be accepted for registration by a local registrar and state filing by the Office of Vital Statistics if corroborated by a written statement from a licensed physician or a licensed midwife in attendance during or immediately after the birth.

Specific Authority 382.003(7)(10),(11), 382.013(4)(b), 382.0195 FS. Law Implemented 382.003(7), 382.013(1), ~~382.0195~~ FS. History–New 10-1-90, Formerly 10D-49.0194, Amended 11-11-98,_____.

64V-1.007 Death Certificate Amendments; Who May Apply; Fees; Documentary Evidence Requirements.

(1) Application to amend items other than those requiring the signature of the attending physician or medical examiner as outlined in subsection (2) of 64V-1.007, F.A.C., shall be accompanied by the fee required in subsection (3) of 64V-1.014, F.A.C.

(2) Amendment of the medical certification of the cause of death section, the date of death, hour or time of death or the place of death other than street address on a death certificate shall be confirmed in writing by the attending physician or medical examiner with current jurisdiction of the district in which the death occurred. An Affidavit of Amendment to Medical Certification of Death, DH 434, Feb. 97, hereby incorporated by reference and available from the department shall be completed and signed before a notarizing official by the attending physician or medical examiner with current

jurisdiction of the district in which the death occurred. Such affidavit shall be attached to the original death certificate becoming a permanent part of that record. Amendment fees required pursuant to subsection (1)(c) of 382.0255, F.S., are waived in such cases.

(3) Amendment of the following items on a death certificate shall be made on an Affidavit of Amendment to Certificate of Death Certificate, DH 433, Jan. 00 Feb. 97, hereby incorporated by reference and available from the department. Such affidavit shall be signed before a notarizing official by the informant or next of kin and the funeral director except where such signature has been waived by the department pursuant to subsection (4) of 64V-1.007, F.A.C., and shall require the birth certificate of the decedent or two documents as referenced in subsection (6) of 64V-1.007, F.A.C., which were established by the decedent. Documents submitted must be original, certified, or notarized copies and must substantiate the facts to be amended and contain the date the document was originally established:

(a) Name of decedent except that evidence is not required for:

- 1. a misspelling;
- 2. a change to an initial as long as other names of decedent are correctly entered and other personal identifying information is correctly shown; or
- 3. the adding of a given name as long as other names of decedent are correctly entered and other personal identifying information is correctly shown.

(b) Date of birth changed more than 3 months;

~~(c) Race;~~

~~(c)(d) Citizenship from alien to United States citizen;~~

~~(d)(e)~~ Names of parent(s) except that evidence is not required for:

- 1. a misspelling;
- 2. transposition of given names;
- 3. a change to an initial as long as long as other names of parent(s) are correctly entered;
- 4. adding of a given name as long as other names of parent(s) are correctly entered; or
- 5. adding maiden surname of mother if married surname shown or if maiden surname was omitted as long as other name(s) correctly entered.

~~(e)(f)~~ Change to marital status as long as the surviving spouse item is not affected by the change; or

~~(f)(g)~~ Change to name of the surviving spouse if a misspelling or an omission as long as marital status is not affected by the change.

(4) The department may waive the signature of the funeral director as required in subsection (3) of 64V-1.007, F.A.C., in cases where the death occurred more than a year prior to the request for amendment.

(5) The department may not alter the surviving spouse item other than those items in subsection (3)(g) of 64V-1.007, F.A.C., except on order of a court of competent jurisdiction.

(6) Suggested sources of evidence submitted in support of the amendment are as follows:

- (a) Court record;
- (b) Naturalization record;
- (c) Medical treatment record;
- (d) Vital record of parent(s) or child;
- (e) Military service record;
- (f) Driver's License;
- (g) Census record;
- (h) Social security application;
- (i) Marriage or divorce record;
- (j) Voter registration record;
- (k) Insurance record; or

(l) Passport; ~~or~~

~~(m) Other verifiable records.~~

(7) Other records which are verifiable may be substituted.

Information contained in documents may be combined if they interconnect all the facts required.

Specific Authority 382.003(7),(10),(11), ~~382.011~~, 382.016(1), 382.0255(3)(4)(e) FS. Law Implemented ~~382.003(7)~~, 382.011, 382.016 FS. History--New 1-1-77, Formerly 10D-49.22, Amended 10-1-88, 4-18-96, 12-26-96, Formerly 10D-49.022, Amended 11-11-98, _____.

64V-1.015 Termination of Pregnancies; Reporting.

Each month, directors of medical facilities where pregnancies are terminated or physicians performing procedures to terminate pregnancies shall report information required by section 390.0112, F.S., on a Monthly Report of Induced Terminations of Pregnancy, DH 1578, Nov. 99 Feb. 98, hereby incorporated by reference and available from the department.

Specific Authority 381.0011(13) FS. Law Implemented ~~382.003(7)~~, 390.0112 FS. History--New 11-11-98, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kathleen Dunkley Stephens

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: C. Meade Grigg

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 14, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 14, 2000 and January 28, 2000

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE:
Purpose and Legal Base

RULE NO.:
65A-33.001

PURPOSE AND EFFECT: The rule proposed for repeal is not necessary to provide purpose and legal base statements for the Emergency Financial Assistance for Housing Program. Rule statements are redundant of statute, inaccurate or unnecessary as to federal authority and unnecessary as to program operation being subject to availability of funding. This repeal is the result of a rule review conducted specifically to identify and correct administrative rule deficiencies.

SUMMARY: This proposed rule repeal removes a redundant rule from Ch. 65A-33, FAC.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A statement of estimated regulatory costs was not prepared for these proposed rule amendments.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 414.45 FS.

LAW IMPLEMENTED: 414.16 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m., April 24, 2000

PLACE: 1317 Winewood Boulevard, Building 3, Room 414, Tallahassee, FL 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Bartlett, Operations and Management Consultant Coordinator, 1317 Winewood Boulevard, Building 3, Room 306, Tallahassee, Florida 32399-0700, Telephone (850)921-9115

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-33.001 Purpose and Legal Base.

Specific Authority 414.45 FS. Law Implemented 414.16 FS. History--New 3-13-88, Formerly 10C-33.001, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rodney McInnis

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Audrey Mitchell, Program Administrator, Public Assistance Policy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2000

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE NO.: 3F-6.002
RULE TITLE: Care and Maintenance of Existing Cemetery

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 35, September 3, 1999, issue of the Florida Administrative Weekly. The Board, at its March 16, 2000 meeting, voted to change this rule in response to comments received from the Staff of the Joint Administrative Procedures Committee.

Subsections (2) through (5) are deleted. Subsection (1) shall read as follows:

Every licensed cemetery shall be maintained in a reasonable condition as defined in section 497.005(8), Florida Statutes.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Diana Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, Florida 32399-0350

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE NO.: 3F-6.0053
RULE TITLE: Cash Payments Received

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 35, September 3, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE NO.: 3F-6.0055
RULE TITLE: Unaccountable Contracts

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 35, September 3, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-7.009	Payment of Tax; Interest and Penalties
12B-7.023	Penalties and Interest

NOTICE OF WITHDRAWAL

Notice is hereby given that the proposed rule amendments to Rules 12B-7.009 and 12B-7.023, FAC., published in the Vol. 25, No. 52, pp. 5920-5921, December 30, 1999, issue of the Florida Administrative Weekly, are being withdrawn from consideration.

DEPARTMENT OF CITRUS

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
20-64	Standards for Processed Citrus Products
RULE NO.:	RULE TITLE:
20-64.020	Sanitary Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule, in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 49, Pages 5674-5676, December 10, 1999 issue of the Florida Administrative Weekly.

20-64.020(7) has been changed as follows:

(7) Imported Juices:

~~(a) Fresh squeezed, non-pasteurized, single strength "ready to drink" citrus juices imported from locations outside the state of Florida for further manufacturing or repackaging from locations outside the United States shall not be packaged, sold, or blended with other citrus products in this state unless such imported juices are first tested, after arrival in Florida, at a minimum, for the presence of Salmonella, pathogenic E. coli, i.e. E.coli 0157:H7, to ensure freedom from potential pertinent human pathogenic microorganisms, pasteurized regardless of whether said juice is shipped into Florida from another state.~~

~~(b) Single strength "ready to drink" citrus juices from fruit produced in other states of the United States and imported into the state of Florida directly from another state of the United States, and which are accompanied by documentation certifying they have been processed in such a manner that will produce a minimum 5 log (i.e., 100,000 fold) reduction in the pertinent microorganisms, as defined in Title 21, Code of Federal Regulations, Section 101.17(g), April 1, 1999, may be packaged, sold, or blended with any other citrus products in this state without further processing.~~

DEPARTMENT OF CITRUS

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
20-64	Standards for Processed Citrus Products
RULE NO.:	RULE TITLE:
20-64.020	Sanitary Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule amendment published in the Florida Administrative Weekly, Vol. 25 No. 49, Pages 5672-5674, December 10, 1999 has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Career Service System

RULE NOS.:	RULE TITLES:
60K-3.005	Definitions
60K-3.006	Statements of Policy
60K-3.0071	Job Opportunity Announcements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 44, November 5, 1999, issue of the Florida Administrative Weekly.

Subsection (1) of Rule 60K-3.005, F.A.C., has been deleted, because the term has not been used in the rules. All subsequent subsections have been renumbered accordingly.

Subsection (1) of Rule 60K-3.006, has been deleted because it paraphrases current statutes. All subsequent subsections have been renumbered accordingly.

Subparagraph 4. of sub-subparagraph (6)(b) in Rule 60K-3.006 has been changed so that, when adopted, that paragraph will read:

4. Recruiting applicants, upon request, for hard-to-fill positions and in developing strategies for preserving and enhancing workforce diversity;

Paragraph (m) of subsection (5) in Rule 60K-3.0071 has been changed so that, when adopted, that paragraph will read:

(m) A statement, on Internal Agency Opportunity announcements, that an agency shall consider only current agency employees in Career Service positions and other non-agency employees in Career Service positions covered under a collective bargaining agreement that have a request for promotion on file in accordance with that agreement;

DEPARTMENT OF MANAGEMENT SERVICES

Career Service System

RULE NOS.:	RULE TITLES:
60K-4.0021	Definitions
60K-4.003	Original Appointments

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 44, November 5, 1999, issue of the Florida Administrative Weekly.

A new subsection (1) has been added to Rule 60K-4.0021, F.A.C., to define the term used within the rules. All other subsections have been renumbered accordingly.

(1) Affirmative Action Plan – The written plan that contains an analysis of an agency’s workforce and its strategies for preserving and enhancing workforce diversity.

As a result of comments received the following correction has been made to sub-subparagraph (2)(d)1. in Rule 60K-4.003 so that, when adopted, the paragraph will read:

1. An employee appointed to fill an established position with trainee status may be placed into one of the following training programs: recruitment trainee; cooperative education; vocational rehabilitation; return-to-work program; blind services or an agency trainee program. Entry into any of these programs shall be in accordance with an established training schedule approved pursuant to Rules 60K-4.0032 or 60K-4.00321, F.A.C.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: 61G7-10.003
 RULE TITLE: On-site Investigations

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 6, February 11, 2000, issue of the Florida Administrative Weekly. Based on comments received from the staff of the Joint Administrative Procedures Committee, subsection (2), shall now read as follows:

(2) The Department will, however, in lieu of an on-site investigation, audit, or review, accept submission of Quarterly Reports as defined in Rule 61G7-10.001, F.A.C., so long as the reports are submitted within the time frames and manner set out therein and so long as the reports submitted show the licensee is in compliance with the provisions of Part XI of Chapter 468, F.S. Reports which fail to evidence compliance or which are untimely filed will form the basis for disciplinary action or a full investigation. In order to take advantage of this option each licensee must sign DBPR Form EL-015 entitled Quarterly Report Agreement, incorporated herein by reference and effective _____, in which the licensee agrees to abide by the provisions of this rule and Rule 61G7-10.001, F.A.C. Submission of Quarterly Reports in compliance with this Rule shall be considered as compliance with the provisions of Rule 61G7-10.001, F.A.C. If, however, a licensee determines to

subject itself to on-site inspections then the Quarterly Reports required under Rule 61G7-10.001, F.A.C., shall still be filed as required by the Rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0767

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.009
 RULE TITLE: Standard of Care for Office Surgery

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Medicine hereby gives notice of an additional public hearing to be held on the above-referenced rule in response to written requests. The hearing will be held on Saturday, April 8, 2000, at 2:00 p.m., or as soon thereafter as can be heard, at the Orlando Marriott Downtown, 400 West Livingston Street, Orlando, Florida 32801.

The Board may take action on this rule at the conclusion of the public hearing. The rule was originally published in Vol. 25, No. 3, of the January 22, 1999, Florida Administrative Weekly. In addition, previous public hearings have been held with regard to this rule and four notices of change have been published.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board’s Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Stone Crabs
 RULE NOS.: 68B-13.0015, 68B-13.002, 68B-13.005, 68B-13.006
 RULE TITLES: Definitions, Stone Crabs, Regulation, Designation as Restricted Species; Season, Licenses, Endorsements, and Permits for Experimental, Scientific and Exhibitional Purposes

- 68B-13.007 Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
- 68B-13.008 Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer
- 68B-13.009 Recreational Stone Crab Harvest – Bag Limit, Trap Limit, Trap Marking Requirements, Trap Pulling
- 68B-13.010 Stone Crab Trap Limitation Program
- 68B-13.011 Prohibitions

NOTICE OF ADDITIONAL CHANGES TO PROPOSED RULES

The Fish and Wildlife Conservation Commission announces additional changes to proposed amendment of Rule 68B-13.0015, repeal of Rule 68B-13.002, and new Rules 68B-13.005, 68B-14.0036, 68B-13.006, 68B-13.007, 68B-13.008, 68B-13.009, 68B-13.010, and 68B-13.011, FAC., as published in the December 3, 1999 issue of the Florida Administrative Weekly, with previous changes published in the February 25, 2000 issue. The changes are in response to comments received from the Joint Administrative Procedures Committee. Specifically, the Committee staff suggested changes to paragraphs (4)(c) and (d) of proposed Rule 68B-13.008. No other changes were made to the suite of rules addressed in this rulemaking. The changed provisions are as follows:

68B-13.008 Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer.

- (1) through (3) No change.
- (4) Trap-working regulations.
- (a) through (b) No change.

(c) During any time of the year when it is legal to transport stone crab traps, a harvester may obtain permission from the Division of Law Enforcement to allow another person to transport, deploy, pull, or retrieve his or her traps. Permission may be granted upon receipt of a written statement signed by the commercial harvester seeking to have his or her traps pulled. Such written statement shall contain the following:

- 1. The reason the harvester needs to have his or her traps pulled.
- 2. The numbers of the saltwater products license and stone crab endorsement of both, the harvester seeking to have the traps pulled and the person who will be pulling the traps.
- 3. The buoy colors of the harvester seeking such permission.

4. The vessel number and vessel name of the person who will be pulling the traps, and

5. The general locations of the pulling activity of the vessel engaged in pulling the traps.

Permission to pull traps in this manner shall be obtained daily; however, extension of permission shall be obtained by telephone for up to a maximum of 5 days without renewal or extension. Permission to have traps pulled by another person for a longer period of time, must be based on extraordinary circumstances such as severe personal or family illness or accident, and shall be obtained through petition to the Division of Marine Fisheries, and will be granted upon such conditions as the division deems appropriate for the protection of the resource.

(d) Except as provided in paragraph (e) of this subsection, it shall be unlawful to transport on the water, fish with, set, or place, or cause to be fished with, set, or placed, any trap or part thereof during the closed stone crab season, except that traps may be placed in the water and baited 10 days prior to the opening of the stone crab season and shall be removed within five days after the close of the stone crab season. However, the Division of Law Enforcement of the Fish and Wildlife Conservation Commission will grant an extension for the retrieval of traps for up to a maximum of ten days after the expiration of the five-day grace period, or a total of up to 15 days after the close of the stone crab season, upon the following conditions:

1. The trap owner or the owner's lawfully designated agent shall request, in writing, permission for an extension of the grace period for retrieval of traps. The request shall specify the owner's name and trap number, the name of the boat to be used for trap retrieval, the boat owner's name, the period of additional time needed for trap retrieval, and the reason(s) for the request.

2. On the day that trap retrieval commences, and on each subsequent day that trap retrieval continues, the Division of Law Enforcement must be advised in person or by telephone of the trap locations and landing site.

3. Reasons for granting an extension shall be limited to:
a. Hazardous weather at the end of the season or during the trap retrieval period.

b. Medical emergencies which make it impossible for the owner to operate a boat.

c. Equipment breakdown.

4. Nothing herein shall authorize the landing or sale of any stone crab or stone crab claw during the closed season.

(e) No change.

(5) No change.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that BellSouth Telecommunications, Inc.'s Emergency Petition for Temporary Waiver from Rule 25-4.110, Florida Administrative Code, filed May 7, 1999, in Docket No. 990777-TL was not treated as an emergency and approved by the Commission at its August 17, 1999, Agenda Conference. Order No. PSC-99-1791-PAA-TL, issued September 14, 1999, memorialized the decision. The rule addresses billing requirements; in particular the toll free customer service number placement provision. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the FAW on July 2, 1999. A copy of the Order can be obtained from the Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department announces receipt of a petition filed March 8, 2000, pursuant to Section 120.542, Florida Statutes, from Hicks Land Clearing, to obtain a variance from certain Department rules regarding the management of land clearing debris. Specifically, the petitioner has requested a variance from Rule 62-701.300(2)(g), Florida Administrative Code, which prohibits the storage or disposal of solid waste within 200 feet of a water body. The Petition for Variance is being processed and is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Requests for copies or inspection should be made to Mary Jean Yon, Environmental Administrator at the above address.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on March 16, 2000, a petition from Collier County Water-Sewer District seeking a variance from the requirement that pump stations of public water systems be elevated three feet above the 100-year flood

elevation under rule 62-555.330(3) of the Florida Administrative Code, which incorporates the elevation requirements of Section 6.1.1 of the Recommended Standards for Water Works, 1987 Edition. The Collier County Water-Sewer District is planning to make improvements to the existing Manatee Road pump station, and wishes to keep the pump station at its current elevation, which is below the required elevation. The petition has been assigned OGC Case Number 00-0703. Copies may be received from, and written comments submitted to, Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; Attn.: Cynthia Christen. Comments must be received no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling hereby gives notice that it received a Petition for Waiver or Variance of Rule 64B4-3.003(5)(a)1., filed on March 20, 2000, from Beverly J. Minor. The Petitioner is seeking a waiver or variance of Rule 64B4-3.003(5)(a)1., with respect to the requirement that an applicant must receive a passing score of 75. The Board will discuss this matter on April 28, 2000, at 9:00 a.m., or shortly thereafter at the Radisson Airport Hotel, 5555 Hazeltine National Drive, Orlando, Florida 32812.

A copy of the Petition for Waiver and Variance may be obtained by writing: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, Department of Health, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3258.

For additional information, contact: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, at the above address or telephone (850)414-7557.

Any person requiring a special accommodation at this telephone conference because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the telephone conference. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

On March 6, 2000, Dave Schimmel, CEO, David Lawrence Center, Naples, Florida, filed a petition for waiver or variance of rule 65E-12.109(2),(5),(6), Florida Administrative Code. This rule addresses construction standards during renovations.

A copy of the petition may be obtained by contacting: Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Rm. 204-Z, Tallahassee, FL 32399-0700.

Section VI Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration
 Department of Veterans' Affairs
 Department of Highway Safety and Motor Vehicles
 Department of Law Enforcement
 Department of Revenue
 Department of Education
 Administration Commission
 Florida Land and Water Adjudicatory Commission
 Board of Trustees of the Internal Improvement Trust Fund
 Department of Environmental Protection

DATE AND TIME: April 11, 2000, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

PURPOSE: Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215, F.S. and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The Information Resource Commission will take action on matters duly presented on its agenda, which may include administrative procedures matters, adoption of rules, approval of agency plans for the use of information technology

resources, adoption of policies for the use of such resources, and other matters under the commission's authority pursuant to law.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation And Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management,

the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF STATE

The Board of Directors of the **Central West Florida Preservation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 12, 2000, 2:00 p.m.

PLACE: The Magnolia Building, 702 E. Orange St., Lakeland, FL 33801

PURPOSE: General Business Meeting.

A copy of the agenda may be obtained by writing: Tampa Regional Office, 1802 East 9th Avenue, Tampa, Florida 33605.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request special assistance.

The **Southeast Florida Preservation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 25, 2000, 11:00 a.m.

PLACE: Old Town Hall, 71 North Federal Highway, Boca Raton, FL

PURPOSE: General Business Meeting.

A copy of the agenda may be obtained by writing: Palm Beach County Regional Office, Florida Division of Historical Resources, P. O. Box 1221, Delray Beach, Florida 33447-1221.

Should any person wish to appeal any decision made with respect to the above referenced meeting, s/he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance, (561)279-1475.

DEPARTMENT OF LEGAL AFFAIRS

The Legislative Reporting Committee of the Florida **Commission on the Status of Women** will hold a conference call on:

DATE AND TIME: April 28, 2000, 10:30 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** and the Florida **Department of Health** are co-sponsoring an informational meeting.

DATE AND TIME: April 18, 2000, 1:00 p.m.

PLACE: Holiday Inn West, 7417 N. W. 8th Avenue, Gainesville, Florida 32605 (in the Ballroom), (352)332-7500

SUBJECT MATTER:

- 1:00 p.m. Welcome and Introductions
- 1:30 p.m. 1999 arbovirus experience and present West Nile Virus (WNV) surveillance capabilities
- 2:15 p.m. Research update on arbovirus surveillance in wild birds
- 3:00 p.m. Mosquito Control Update
- 3:15 p.m. Equine response considerations to WNV
- 3:30 p.m. CDC WNV update
- 3:45 p.m. Response to SLE and WNV
- 4:30 p.m. Moderated Discussion
- 5:30 p.m. Adjourn

Questions and Comments may be directed to either: T. Wayne Gale, Environmental Administrator, (850)922-7011 or Dr. Lisa Conti, (850)245-4444, Ext. 2404.

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Florida Alligator Marketing and Education Advisory Committee.

DATE AND TIME: April 10, 2000, 1:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Seafood and Aquaculture Marketing, Innovation Park, Collins Building Conference Room, 2051 East Dirac Drive, Tallahassee, FL 32310, (850)488-0163

PURPOSE: To discuss marketing and educational activities beneficial to the Florida alligator industry.

A copy of the agenda can be obtained by contacting: Phyllis McCranie, 2051 E. Dirac Drive, Tallahassee, FL 32310-3760 or calling (850)488-0163.

If special accommodations are needed to attend this meeting because of disability, please contact Phyllis McCranie as soon as possible.

DEPARTMENT OF EDUCATION

The public is invited to a telephone conference call meeting of the Florida **Board of Regents**.

DATE AND TIME: April 4, 2000, 9:00 a.m.

PLACE: Conference Room, 15th Floor, Florida Education Center, Tallahassee, Florida

PURPOSE: Consideration of: Allocation of \$3.0 Million Performance Incentive; Redistribution of Enrollment FTEs/Dollars, 1999-2000; Sublease between the Board of Regents and Florida Atlantic University Foundation, Inc. and Ground Lease between Florida Atlantic University Foundation, Inc. and Uncommon, Ltd.; Legislative Update; and other matters pertaining to the State University System.

A copy of the agenda may be obtained by writing: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 325 West Gaines Street, Tallahassee, Florida 32399-1950.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity and Diversity, (850)201-7160 (Voice), (850)201-7333 (TDD), at least 7 days in advance, so that their needs can be accommodated.

The **State Board of Independent Colleges and Universities** announces public meetings to which all persons are invited.

DATE AND TIME: Tuesday, April 11, 2000, 10:00 a.m. – 1:00 p.m.

PLACE: University of Phoenix, 2600 Lake Lucien Drive, Suite 200, Orlando, FL

PURPOSE: Budget Meeting to discuss – 1) Account & Budget Structure; 2) Spending Authority; 3) Sector Memberships; and 4) Review of Authorization.

DATE AND TIME: Thursday, April 27, 2000, 10:00 a.m. – 6:00 p.m.

PLACE: Pensacola Christian College, 250 Brent Lane, Pensacola, FL

PURPOSE: SBICU Advisory Council Workshops, 10:00 a.m. – 4:00 p.m.; SBICU Board Forum/Legal Issues, 4:00 p.m. – 6:00 p.m.

DATE AND TIME: Friday, April 28, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Pensacola Christian College, 250 Brent Lane, Pensacola, FL

PURPOSE: SBICU Quarterly Board Meeting.

The Board welcomes participation from any interested members of the public.

Any person who desires a copy of the proceedings should arrange to tape the meetings. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he or she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is requested to advise the Board at least five calendar days before the meeting by contacting: Mary Cook, (850)488-8695.

The **State Board of Independent Colleges and Universities** announces a telephone conference call meeting to which all persons are invited.

DATE AND TIME: Friday, April 14, 2000, 10:00 a.m. – 1:00 p.m.

PLACE: The conference call “meet me” number is (850)921-6623 or SC 291-6623

PURPOSE: Special Committee Meeting to Review Board’s Operations.

If a person decides to appeal any decision made by the board with respect to any matter considered at this meeting, he or she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by writing: State Board of Independent Colleges and Universities, Department of Education, Tallahassee, Florida 32399 or by calling (850)488-8695.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is requested to advise the Board at least five calendar days before the meeting by contacting: Mary Cook, (850)488-8695.

The Board of Trustees of the **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, April 29, 2000, 9:00 a.m.

PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind, including a public hearing on Rules 6D-1.006 Adoption and Amendment of Rules, 6D-1.007 Conflict of Interest Policy, 6D-1.009 Declaratory Statements, 6D-1.010 Decisions Determining Substantial Interests, 6D-2.002 Philosophy, 6D-2.003 Objectives, 6D-6.019 The Florida Herald.

A copy of the agenda may be obtained by writing: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 or by calling (904)827-2200.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance from the aforementioned address.

The Board of Directors of the **Florida Institute of Phosphate Research** (FIPR) will consider adopting or amending policies for the Institute at its regularly scheduled meeting on:

DATES AND TIMES: April 13, 2000, 5:00 p.m.; April 14, 2000, 9:00 a.m.

PLACE: Citrus and Chemical Bank, 600 North Broadway Avenue, 3rd Floor, Bartow, Florida 33830

PURPOSE: The policies to be considered will concern members of the Board of directors, the duties of the board, board meetings, and the authority and duties of the executive director. Drafts of the policies to be considered will be available for public inspection at FIPR's Offices, 1855 West Main Street, Bartow, Florida, between the hours of 8:00 a.m. – 5:00 p.m. on weekdays from March 27 through April 7, 2000.

Written comments on the proposed policy may be submitted to Paul Clifford, Executive Director, Florida Institute of Phosphate Research, 1855 West Main St., Bartow, FL 33830.

The **Florida Council of Student Financial Aid Advisors** will be holding a conference call on:

DATE AND TIME: Monday, April 10, 2000, 2:00 p.m.

Please contact the Florida Department of Education, Bureau of Student Financial Assistance at (850)488-4095 for the call in number.

DEPARTMENT OF COMMUNITY AFFAIRS

The **State Emergency Response Commission** (SERC) for Hazardous Materials announces a meeting of the Training Task Force to which all persons are invited.

DATE AND TIME: April 6, 2000, 10:00 a.m.

PLACE: Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Room 305, Tallahassee, Florida 32399-2100

PURPOSE: To discuss the ongoing work of the District Response Teams Subcommittee to the Training Task Force and other hazardous materials training issues.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Education and Training Section, (850)413-9899, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Education and Training Section using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Additional information may be obtained by writing: Department of Community Affairs, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2149, or by telephoning (850)413-9899.

The **State Emergency Response Commission** for Hazardous Materials announces a meeting of all Local Emergency Planning Committee chairpersons and staff contacts to which all persons are invited.

DATE AND TIME: April 6, 2000, 1:30 p.m.

PLACE: Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Room 305, Tallahassee, Florida 32399-2100

PURPOSE: To discuss the activities and goals of the Local Emergency Planning Committees in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Compliance Planning Section, (850)410-1270, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Compliance Planning Section using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by writing: Department of Community Affairs, State Emergency Response Commission for Hazardous Materials, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2149, or by telephoning (850)413-9970.

The **State Emergency Response Commission** for Hazardous Materials announces a meeting to which all persons are invited.

DATE AND TIME: April 7, 2000, 10:00 a.m.

PLACE: Tallahassee Regional Airport, 3300 Capital Circle, Southwest, Observation Room, Tallahassee, Florida 32310

PURPOSE: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Compliance Planning Section, (850)410-1271, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Compliance Planning Section using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision, with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by writing: Department of Community Affairs, State Emergency Response Commission for Hazardous Materials, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2149 or by telephoning (850)413-9970.

The **Florida Building Commission** announces the following meetings to which all persons are invited:

THE FLORIDA BUILDING COMMISSION, "the COMMISSION"

DATE AND TIME: April 9, 2000, 3:00 a.m. – 6:00 p.m.

Meeting of the Accessibility Technical Advisory Committee.

DATE AND TIME: April 10, 2000, 8:00 a.m. – 6:00 p.m.

Meetings of the Ad Hoc Committees on Product Approval, and Manufactured and Prototype Buildings; Plumbing Technical Advisory Committee; Threshold Inspector Certification Committee; and Accessibility Waiver Council (R/C Theaters 10 Screen at Ocean Walk Village, Regal Cinemas at Kendal Village Center, The Lung Center, Liberty Baptist Church, South East Cutlery Service, Paradise Beach Resort, Holy Cross Lutheran Daycare, Grandview Condominium, Tepper

Aviation, The Miami Children's Museum, Outback Sports, The Mall at Tampa International Plaza, Southridge Park – Bleachers, and City of New Smyrna Beach).

Plenary Session of the Commission:

PURPOSE: To review and approve updated workplan, to conduct public hearing on the Florida Building Code; and to consider accessibility waiver application (R/C Theaters 10 Screen at Ocean Walk Village, Regal Cinemas at Kendal Village Center, The Lung Center, Liberty Baptist Church, South East Cutlery Service, Paradise Beach Resort, Holy Cross Lutheran Daycare, Grandview Condominium, Tepper Aviation, The Miami Children's Museum, Outback Sports, The Mall at Tampa International Plaza, and Southridge Park – Bleachers).

DATE AND TIME: April 11, 2000, 8:00 a.m. – 3:00 p.m.

Plenary Session of the Commission:

PURPOSE: To review Commission's Major Decisions and Milestones, to review key remaining Commission Tasks for 2000 delivery, to review report on key issues from Legislative Session, to conduct an annual assessment/planning workshop, to identify and clarify key task/substantive issues and process communication issues, to receive public comment, to discuss integrating legislative tasks/issues into workplan, to address public involvement/education discussion and process approval, to review criteria for prioritizing tasks/workplan issues, to approve education training support program for the FBC, to provide for an update and status report on copyright/royalty issues, to consider Threshold Inspector Committee report, to consider reports for legal staff on declaratory statement & accessibility waiver appeal and to review committee assignments for May's Commission meeting.

PLACE: Sheraton Orlando North Hotel, I-4 Maitland Boulevard, Orlando, Florida, Telephone (407)660-9000

A copy of the Committee and Commission meeting agendas may be obtained by sending a request in writing: Jean Easom, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact: Ms. Jean Easom, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of

Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Community Affairs** announces a conference call meeting for the Legislative Work Group of the Governor’s Task Force on Domestic Violence to which all interested parties are invited to call in at the number listed below.

LEGISLATIVE WORK GROUP

DATE AND TIME: April 10, 2000, 2:00 p.m. – 4:00 p.m.
 PLACE: Conference Call Number (850)921-2548 or Suncom 291-2548
 PURPOSE: General discussion on domestic violence legislation.
 INSTRUCTIONS: To participate in the meet me conference call, simply dial the above number at the appropriate time. Upon hearing a tone you will be connected to the conference call. If you do not hear voices of participants’ voices, it simply means no one has called in as of yet. Stay on the line to allow others to call in and connect. If you have trouble connecting call (850)488-1234 and advise the operator of the trouble you are experiencing and reference confirmation number Q300317.

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces a public meeting to which all persons are invited:
 DATE AND TIME: April 13, 2000, 11:00 a.m. – conclusion of agenda
 PLACE: Department of Transportation, Executive Conference Room, 5th Floor, 605 Suwannee Street, Tallahassee, Florida
 PURPOSE: Regular meeting of the Florida Transportation Commission.
 Information and a copy of the agenda may be obtained by contacting: Florida Transportation Commission, Room 176, M.S. 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, Telephone (850)414-4105.

The Florida **Department of Transportation** announces public meetings to which all persons are invited:
 DATE AND TIME: April 20, 2000, 8:30 a.m.
 PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida
 DATE AND TIME: May 18, 2000, 8:30 a.m.
 PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida
 DATE AND TIME: June 15, 2000, 8:30 a.m.
 PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida
 DATE AND TIME: July 20, 2000, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida
 DATE AND TIME: August 17, 2000, 8:30 a.m.
 PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida
 PURPOSE: Regular Meeting of the Executive Board
 A copy of the agenda may be obtained by writing: Florida Department of Transportation, 605 Suwannee Street, Mail Station 57, Tallahassee, Florida 32399-0450.

The Florida **Department of Transportation**, District 3 announces a Public Hearing to which all persons are invited.
 DATE AND TIME: April 20, 2000, 5:00 p.m. – 7:00 p.m. (CST)
 PLACE: Felton Harrison Building (Building 3600), Bursar Room (Room 3638), Pensacola Junior College Warrington Campus, US 98 (Dr. Farin Drive), Escambia County, FL
 PURPOSE: This Public Hearing is being conducted pursuant to the provisions of Rule Chapter 14-97, Florida Administrative Code, and Section 335.18, Florida Statutes. This Public Hearing is also being held in accordance with the Federal-Aid Highway Act of 1968, as amended, 23 U.S.C 128, 40 C.F.R. 1500-1508, 23 C.F.R. 771 and section 339.15, Florida Statutes, and is also consistent with the Americans With Disabilities Act of 1990.

Anyone needing special accommodations should write to the address given below or call (850)638-0250, Ext. 523. Special accommodation requests under the Americans With Disabilities Act should be made at least seven days prior to the Public Hearing. This Public Hearing is also in compliance with Title IV of the Civil Rights Act of 1964, and Title VIII of the Civil Rights Act of 1968, as amended.
 This Public Hearing is being conducted exclusively to give all interested parties an opportunity to comment on the proposed access management classification, location, conceptual design, social, economic and environmental effects of State Project No. 48080-1500; F.M. Item No. 218630-1-22-01, (Work Program Item No. 3112006); otherwise known as SR 295 (Navy Boulevard/New Warrington Road). The limits of the project are from Bayou Grande to Jackson Street in Escambia County, Florida.
 A copy of the agenda may be obtained by writing: Ms. Regina Battles, P. E., District Environmental Management Engineer, Florida Department of Transportation, P. O. Box 607, Chipley, Florida 32428.

STATE BOARD OF ADMINISTRATION

NOTICE IS HEREBY GIVEN by the **State Board of Administration** of public meetings of the Florida Commission on Hurricane Loss Projection Methodology to which all persons are invited.

DATE AND TIME: Monday, May 8, 2000, 9:00 a.m. – 5:00 p.m.

DATES AND TIME: Tuesday, May 9, 2000 – Thursday, May 11, 2000, 8:30 a.m. – 5:00 p.m.

DATE AND TIME: Friday, May 12, 2000, 8:30 a.m. – 4:00 p.m.

DATES AND TIME: Wednesday, May 17, 2000 – Friday, May 19, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Hermitage Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

PURPOSE: These are regular business meetings of the Commission to review computer models under the standards and acceptability process for 1999 and to discuss the general business of the Commission.

Anyone wishing to be placed on the Commission’s mailing list to receive copies of notices and agendas by mail or wishing a copy of the agenda for the meeting noticed above, should contact: Anne Bert, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend any of these meetings is requested to call Anne Bert, (850)413-1349, five days prior to the meeting so that appropriate arrangements can be made.

NOTICE IS HEREBY GIVEN by the **State Board of Administration** of a public meeting of the Advisory Council to the Florida Hurricane Catastrophe Fund to which all persons are invited.

DATE AND TIME: Tuesday, May 16, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Hermitage Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

PURPOSE: To discuss the May, 2000, bonding estimates; to review the 2000 legislative session; and to discuss the general business of the Council.

Anyone wishing a copy of the agenda should contact: Anne Bert, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend the meeting is requested to call Patti Elsbernd, (850)413-1346, five days prior to the meeting so that appropriate arrangements can be made.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 12, 2000, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blairstone Road, Bldg. C, Third Floor, Tallahassee, Florida

PURPOSE: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. Chapter 80-150, Laws of Florida (1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida, 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than two working days prior to the proceeding at the address given on the notice, Telephone (850)488-3417.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 990874-TP – Request for arbitration concerning complaint of US LEC of Florida Inc. against BellSouth Telecommunications, Inc. regarding breach of terms of interconnection agreement and request for relief.

DATE AND TIME: April 17, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the request for arbitration concerning complaint of US LEC of Florida Inc. against BellSouth Telecommunications, Inc. regarding breach of terms of interconnection agreement and request for relief, and for such other purposes as the Commission may deem appropriate. At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing held on April 3, 2000. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, FAC.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: April 18, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Rule 25-22.002, FAC.), by contacting Division of Records and Reporting, (850)413-6770, or writing to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge.

If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: April 18, 2000, immediately following the Commission Conference which commences at 9:30 a.m. in Commission Hearing Room 148.

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

PURPOSE: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 992018-TP – Petition by BellSouth Telecommunications, Inc. for arbitration of resale agreement with Atlantic Telecommunication Systems, Inc.

DATE AND TIME: April 19, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the petition by BellSouth Telecommunications, Inc. for arbitration of resale agreement with Atlantic Telecommunication Systems, Inc., and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on April 7, 2000. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, FAC.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a public meeting in the following docket to which all persons are invited.

Docket No. 990937-WS – Application for staff-assisted rate case in Polk County by ABCA, Inc.

DATE AND TIME: Wednesday, April 19, 2000, 6:00 p.m.

PLACE: City Commission Chamber, 228 South Massachusetts Ave., Lakeland, FL 33801

PURPOSE: To give customers and other interested persons an opportunity to offer comments on the quality of service the utility provides, the proposed rate increase and to ask questions and comment on other issues.

A copy of the agenda for any meeting may be obtained by writing: Director of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 991237-TP – Complaint by AT&T Communications of the Southern States, Inc. d/b/a Connect 'N Save and d/b/a Lucky Dog and d/b/a ACC Business against BellSouth Telecommunications, Inc. regarding improper application of switched access charges.

DATE AND TIME: April 20, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 152, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida
 PURPOSE: To permit parties to present testimony and exhibits relative to the request complaint by AT&T Communications of the Southern States, Inc. d/b/a Connect 'N Save and d/b/a Lucky Dog and d/b/a ACC Business against BellSouth Telecommunications, Inc. regarding improper application of switched access charges and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on March 23, 2000. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S. and Chapter 25-28, FAC.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a hearing in the following docket to which all persons are invited.

DOCKET NO. 990994-TP – PROPOSED AMENDMENT OF RULES 25-4.003, DEFINITIONS; 25-4.110, CUSTOMER BILLING FOR LOCAL EXCHANGE TELECOMMUNICATIONS COMPANIES; 25-4.113, REFUSAL OR DISCONTINUANCE OF SERVICE BY COMPANY; 25-24.490, CUSTOMER RELATIONS; RULES INCORPORATED; AND 25-24.845, CUSTOMER RELATIONS; RULES INCORPORATED

DATE AND TIME: August 21, 2000, 9:30 a.m. – 5:00 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: The purpose of the hearing is to determine the application of sections (2) and (19) of Rule 25-4.110 to interexchange carriers and alternative local exchange telecommunications companies.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Task Force on Capital Cases**, which was created by Executive Order 2000-1, announces a public meeting to which all persons are invited to attend.

DATE AND TIME: March 31, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Room 116, Knott Building, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussions and presentations regarding evidence of discrimination, if any, in the sentencing of defendants in capital cases, including consideration of race, ethnicity and gender.

A copy of the agenda may be obtained by contacting Tena Pate, (850)488-3494, on March 30, 2000, after 3:00 p.m.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces the following meetings to which all people are invited:

MEETING: Joint I-75 Corridor Council and Technical Advisory Committee

DATE AND TIME: April 11, 2000, 9:00 a.m.

PLACE: Holiday Inn West, I-75 and Newberry Road, Gainesville, FL

PURPOSE: Develop strategies to improve the visual quality of areas surrounding Interstate 75.

A copy of the agenda may be obtained by writing: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653-1603.

Any person deciding to appeal any decision of the I-75 Corridor Council with respect to any matter considered at the meeting may need to ensure that a verbatim record of the proceedings is made.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 13, 2000, 1:00 p.m.

PLACE: Sumter County Historic Courthouse, 209 N. Florida Street, 3rd Floor Courtroom, Rm. 327, Bushnell, FL 33513

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Search Committee will meet to establish procedures for hiring a new executive director.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 13, 2000, 2:00 p.m.

PLACE: Sumter County Historic Courthouse, 209 N. Florida Street, 3rd Floor Courtroom, Rm. 327, Bushnell, FL 33513

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council including a Public Hearing for adoption of the Withlacoochee Regional Planning Council Regional Report and Recommendations regarding the Del Webb's Spruce Creek Country Club FQD.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

The **Withlacoochee Regional Planning Council** announces an Executive Committee meeting to which all persons are invited.

DATE AND TIME: Thursday, April 13, 2000, 6:30 p.m.

PLACE: Sumter County Historic Courthouse, 209 N. Florida Street, 3rd Floor Courtroom, Rm. 327, Bushnell, FL 33513

GENERAL SUBJECT MATTER TO BE CONSIDERED: To handle administrative matters pertaining to the Council.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 13, 2000, 7:00 p.m.

PLACE: Sumter County Historic Courthouse, 209 N. Florida Street, 3rd Floor Courtroom, Rm. 327, Bushnell, FL 33513

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council including a Public Hearing for adoption of the Withlacoochee Regional Planning Council Regional Report and Recommendations regarding the Villages of Sumter DRI.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, April 10, 2000, 8:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Executive/Budget Committee Meeting.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, April 10, 2000, 10:00 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., Suite 219, St. Petersburg, FL 33702

PURPOSE: Regular Council Meeting.

SUBJECTS TO BE CONSIDERED: Routine Council Business; DRI Development Order Amendment Reports; Local Government Comprehensive Plan Reviews; Aging Policy Committee; Agency on Bay Management; Local Emergency Planning Committee; Chairman's Report.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, April 13, 2000, 9:00 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

PURPOSE: Agency on Bay Management Executive Steering and Subcommittee.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, April 17, 2000, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, St. Petersburg, Florida 33702

PURPOSE: Area Agency on Aging Board Meeting.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, April 24, 2000, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

PURPOSE: IC & R Clearinghouse Review Committee.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The District XI, **Local Emergency Planning Committee**, Training Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 19, 2000, 9:00 a.m. – 10:00 a.m.

PLACE: Fire Fighters Memorial Building, 8000 N. W. 21st Street, Miami, Florida 33126

PURPOSE: To implement FY 1999-00 USDOT HMEP Training Grant funds and to continue discussion on the training and planning activities and projects.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, or by calling (954)985-4416 in Broward, Suncom 473-4416 and 1(800)985-4416 for area codes 305, 561 and 407.

The District XI, **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 19, 2000, 10:00 a.m.

PLACE: Fire Fighters Memorial Building, 8000 N. W. 21st Street, Miami, Florida 33126

PURPOSE: To discuss the LEPC's Hazmat 2000 Conference, Bi-Annual membership appointments, SERC meeting overview and election of officers.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, or by calling (954)985-4416 in Broward, Suncom 473-4416 and 1(800)985-4416 for area codes 305, 561 and 407.

The District I **Local Emergency Planning Committee** (LEPC) announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2000, 10:00 a.m.

PLACE: Tyndall Air Force Base, 119 Alabama Avenue, Tyndall AFB, FL 32403-5014

PURPOSE: To conduct general business of the District I Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Daniel F. Krumel, Executive Director, West Florida Regional Planning Council, P. O. Box 486, Pensacola, Florida 32593-0486.

COMMISSION ON ETHICS

The **Commission on Ethics** announces that the following emergency meeting was held.

DATE AND TIME: Thursday, March 16, 2000, 1:00 p.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, FL

REASONS WHY AN EMERGENCY MEETING WAS NECESSARY: Petitioners William G. Bankhead, Secretary, Department of Juvenile Justice, Mr. Robert G. Brooks, M.D., Secretary, Department of Health, Mr. Charles Williams, Director, Division of Workers' Compensation, Department of Labor and Employment Security, Mr. Luis Morse, Deputy Secretary, Department of Elder Affairs and Mr. Carl Littlefield, Assistant Secretary for Developmental Services, Department of Children and Family Services sought an advisory opinion from the Commission on Ethics relating to the application of Article II, Section 8(e), Florida Constitution, to themselves as former members of the Legislature and whether, and to what extent, that constitutional provision limits their ability to communicate with the Legislature. Under normal notice requirements, the earliest the Commission could render an opinion would be April 7, 2000, which is only four weeks before the end of the 2000 Regular Session of the Legislature and which would virtually render their request moot. Unless an opinion was promptly rendered by the Commission, Petitioners might have been placed in a position where their activities might have been unduly limited, thereby unduly hampering communications between the Executive and Legislative branches of State government.

ACTION TAKEN: The Commission adopted opinion CEO 00-07 (available from the Commission's website, www.ethics.state.fl.us).

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board announces a telephone conference of its Coordinating Committee to discuss general issues.

DATE AND TIME: Wednesday, April 5, 2000, 10:00 a.m.

PLACE: Call (850)487-2613 for instruction on participation

PURPOSE: The purpose of the meeting is to discuss issues to be on the agenda for the full Workers' Compensation Oversight Board meeting.

For further information about this telephone conference, contact Julie Douthit, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, Telephone number (850)487-2613, two days prior to the date of the meeting.

In the event meeting time and/or place changes, notice of change will be posted on meeting notice bulletin board at 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, Florida 32399-2152. You may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Becky Thomas in writing or by telephone at the above address or telephone number at least two business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Becky Thomas using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board announces two public hearings and a board meeting.

DATE AND TIME: Friday, April 14, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: TBA, Pensacola, Florida

PURPOSE: 9:00 a.m. – 12:00 p.m., the Fraud and Noncompliance Committee will take public testimony on the elimination of and alternatives to, the workers' compensation exemption process; 1:00 p.m. – 3:00 p.m., the Premium and Benefits Committee will take testimony on the Division of Workers' Compensation Employee Assistance Office; 3:00 p.m. – 4:00 p.m. the Board will meet.

For a copy of the agenda or for further information about this meeting contact: Julie Douthit, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, Telephone number (850)487-2613.

In the event meeting time and/or place changes, notice of change will be posted on meeting notice bulletin board at 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, Florida 32399-2152. You may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Julie Douthit in writing or by telephone at the above address or telephone number at least two business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Becky Thomas using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Americans with Disabilities Act Working Group, which is administered by the **Division of Vocational Rehabilitation, Department of Labor and Employment Security**, announces a meeting of the Americans with Disabilities Act Working Group Executive Board Committee Meeting to which all interested persons are invited.

DATE AND TIME: April 4, 2000, 10:30 p.m. – 12:30 p.m.

PLACE: Room 360, Division of Vocational Rehabilitation Headquarters, 2002 Old St. Augustine Road, Building A, Tallahassee, Florida 32399-0696

PURPOSE: To facilitate the mission of this Working Group.

For those people unable to attend in person, you may participate in the meeting via Teleconference call by dialing (850)921-5601 or Suncom 291-5601.

A copy of the agenda may be obtained by writing or calling: Americans with Disabilities Act Working Group, Building A, 2002 Old St. Augustine Road, Tallahassee, Florida 32399, (850)487-3423 (Voice or TTY.)

Should you require accommodations or materials in alternate format, please contact Doris Farmer, (850)487-3423, (Voice or TTY) prior to March 13, 2000.

This document is available in alternative format upon request.

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: April 11, 2000, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

PURPOSE: Board Meeting. To consider District business and conduct public hearings on regulatory and land acquisition matters.

PURPOSE: Public hearing in accordance with Section 373.139(3)(a), F.S., concerning the proposed purchase of a conservation easement on the Bailey Brothers Tract, consisting of 16,681 acres +/- in Dixie County, with funds from the Water Management Lands Trust Fund; also Public hearing in accordance with Section 373.139(3)(a), F.S., concerning the proposed purchase of the Mertie Mae Box Tract, 6 acres +/- in Suwannee County with funds from the Water Management Lands Trust Fund; also Public hearing in accordance with Section 373.139(3)(a), F.S., concerning the proposed purchase of the C. W. Maloy Tract, 1 acre +/- in Suwannee County with funds from the Water Management Lands Trust Fund; also Public hearing in accordance with Section 373.139(3)(a), F.S., concerning the proposed purchase of the Quinton and Mildred Holder Parcel, .47 acres +/- in Hamilton County, with funds from the Water Management Lands Trust Fund.

DATE AND TIME: April 11, 2000, following the Board Meeting

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

PURPOSE: Water Management Plan Workshop.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (904)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

AMENDED NOTICE – The St. Johns River Water Management District announces the following public meetings and hearings to which all persons are invited:

GOVERNING BOARD MEETING

DATE AND TIME: Tuesday, April 11, 2000, 10:00 a.m.
PLACE: District Headquarters, Highway 100, West, Palatka, FL 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

FINANCE COMMITTEE MEETING

DATE AND TIME: Wednesday, April 12, 2000, 8:00 a.m.
PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion of Finance Committee agenda items followed by committee recommendations to be approved by the full Governing Board.

GOVERNING BOARD MEETING AND PUBLIC HEARING

DATE AND TIME: Wednesday, April 12, 2000, 9:00 a.m.
PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion and consideration of District business including regulatory and non-regulatory matters.

PRIVATE ATTORNEY-CLIENT MEETING pursuant to Section 286.011, Florida Statutes, regarding IT Corporation vs St. Johns River Water Management District, Case No. 99-1468-CV-18-B (U.S. District Court, Middle District of Florida, Division).

DATE AND TIME: Wednesday, April 12, 2000, 11:00 a.m.
PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Discussion regarding settlement matters; estimated time 1 hour. The following persons will attend: Clay Albright, Reid Hughes, Jeff Jennings, William Kerr, O. Deon Long, Otis Mason, Duane Ottenstroer, Dan Roach, William Segal, Don Wright, Kathryn Mennella, John Williams, John Wehle and a District-designated court reporter.

PUBLIC HEARING

DATE AND TIME: Wednesday, April 12, 2000, following the regularly scheduled Governing Board meeting which begins at 9:00 a.m.

PLACE: District Headquarters, Highway 100, West, Palatka, Florida 32177

PURPOSE: Final rule adoption hearing on proposed revisions to Section 40C-8, FAC., regarding Minimum Flows and Levels.

A copy of the agenda for these meetings may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, Attention: Ann Freeman, Governing Board Support Specialist.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings and hearings is requested to advise the District at least 48 hours before the meeting or hearing by contacting Ann Freeman, (904)329-4101. If you are hearing or speech impaired, please contact the District by calling (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The South Florida Water Management District announces a public meeting to which all interested persons are invited:

DATE AND TIME: April 7, 2000, 9:00 a.m. – 10:30 a.m.
PLACE: Ft. Myers Service Center, 2301 McGregor Blvd., Ft. Myers, FL 33901

PURPOSE: This meeting is to discuss the completion of the Lower West Coast Water Supply Plan. All interested parties are invited to attend.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are to advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance of the meeting to make appropriate arrangements.

For more information, contact: Mark Elsner, Lower West Coast Regional Water Supply Plan Project Manager, (561)682-6156.

The **South Florida Water Management District** announces a public meeting to which all interested persons are invited:

DATE AND TIME: April 7, 2000, 11:00 a.m. – 12:30 p.m.

PLACE: Ft. Myers Service Center, 2301 McGregor Blvd., Ft. Myers, FL 33901

PURPOSE: This meeting is to discuss the completion of the Caloosahatchee Water Management Plan. All interested parties are invited to attend.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are to advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact: Tony Burns, District Clerk, (561)682-6206, at least two business days in advance of the meeting to make appropriate arrangements.

For more information, contact Janet Starnes, (941)338-2929.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Thursday, April 13, 2000, 9:00 a.m.

PLACE: B-1 Headquarters Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: To present proposed changes to the 2000 Save Our Rivers Land Acquisition and Management Plan.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Bill Helfferich, (561)682-6637, or by e-mail at whelffer@sfwmd.gov.

The **South Florida Water Management District** announces a special public workshop/meeting which may be conducted by means of or in conjunction with communications technology, specifically by telephonic conference, to which all interested parties are invited:

DATE AND TIME: Monday, May 1, 2000, 9:00 a.m.

PLACE: Agriculture Extension Center, 18710 S. W. 288 Street, Homestead, Florida

PURPOSE: To discuss and determine the 8.5 square mile area Environmental Impact Statement options.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information: Darryl Bell, Governing Board/Business Operations Coordinator, District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33416-4680, (561)682-2529.

REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Special Board Meeting and Regular Board Meeting to which all persons are invited:

DATE AND TIME: Friday, April 7, 2000, 9:30 a.m.

PURPOSE: Special Board Meeting to discuss the following: (1) the Final Service Agreement for the Design/Build/Operation of a Surface Water Treatment Component of the Tampa Bay Regional Water Treatment Plant; and (2) an Alternative Master Water Plan being proposed by Pasco County. The Board is expected to take action on related to their discussion of these items.

DATE AND TIME: Monday, April 17, 2000, 10:00 a.m.

PURPOSE: Regular Meeting of the Board of Directors.

PLACE: Tampa Bay Water, 2535 Landmark Drive, Suite 211-A, Clearwater, Florida 33761

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purposes he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the regular meeting agenda may be obtained by writing to Tampa Bay Water or can be accessed on the Web at www.tampabaywater.org.

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Manning, (727)796-2355, at least 3 business days prior to the meeting.

The **Withlacoochee Regional Water Supply Authority** announces that the Authority will hold its regular April meeting as scheduled. This is a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, April 19, 2000, 4:30 p.m.

PLACE: Ocala City Hall, City Council Chambers, 151 S. E. Osceola Ave., 2nd Floor, Ocala, FL 34471

GENERAL MATTER TO BE CONSIDERED: To conduct regular business of the Authority.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Water Supply Authority, P. O. Drawer 190, Tallahassee, FL 32302.

Although these board meetings are normally recorded, affected persons are advised that it may be necessary for them to make their own arrangements if a verbatim record of the meeting is needed, including testimony and evidence upon which any appeal is to be based.

DEPARTMENT OF ELDER AFFAIRS

The **State Long-Term Care Ombudsman Council** announces a public meeting for all districts in Florida to which all persons are invited. You may contact the State Long-Term Care Ombudsman Office at (850)488-6190 for further information.

DATE AND TIME: April 27, 2000, 9:00 a.m.

CITY: District One, Pensacola, FL

DATE AND TIME: April 19, 2000, 10:00 a.m.

CITY: District Two, Blountstown, FL

DATE AND TIME: April 20, 2000, 12:30 p.m.

CITY: District Three-A, Gainesville, FL

DATE AND TIME: April 13, 2000, 1:00 p.m.

CITY: District Three-B, Ocala, FL

DATE AND TIME: April 18, 2000, 12:00 Noon

CITY: District Four, St. Augustine, FL

DATE AND TIME: April 20, 2000, 1:30 p.m.

CITY: District Five A, Largo, FL

DATE AND TIME: April 13, 2000, 1:30 p.m.

CITY: District Five B, New Port Richey, FL

DATE AND TIME: April 18, 2000, 10:00 a.m.

CITY: District Six, Tampa, FL

DATE AND TIME: April 6, 2000, 12:30 p.m.

CITY: District Seven, Orlando, FL

DATE AND TIME: April 4, 2000, 11:00 a.m.

CITY: District Eight, Ft. Myers, FL

DATE AND TIME: April 17, 2000, 2:30 p.m.

CITY: District Nine, West Palm Beach, FL

DATE AND TIME: April 11, 2000, 1:30 p.m.

CITY: District Ten, Plantation, FL

DATE AND TIME: April 18, 2000, 1:15 p.m.

CITY: District Eleven-South, S. Miami, FL

DATE AND TIME: April 13, 2000, 10:30 a.m.

CITY: District Eleven-North, N. Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Long-Term Care Ombudsman Program.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the District 10, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Wednesday, April 12, 2000, 9:30 a.m. – 11:30 p.m.

PLACE: AHCA Building, Room 195, 1400 West Commercial Boulevard, Fort Lauderdale, FL 33309, (954)202-3200

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)414-1833, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

The **Agency for Health Care Administration** announces a meeting of the District 9, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Thursday, April 13, 2000, 1:00 p.m. – 4:00 p.m.

PLACE: AHCA Building, Medicaid Conference Room, 1710 East Tiffany Drive, West Palm Beach, FL 33407, (561)881-5080

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)414-1833, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308

The **Agency for Health Care Administration** announces a meeting of the Panel on Excellence in Long-Term Care to which all interested parties are invited.

DATE AND TIME: Friday, April 14, 2000, 12:00 p.m. – 4:00 p.m.

PLACE: River Garden Hebrew Home/Wolfson Health and Aging Center, 11401 Old St. Augustine Road, Jacksonville, FL 32258

PURPOSE: A meeting of the Panel on Excellence in Long-Term Care. The purpose of this meeting is to conduct a workshop in order to invite public comments regarding ss. 400.235(5)(b), F.S. pertaining to financial soundness and stability of a Gold Seal designation as well as ss. 400.235(7), F.S. which involves frequency of review for designation as a Gold Seal Program facility and under what circumstances a facility may be denied the privilege of using such a designation. Other matters before the Panel will also be discussed.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Richard Kelly, (850)488-5861, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Richard Kelly, Agency for Health Care Administration, Bldg. 1, Room 228, 2727 Mahan Drive, Tallahassee, FL 32308.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services**, Wireless 911 Board announces the following meeting schedule information:

DATES AND TIME: April 11-13, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Sheraton Oceanfront Hotel, 3200 North Ocean Drive, Singer Island, Florida

DATES AND TIME: May 16-18, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Wyndham Resort & Spa, 250 Racquet Club Road, Ft. Lauderdale, Florida

The **Florida Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Thursday, April 13, 2000, 9:00 a.m.

PLACE: The access point where a person may go for purpose of attending the meeting is the Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303. The meet-me telephone number is (850)921-2548 or Suncom 291-2548.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to deliberate cases that have come before the Commission for determination.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, telephone (850)488-7082, Extension 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

SPECIAL ACCOMMODATION: Any person requiring special accommodation because of a disability or physical impairment should contact the Clerk of the Commission at (850)488-7082, Extension 1036, at least five calendar days prior to the meeting.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation** announces the following meetings to be conducted by the Florida Board of Landscape Architecture (Board):

MEETING: Board

DATE AND TIME: April 14, 2000, 9:00 a.m.

PLACE: Wyndham Reach Resort, Simonton Street at the Ocean, Key West, FL 33040, Telephone Number (305)296-5000

PURPOSE: To conduct an official meeting of the Board in order to review issues associated with regulation of the landscape architecture profession.

Agenda copies may be obtained by writing: the Board, 1940 North Monroe Street, Tallahassee, FL 32399-0751.

Any person deciding to appeal a decision made with respect to any matter considered at the meeting must ensure a verbatim record of the proceeding is made. Such record must include the testimony and evidence upon which an appeal is to be based.

Any person requiring special accommodations because of a disability or physical impairment should contact Gregory Spence, Regulatory Supervisor, 1940 North Monroe Street, Tallahassee, Florida 32399-0751 or call (850)488-6685 Extension 3, at least forty-eight (48) hours prior to the meeting. Hearing or speech impaired respondents please contact Kari McIlvaine using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Construction Industry Licensing Board** will hold the following meetings to which all interested parties are invited.

DATES AND TIME: Wednesday, April 12, 2000; Thursday, April 13, 2000; Friday, April 14, 2000, 8:00 a.m.

PLACE: Radisson Plaza Hotel Orlando, Orlando Florida

PURPOSE: Committee, Disciplinary Actions and General Session meetings of the Board.

Any person who decides to appeal any decision made by the board with respect to any matter considered at these meetings may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Additional information and a final agenda may be obtained by writing: Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Rodney Hurst, (904)727-3689, at least seven calendar days prior to the meeting. Hearing or speech impaired please use Florida Relay 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Electrical Contractors' Licensing Board** announces a joint meeting with the **Construction Industry Licensing Board** and an Official Board and Committee Meeting via Telephone Conference Call to which all interested persons are invited.

DATE AND TIME: April 19, 2000, 9:00 a.m. or soon thereafter

PLACE: Meet Me Number: (850)488-0979, SC 278-0979; Department of Business and Professional Regulation, Electrical Contractor's Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0771, Telephone (850)922-8044, Fax (850)922-2918

PURPOSE: Official Board Meeting & Joint Meeting with Construction Industry Licensing Board.

A copy of the agenda may be obtained by writing: the Board Office, 1940 North Monroe Street, Tallahassee, Florida 32399-0771.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is to be based.

For further information contact: Florida Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0771.

Any persons requiring special accommodations at this meeting because of a disability or physical impairment should contact: Susan McAleer, Electrical Contractors' Licensing Board, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call Susan McAleer using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Pilot Commissioners** announces the following meetings to which all persons are invited to attend.

DATE AND TIME: April 13, 2000, 2:00 p.m.

PURPOSE: Committee meetings immediately followed by Probable Cause Panel meeting, which portions may be closed to the public. Agenda available on request.

DATE AND TIME: April 14, 2000, 9:00 a.m.

PURPOSE: General Board and Business meeting.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 32399, (850)488-0698

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, Florida 32399.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office, (850)488-0698, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Accountancy** announces the following public meeting of the Privatization Committee to which all persons are invited:

DATE AND TIME: Tuesday, May 2, 2000, 11:00 a.m.

PLACE: Secretary's Conference Room, Department of Business and Professional Regulation, 725 South Bronough Street, Tallahassee Florida

PURPOSE: To consider issues relating to privatizing the Board of Accountancy. This is a public meeting.

A copy of the agenda may be obtained by writing: Martha P. Willis, Division Director, Division of Certified Public Accounting, 2610 N. W. 43 Street, Suite 1-A, Gainesville, Florida 32606.

NOTE: Pursuant to the provisions of the Americans with Disabilities Act any person requiring special accommodations to participate in this workshop/hearing/meeting by contacting: Martha Willis, (352)955-2165. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

The Probable Cause Panel of the **Florida Real Estate Commission** will meet on:

DATE AND TIME: April 18, 2000, 1:30 p.m. or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida
Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing

or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Real Estate Commission** (FREC) announces a meeting to which all persons are invited.

DATE AND TIME: April 19, 2000, 8:30 a.m.

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida

PURPOSE: Official business of Commission. Among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, Recovery Fund Claims, education issues, petitions for declaratory statement, and disciplinary actions.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required. Probable Cause Panel(s) may also meet during this session. Portions of the Probable Cause are not open to the public.

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Commission, Administration Office, P. O. Box 1900, Orlando, Florida 32802-1900.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a Citizens Advisory Panel meeting to which all person are invited:

DATE AND TIME: April 11, 2000, 3:00 p.m.

PLACE: Room 502, 160 Governmental Center, Pensacola, Florida 32501

PURPOSE: The Northwest Citizens Advisory Panel meeting will include a presentation by Laverne Matheson about the Bayou Chico Association's progress toward restoring Bayou Chico.

A copy of the agenda may be obtained by writing: Department of Environmental Protection, 160 Governmental Center, Pensacola, Florida 32501 or by calling Dick Fancher, (850)595-8300.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise

the agency at least 48 hours before the workshop/hearing/meeting by contacting the Personnel Service Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

The **Department of Environmental Protection** announces a one-day public meeting of the Methodology Focus Group (MFG). The MFG is a focus group within the Contaminated Soils Forum (CSF). All persons are invited to participate.

DATE AND TIME: April 13, 2000, 10:00 p.m. – not later than 5:30 p.m.

PLACE: Echelon International (formerly Progress Center), 13709 Progress Blvd., Main Conference Room, Alachua, Florida, (904)462-4040

GENERAL SUBJECT MATTER TO BE CONSIDERED: The one-day meeting of the MFG will provide opportunities for interested parties to review and discuss issues related to:

1. Acute Toxicity-based SCTL Toxicology Inputs;
2. Dermal Exposure Assumptions; and
3. Future Considerations/Issues for the MFG.

The MFG will present a summary of this meeting and any recommendations to the CSF at the May 17, 2000 meeting.

A copy of the agenda and directions to the meeting room may be obtained by calling or writing: Roger B. Register, Department of Environmental Protection, Bureau of Waste Cleanup, M.S. #4505, Room 309B, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)413-0062 or an electronic copy may be obtained at the Internet address: <http://www.dep.state.fl.us/dwm/programs/csf>

If an accommodation is needed for a disability in order to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel, (850)487-1855 or 1(800)955-8771 (TDD), at least seven days before the meeting.

The **Department of Environmental Protection** announces a meeting of the NPDES Stormwater Delegation Technical Advisory Committee to which all interested persons are invited.

TIME AND DATE: Monday, April 17, 1999, 1:00 p.m.

PLACE: Orange County Public Library, 101 East Central Boulevard, Orlando, Florida

PURPOSE: To discuss proposed revisions to Chapter 62-4 related to fees, and revisions to Chapters 62-620, 62-621 and 62-624 of the Florida Administrative Code, in anticipation of the state of Florida receiving delegation of the federal NPDES stormwater program. The latest draft edition of the rules are available on the world wide web at: <http://www.dep.state.fl.us/water/slerp/pds/draft.htm>.

A copy of the agenda for the meeting may be obtained by writing: Department of Environmental Protection, Bureau of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by calling Michael Bateman, (850)921-5330.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Personnel Services Specialist, Bureau of Personnel, (850)488-2996 or 1(800)955-8771 (TDD) at least seven days prior to the event.

The **Department of Environmental Protection** announces a public hearing of the Governor and Cabinet, sitting as the Power Plant Siting Board to consider the Administrative Law Judge's Recommended Order in the case of the City of Lakeland C. D. McIntosh, Jr. Power Plant, Unit No. 5, Power Plant Siting Application PA74-06SR2, DOAH Case No. 97-2739EPP.

DATE AND TIME: April 25, 2000, 9:00 a.m.

PLACE: Cabinet Hearing Room, Lower Level, State Capitol, Tallahassee, Florida

PURPOSE: The Governor and Cabinet, sitting as the Power Plant Siting Board, will consider, pursuant to the Florida Electrical Power Plant Siting Act, Section 403.501, et seq., Florida Statutes, the Recommended Order dated March 2, 2000, from the Administrative Law Judge, finding that the C. D. McIntosh, Jr. Power Plant Unit No. 5, is in compliance with existing land use plans and zoning ordinances and recommending that the City of Lakeland be granted certification for the location and operation of the McIntosh Unit 5 Steam Cycle Project. Unit 5 is proposed to be located within the existing McIntosh Power Plant site, in the eastern portion of the City of Lakeland, in Polk County, Florida.

For a copy of the agenda please contact: Judy Brooks, Department of Environmental Protection, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, (850)922-3766.

CABINET AIDES BRIEFING: The Cabinet Aides will meet and discuss the item on April 19, 2000, 9:00 a.m., in the same location. The purpose of the briefing is to review and gather information regarding this item for consideration by the Siting Board.

The **Department of Environmental Protection** announces a teleconference meeting of the Technical Advisory Committee for Petroleum Storage Tanks to which all person are invited:

DATE AND TIME: Thursday, April 27, 2000, 10:00 a.m. Eastern Standard time and ending no later than 2:00 p.m.

PLACE: Call (850)921-2470 or 291-2470 if using a state Suncom line

GENERAL SUBJECT MATTER: The committee is scheduled to discuss guidance memorandums issued by the Bureau of Petroleum Storage Systems. Additional topics regarding petroleum contaminated site cleanup issues may be considered by the committee of time allows.

A copy of the agenda may be obtained by writing: Roger Rook, Bureau of Petroleum Storage Systems, FL Dept. of Environmental Protection, 2600 Blair Stone Rd., MS 4575, Tallahassee, FL 32399-2400, by calling Mr. Rook, (850)921-0896 or e-mail: roger.rook@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this teleconference meeting is asked to advise the agency at least 48 hours before the teleconference by contacting Mr. Rook or the Personnel Service Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, April 11, 2000, 7:00 p.m. (EDT)

PLACE: Windley Key State Geological Site, Visitor Center, Mile Marker 85.5, Overseas Highway, Windley Key, Florida 33036

PURPOSE: To present the current management plans for Indian Key State Historic Site, Lignumvitae Key State Botanical Site and San Pedro Underwater Archaeological Preserve to the public.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 5, Administration, 13798 Southeast Federal Highway, Hobe Sound, Florida 32455.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a DEP Advisory Group meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 12, 2000, 9:00 a.m. (EDT)

PLACE: Windley Key State Geological Site, Visitor Center, Mile Marker 85.5, Overseas Highway, Windley Key, Florida 33036

PURPOSE: To discuss the current management plans for Indian Key State Historic Site, Lignumvitae Key State Botanical Site and San Pedro Underwater Archaeological Preserve with the DEP Advisory Group.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be

made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 5, Administration, 13798 Southeast Federal Highway, Hobe Sound, Florida 33455.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Wednesday, April 12, 2000, 7:00 p.m. (EDT)

PLACE: Marathon Government Center, State Building, 2796 Overseas Highway, Marathon, Florida 33050

PURPOSE: To receive comments regarding management and land uses for Bahia Honda State Park before the development of a management plan for the park.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 5, Administration, 13798 Southeast Federal Highway, Hobe Sound, Florida 33455.

DEPARTMENT OF JUVENILE JUSTICE

The **Department of Juvenile Justice** announces a meeting of The Juvenile Justice Standards and Training Commission to which any interested parties are invited.

DATE AND TIME: April 13, 2000, 9:00 a.m. – 4:30 p.m.

PLACE: DoubleTree Hotel, Tampa Airport, 4500 West Cypress Street, Tampa, FL 33607, Telephone (813)879-4800

PURPOSE: Regular meeting to discuss issues related to staff training for Juvenile justice programs, as well as future plans for the juvenile Justice training system.

A copy of the agenda may be obtained after March 30, 2000 by contacting: Peggy Sanders, Florida Department of Juvenile Justice, Office of Staff Development, 2737 Centerview Drive, Suite 114, Tallahassee, Florida 32399-3100, or call (850)488-8825.

DEPARTMENT OF HEALTH

The **Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a Probable Cause Panel meeting to be held via telephone conference call. Several cases in which a finding of probable cause has already been found will be reconsidered. All interested parties are invited to attend.

DATE AND TIME: Wednesday, April 12, 2000, 3:00 p.m.

PLACE: Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 1940 North Monroe Street, Tallahassee, FL 32399, Telephone Number: (850)488-5778, Suncom (850)278-5778

PURPOSE: Probable Cause Panel Meeting and Reconsideration of probable cause cases for Mental Health Counseling.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, FL 32399-3258.

If any person decides to appeal any decision made by the Panel with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is made.

Those who are hearing impaired; using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster, (850)487-1129.

The **Board of Orthotists and Prosthetists** will hold a telephone conference call meeting to which all persons are invited to attend.

DATE AND TIME: Tuesday, April 11, 2000, 9:00 a.m.

PLACE: The Department of Health, 1940 North Monroe Street, Tallahassee, Florida at Meet Me Number (850)488-5778

PURPOSE: General Board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)487-3052, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence form which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Sherra Causey, Board of Orthotists and Prosthetists, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, FL 32399-3257.

The Florida Probable Cause Panel of the **Board of Osteopathic Medicine** announces a meeting:

DATE AND TIME: Tuesday, April 18, 2000, 2:00 p.m. or soon thereafter

PLACE: Ft. Lauderdale Hilton Hotel, 1870 Griffin Road, Dania Beach, FL 33004, (954)920-3300

PURPOSE: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing: Randolph Collett, Senior Attorney, Agency for Health Care Administration, General Counsel, Palmer Building, P. O. Box 14229, Tallahassee, FL 32317-4229.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Practitioner Regulation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Practitioner Regulation Section may be contacted at P. O. Box 14229, Tallahassee, FL 32317-4229, (850)414-8126, 1(800)955-8771 (TDD) or 1(800)955-8770 via Florida Relay Service.

NOTICE OF CORRECTION – The **Department of Health** and the **Board of Physical Therapy Practice** announces a meeting to which all persons are invited.

DATE AND TIME: April 14, 2000, 8:00 a.m. or soon thereafter

PLACE: The Radisson Airport Hotel, 5555 Hazeltine National Drive, Orlando, FL 32812, (407)856-0100

PURPOSE: Rules Workshop, General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 2020 Capital Circle, S. E., BIN #C05, Tallahassee, Florida 32399-3255, or by calling the board office, (850)487-2098.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office at (850)487-2098. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Department of Health**, Bureau of Emergency Medical Services, announces a public meeting to which all persons are invited.

DATE AND TIME: April 11, 2000, 10:30 a.m. – 5:00 p.m.

PLACE: 4025 Esplanade Way, Conference Room 301, Tallahassee, Florida 32301-4881

PURPOSE: A committee appointed by the Bureau of Emergency Medical Services is holding a meeting to assist the Department of Health in implementation of the 1999 trauma legislation and continuation of the study to improve the State's trauma system.

A copy of the agenda may be obtained by writing: Department of Health, Bureau of Emergency Medical Services, 2020 Capital Circle, Southeast, Bin #C18, Tallahassee, Florida 32399-1738, or by calling Beth Hamilton, (850)245-4440, Ext. 2775.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency before April 7, 2000 by contacting Beth Hamilton, (850)245-4440, Ext. 2775. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Purchase Order Number XOO699

The **Tobacco-Free Partnership of Bay County** will hold a public meeting to which all persons are invited to attend.

DATE AND TIME: Wednesday, April 12, 2000, 4:00 p.m.

PLACE: Bay County Health Dept., 597 West 11th St., Panama City, Florida 32401

PURPOSE: Special presentation on Women, Tobacco and Advertising by Dr. Peter Sylvester, Director, Bay County Health Dept.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Tobacco-Free Partnership, (850)872-4455, Extension 136, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the above number using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda may be obtained by writing: Tobacco Prevention Coordinator, Bay County Health Department, 597 West 11th Street, Panama City, Florida 32401.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Family Preservation and Support Coalition Executive Committee sponsored by the District 12, **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: April 5, 2000, 9:00 a.m.

PLACE: Domestic Abuse Council, 211 North Ridgewood Avenue, Daytona Beach, Florida

PURPOSE: Regular Business Meeting.

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn.: Lynn Kennedy.

If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Lynn Kennedy, (904)226-7826, at least 48 hours in advance of the meeting. (Hearing impaired please use Florida Relay 1(800)955-8771.)

The District 14, **Department of Children and Family Services**, Health and Human Services Board announces the following meetings to which all persons are invited.

Community Based Care Subcommittees will meet as follows:
Management/Administrative/Readiness Subcommittees meeting

DATE AND TIME: Thursday, April 6, 2000, 9:00 a.m.

PLACE: United Way of Central Florida, Board Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To plan the transition of child welfare services to community based care by researching and designing components for a model plan.

Management Information System Subcommittee meeting

DATES AND TIME: Friday, April 7, 2000, 9:00 a.m.; Friday, April 21, 2000, 9:00 a.m.

PLACE: United Way of Central Florida, Board Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To develop an inventory of needed reports, define operational requirements and standards for record keeping and define key data sources.

Finance Subcommittee meeting

DATES AND TIME: Friday, April 7, 2000, 10:30 a.m.; Friday, April 21, 2000, 10:30 a.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To access current revenue, costs, start-up costs and develop revenue maximization plan.

PR/Marketing/Advocacy Subcommittee meeting

DATES AND TIME: Wednesday, April 5, 2000, 3:00 p.m.; Wednesday, April 19, 2000, 3:00 p.m.

PLACE: United Way of Central Florida, Board Room, 5606 US Highway 98, South, Highland City, FL

PURPOSE: Develop a communications plan.

Target Populations and Outcomes Subcommittee meeting

DATES AND TIME: Wednesday, April 5, 2000, 1:00 p.m.; Wednesday, April 19, 2000, 1:00 p.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

PURPOSE: To define mandated population, determine size and scope of target population and services, identify the data sources and develop system performance standards related to access to services.

System of Care Subcommittee meeting

DATES AND TIME: Friday, April 14, 2000, 1:00 p.m.; Friday, April 28, 2000, 1:00 p.m.

PLACE: United Way of Central Florida, Board Room, 5606 US Highway 98, South, Highland City, FL

PURPOSE: To access current system strengths and weaknesses, analyze data and define care management policies.

Protective Investigations and Legal Subcommittee meeting

DATES AND TIME: Monday, April 10, 2000, 1:30 p.m.; Monday, April 24, 2000, 1:30 p.m.

PLACE: United Way of Central Florida, ECR Conference Room, 5605 US Highway 98, South, Highland City, FL

Child Protection Council meeting

DATE AND TIME: Thursday, April 13, 2000, 3:00 p.m.

PLACE: Department of Children and Family Services, Service Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To discuss foster care, adoptions, family preservation and other children and families issues.

Alcohol, Drug Abuse and Mental Health Council meeting

DATE AND TIME: Monday, April 10, 2000, 2:00 p.m.

PLACE: Department of Children and Family Services Service Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To discuss mental health and substance abuse issues.

District 14, Department of Children and Family Services, Alcohol, Drug Abuse and Mental Health Program Office will hold a public forum to which all persons are invited:

DATE AND TIME: Tuesday, April 25, 2000, 3:00 p.m.

PLACE: Department of Children and Family Services, Conference Room 270, Bartow, FL, (863)534-7100

PURPOSE: The Department is seeking public input and information regarding the re-designation of the Baker Act Receiving Facilities in Polk and Highlands Counties. The facilities include Winter Haven Hospital, Center for Psychiatry, in Winter Haven and the Florida Hospital, Heartland Division, in Lake Placid.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Department of Children and Family Services, not later than five working days prior to the proceeding, at the Alcohol, Drug Abuse and Mental Health Program Office, 4720 Old State Road 37, Lakeland, FL 33813. For further information contact Royanne McMillan, (863)619-4171.

Health & Human Services Board Business meeting

DATE AND TIME: Tuesday, April 18, 2000, 4:30 p.m.

PLACE: Department of Children and Family Services, Service Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To conduct general business.

Polk County School Readiness Coalition meeting

DATES AND TIME: Tuesday, April 4, 2000, 8:30 a.m.; Wednesday, April 19, 2000, 8:30 a.m.

PLACE: Polk County Opportunity Council, Resource Center, 1045 Highway 17 South, Bartow, FL

PURPOSE: Develop a community plan to ensure all children enter kindergarten ready to learn.

Polk County School Readiness Coalition Subcommittees have been established to develop a plan to ensure all children enter kindergarten ready to learn and announce the following meetings to which all persons are invited:

Inventory of Existing Services Subcommittee meeting

DATES AND TIME: Wednesday, April 5, 2000; Thursday, April 13, 2000; Wednesday, April 19, 2000; Wednesday, April 26, 2000; Wednesday, May 3, 2000; Tuesday, May 9, 2000, 2:00 p.m.

PLACE: Polk County Health Department, 1290 Golfview Avenue, #427, Bartow, FL

PURPOSE: To access inventory of existing services.

Organizational Structure/Administration Procedures Subcommittee meeting

DATE AND TIME: Wednesday, April 5, 2000, 1:30 p.m.

PURPOSE: Polk Workforce Development Board, 205 East Main Street, Bartow, FL

PURPOSE: Develop the organizational structure/administration procedures.

Budget Subcommittee meeting

DATES AND TIME: Thursday, April 6, 2000, 8:30 a.m.; Thursday, April 13, 2000, 8:30 a.m.

PURPOSE: United Way of Central Florida, 5605 US Hwy 98, South, Highland City, FL

PURPOSE: Develop a budget.

Timeline for Phase-In Subcommittee meeting

DATES AND TIME: Thursday, April 6, 2000, 10:00 a.m.; Thursday, April 13, 2000, 10:00 a.m.

PURPOSE: United Way of Central Florida, 5605 US Hwy 98, South, Highland City, FL

PURPOSE: Develop a timeline for phase-in implementation.

Program Services and Activities/Enhancement Subcommittee meeting

DATES AND TIME: Monday, April 3, 2000; Tuesday, April 11, 2000; Tuesday, April 17, 2000; Tuesday, April 25, 2000; Monday, May 1, 2000, 9:00 a.m.

PLACE: Early Childhood Resources, Training Room, 301 N. Florida Avenue, Lakeland, FL

PURPOSE: Develop program services and activities.

For further information contact: Kris Giordano, Interim Planner/Administrator, (863)619-4100.

Advisory Community-Based Care Council meeting

DATE AND TIME: Thursday, April 27, 2000, 3:00 p.m.

PLACE: Fort Meade Community Center, 10 S. W. Third Street, Fort Meade, FL

PURPOSE: To plan for community-based care in District 14. Family Care Council meeting

DATE AND TIME: Monday, April 17, 2000, 6:30 p.m.

PLACE: Department of Children and Family Services, Service Center Office, Conference Room 101, 270 Bartow Municipal Airport, Bartow, FL

PURPOSE: To discuss issues relating to services for the developmentally disabled.

For copies of the agenda, further information or persons needing accommodation to participate in these conference call please contact, Patty Harrison, (941)619-4100, Extension 157, 1(800)342-0825 or TDD (941)648-3337.

The **Statewide Health and Human Services Board (SHHSB)** will hold a conference call on:

DATE AND TIME: Friday, April 7, 2000, 1:00 p.m. – 3:00 p.m.

PLACE: The meet me phone number is (850)410-0966 or Suncom 210-0966

In accordance with the Americans with Disabilities Act, persons needing an accommodation. To participate in the conference call should contact Diann Lowery prior to the call at the Department of Children and Family Services, 1317 Winewood Boulevard, Building 1, Room 201D, Tallahassee, FL 32399-0700, Telephone (850)488-4306, Suncom 278-4306 or call via The Florida Relay Services, 1(800)955-8771 (TDD).

The **Department of Children and Family Services** (District Ten), Health and Human Services Board will conduct the following community meetings:

The HHSB Alcohol, Drug Abuse and Mental Health Standing Committee announces a public meeting which you are invited to attend:

DATES AND TIME: April 10, 2000; May 8, 2000, 3:00 p.m.

PLACE: Broward Regional Health Planning Council, Inc., 915 Middle River Drive, Suite 115, Ft. Lauderdale, Florida 33304

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues/Committees relating to ADM clients and programs.

The Family Care Council announces a public meeting which you are invited to attend:

DATE AND TIME: April 14, 2000, 10:00 a.m. – 12:00 Noon

PLACE: Department of Children and Family Services, 201 W. Broward Blvd., Room 104-B, Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to clients who are developmentally disabled.

The Executive Committee for Promoting Safe and Stable Families Program announces a public meeting which you are invited to attend:

DATES AND TIME: April 19, 2000; May 17, 2000, 3:00 p.m.

PLACE: Department of Children and Family Services, District Office, 201 W. Broward Boulevard, Room 104 B, Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Issues relating to promoting safe and stable families.

The HHSB Economic Self Sufficiency Planning Subcommittee announces a public meeting which you are invited to attend:

DATES AND TIME: April 5, 2000; May 3, 2000, 3:00 p.m.

PLACE: Department of Children and Family Services, District Office, 201 W. Broward Blvd., Suite 510, Ft. Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Issues relating to Economic Self-Sufficiency.

A copy of the agenda may be obtained by writing: Scott Silverman, Management Review Specialist, Regional Office, 201 W. Broward Blvd., Suite 406, Ft. Lauderdale, FL 33301.

Anyone requiring a special accommodation to participate in this meeting is requested to advise District Administration (Scott Silverman) at least 5 working days before the meeting at (954)467-4298 or (954)467-4509 (TDD).

The **Department of Children and Family Services**, District 12, Health and Human Services Board Developmental Services Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2000, 9:00 a.m.

PLACE: Daytona Beach Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida

PURPOSE: Regular business.

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284 (Attn.: Denise Kelly).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, District 12, Health and Human Services Board, Community Services Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 14, 2000, 10:00 a.m.

PLACE: Daytona Beach Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida

PURPOSE: Regular business.

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284 (Attn.: Denise Kelly).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, District 12, Health and Human Services Board, Children's Mental Health Workgroup announces a public meeting to which all persons are invited.

DATE AND TIME: April 14, 2000, 11:30 a.m.

(immediately following Community Services Committee)

PLACE: Daytona Beach Regional Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida

PURPOSE: Regular meeting.

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284 (Attn.: Denise Kelly).

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648 at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services, Mental Health Program** Office announces a public meeting to which all persons are invited:

DATE AND TIME: April 12, 2000, 10:00 a.m. – 12:00 Noon CST

PLACE: Mental Health Association, Conference Room, 429 Mary Esther Cut-off N. W., Fort Walton Beach, Florida 32549

GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is seeking public input and information regarding the re-designation of the following facilities:

Fort Walton Beach Medical Center as a private Baker Act receiving facility and Bridgeway Center CSU as a public Baker Act receiving facility.

AGENDA:

- | | |
|-------------------------|--|
| 10:00 a.m. – 10:10 a.m. | Chairperson of ADM Planning Coalition |
| 10:10 a.m. – 10:20 a.m. | Representative of Bridgeway Center, Inc. |
| 10:20 a.m. – 10:30 a.m. | Representative of Fort Walton Beach Medical Center |
| 10:30 a.m. – 12:00 Noon | Public Comments |
| 12:00 Noon | Adjourn |

FOR FURTHER INFORMATION CONTACT: Diovelis D. Stone, (850)595-8369 or Suncom 695-8369. Comments may be forwarded earlier to: District One Alcohol, Drug Abuse and

Mental Health Program Office, 160 Governmental Center, Suite 713, Pensacola, Florida 32501, or turned in at the meeting, or brief presentations may be made.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces a public meeting of the Florida Sports Foundation Regional Grant Committee to which all persons are invited.

DATE AND TIME: Monday, April 3, 2000, 10:00 a.m.

PLACE: Florida Sports Foundation, 2964 Wellington Circle, North, Tallahassee, FL 32308

CRIMINAL JUSTICE STANDARDS AND TRAINING

The **Criminal Justice Standards and Training**, Region X Council announces a meeting to which all interested persons are invited.

DATE AND TIME: April 4, 2000, 9:45 a.m.

PLACE: Smugglers Inn Restaurant, Fisherman's Village, 1200 W. Retta Esplanade, Punta Gorda, Florida 33950

AGENDA/GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Review the minutes from the last meeting.
2. Review budget expenditures and classes offered.
3. Review the Region's future needs.
4. FDLE review by Mr. Tim Day.
5. Additional submissions for Training Council approval.
6. Other items of interest.

FLORIDA PORTS COUNCIL

The **Florida Ports Council** announces a public meeting in which all interested persons are invited to participate.

DATE AND TIME: April 4, 2000, 9:30 a.m. – 11:30 a.m.

PLACE: Governors Inn, 209 South Adams Street, Tallahassee, Florida

PURPOSE: Discussion of Legislative Issues and General Business.

Information on the meeting may be obtained by contacting: Tara Vercellone, Florida Ports Council, 315 South Calhoun Street, Suite 712, Tallahassee, Florida 32301, (850)222-8028.

Any person wishing to appeal any decision made with respect to any matter considered at the above cited meeting will need a record of the proceedings and for such purpose that person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this public meeting should advise Tara Vercellone, (850)222-8028.

H. LEE MOFFITT CANCER CENTER & RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center & Research Institute**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 6, 2000, 4:00 p.m.

PLACE: Moffitt Cancer Center Board Room, 12902 Magnolia Drive, Tampa, FL

PURPOSE: To conduct the general business of the Facilities Committee.

A copy of the agenda may be obtained by writing: Ms. Katie James, Tower Project Office, Moffitt Cancer Center, 12902 Magnolia Drive, MOD 6 – TOWER, Tampa, Florida 33612.

Persons requiring special accommodations due to disability or physical impairment should contact: Ms. Katie James by Friday, March 31, 2000.

MIAMI-DADE COMMUNITY COLLEGE

The **Region XIV Advisory Council** announces a meeting to which all interested parties are invited:

DATE AND TIME: Monday, April 10, 2000, 9:30 a.m.

PLACE: Room 8205, School of Justice and Safety Administration, Miami-Dade Community College, North Campus, Miami, FL

Contact person is Jean Doubles, Secretary of the Region XIV Advisory Council, (305)237-1329.

PINELLAS WAGES COALITION

NOTICE OF CHANGE – The **Pinellas WAGES Coalition Committee** announces the following change in the following Finance and Executive Committee meeting:

DATE AND TIME: April 10, 2000, 12:30 p.m. – 5:00 p.m.

PLACE: 3151 3rd Avenue, North, 300 Bldg., South, St. Petersburg, FL

PURPOSE: Regular meeting of the Finance and Executive Committees.

ISSUES TO BE DISCUSSED: All matters relative to the Pinellas WAGES Coalitions' program.

Members of the public are invited to attend and to be heard. Agendas can be obtained 7 days in advance of the meeting at 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal any decision made by the Pinellas WAGES Coalition's Finance or Executive Committees with respect to any matter considered at such meeting will need a record of the proceedings and for such

purpose, may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based. The inclusion of this statement does not create or imply a right to appeal any decision made at this meeting if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice, telephone (727)507-6197.

The **Pinellas WAGES Coalition** announces the following meeting of its Hardship Review Commission:

DATES AND TIME: Tuesday, April 11, 2000; Tuesday, May 9, 2000; Tuesday, June 13, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 3151 3rd Avenue, North, 300 Plaza West, 1st Floor, Conference Room, St. Petersburg, Florida

DATES AND TIME: Monday, April 17, 2000; Monday, May 15, 2000; Monday, June 19, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 4140 49th Street, North, Conference Room, St. Petersburg, Florida

DATES AND TIME: Thursday, April 13, 2000; Thursday, May 11, 2000; Thursday, June 8, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 1100 Cleveland Street, 5th Floor, Conference Room, Clearwater, Florida

PURPOSE: WAGES Hardship Exemption Hearings.

Members of the public are invited to attend. Interested parties may appear and be heard at the hearings. Hearing schedules can be obtained 7 days in advance of the meeting by contacting 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal* any decision made by the Pinellas WAGES Coalition's Hardship Review Commission with respect to any matter considered at such hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based. The inclusion of this statement does not create or imply a right to appeal any decision made at this hearing if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice or telephone (727)507-6197.

* Appeal may be made through a Fair Hearing with the Department of Children and Family Services and/or through the Coalition's policy.

NOTICE OF CHANGE – The **Pinellas WAGES Coalition** announces the following change in the following Coalition meetings:

DATE AND TIME: April 26, 2000, 8:30 a.m. – 2:00 p.m.

PLACE: St. Pete Technical Center, Meeting Room D-2, 901 34th Street, South, St. Petersburg, FL

PURPOSE: Regular meeting of the Coalition Meeting.

ISSUES TO BE DISCUSSED: All matters relative to the Pinellas WAGES Coalitions' program to include Coalition Bylaws change.

Members of the public are invited to attend and to be heard. Agendas can be obtained 7 days in advance of the meeting at 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal any decision made by the Pinellas WAGES Coalition's Committee with respect to any matter considered at such meeting will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based. The inclusion of this statement does not create or imply a right to appeal any decision made at this meeting if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice, telephone (727)507-6197.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited:

DATE AND TIME: April 12, 2000, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida

PURPOSE: General Business Meeting.

WAGES BOARD

The State of Florida **Wages Board** announces a Board of Directors Meeting to which all persons are invited:

DATE AND TIME: Wednesday, April 19, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Ramada Inn North – Tallahassee, 2900 North Monroe Street, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business.

A copy of the Board Agenda will be available by April 12, 2000. Please contact Elma Williams at the State of Florida WAGES Office, (813)233-2261, for a copy of the Agenda.

FLORIDA COMPREHENSIVE HEALTH ASSOCIATION

The Florida Comprehensive Health Association created pursuant to Section 627.6488, Florida Statutes, as amended, announces a public meeting to which all person are invited.

DATE AND TIME: Thursday, April 20, 2000, 10:00 a.m.

PLACE: Pennington Law Firm, 215 S. Monroe Street, 2nd Floor, Tallahassee, FL 32301

PURPOSE: Board of Directors' Meeting.

A copy of the proposed agenda may be obtained by writing: Mr. Ryland B. Musick, Executive Director, Florida Comprehensive Health Association, 1210 E. Park Avenue, Tallahassee, Florida 32301, (850)309-1200 or by facsimile (850)309-1222.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on March 16, 2000, from Jon J. Reynolds, President, Florida Gas Systems, Inc., with regards to engineered reduced pipe sizing tables to be used in lieu of the minimum sizing tables contained within the code when the gas supply pressure when such reduced size meets the intent of Section 305.6.3, 1997 Standard Gas Code. It has been assigned the number DCA00-DEC-058.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation has received a petition for declaratory statement in In re: Petition for Declaratory Statement, Rancy F. Snyder, Petitioner.

Petitioner requests an interpretation of applicable rules and guidelines with respect to the installation of seat belt latch assemblies on buses.

A copy of the Petition for Declaratory Statement, DOT Case No.: 00-053, may be obtained by written request from the Clerk of Agency Proceedings, 605 Suwannee Street, MS 58, Tallahassee, Florida 32399-0458.

For additional information, contact: Brian A. Crumbaker, Assistant General Counsel, Florida Department of Transportation, 605 Suwannee Street, MS 58, Tallahassee, Florida 32399-0458, or by telephone (850)414-5265.

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Karl Hempel, M.D. and Tallahassee Primary Care Associates, P.A. (TPCA). Petitioners seek the Board's interpretation of the application of Section 455.654, F.S., with regard to a proposed contractual arrangement for the provision of radiological reads and interpretations.

The Board will consider this petition at its meeting scheduled for April 8, 2000, at the Marriott Hotel, 400 West Livingston Street, Orlando, Florida 32801. Copies of the petition may be obtained by writing: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253.

Section VIII

Notices of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

Save the Manatee Club, Inc. vs. Fish and Wildlife Conservation Commission; Rule Nos.: 68C-22.005(2)(d)8. and 68C-22.005(2)(i); Case No.: 00-1068RP

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

Section IX

Notices of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 00L-97, W/O 79828, Music Building Underground Steam and Condensate, estimated budget: \$220,000-\$240,000, to be opened April 25, 2000, at 1:30 p.m., local time, in Purchasing, Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Provide new underground 4" steam and 2" condensate lines from manholes 3D3-8 to the inside of the mechanical room on the west side of Music Building 117. Provide new manhole outside Music Building with 4" steam and 2" condensate valved outlets for future connections. Install steam meter in Music Building mechanical room and connect to existing BAS network. Perform installation while existing service remains in service until it becomes absolutely necessary, on 8 hour shifts, 24 hours a day until new service is completely tested, operational and accepted, with no additional cost to the contract. Abandon in place existing underground steam and condensate piping upon completion of new service. Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Non-mandatory Pre-bid Meeting will be held April 11, 2000, 9:30 a.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing (352)392-1331, Ext. 306.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact: Emily J. Hamby, (352)392-1331, Ext. 303 within three (3) days of the event.

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 00L-98, W/O 9931010, P. K. Yonge, Two Middle School Classrooms, estimated budget: \$380,000-\$400,000, to be opened April 27, 2000, 1:30 p.m., local time, in Purchasing, Elmore Hall, Radio Road,

Gainesville, FL. Scope of work: Construction of a new, two classroom building on the P. K. Yonge Campus. Concrete block bearing walls on spread footings with brick veneer; standing seam metal roof on metal decking over light gauge metal trusses. Interior finishes include carpet, vinyl tile and acoustical tile ceilings. Millwork includes base and upper cabinets, shelving and storage cabinets. Also included is an extruded aluminum Covered Walkway System connecting the new building to the adjacent existing building. Also included is a new paved parking lot with associated access drives. Earthwork, limerock base, asphalt paving, concrete curb and gutter, striping and associated stormwater work. Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Non-mandatory Pre-bid Meeting will be held April 12, 2000, 10:00 a.m. in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL. All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing (352)392-1331, Ext. 306.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact: Emily J. Hamby, (352)392-1331, Ext. 303 within three (3) days of the event.

NOTICE TO PROFESSIONAL CONSULTANTS

Florida A & M University, on behalf of the State of Florida, Board of Regents announces that Professional Services in the discipline of Architecture will be required for the project listed below:

Project No. BR-318, Project and Location: Expansion of Coleman Library, Phase II, Florida A & M University, Tallahassee, Florida 32307

This project proposes an expansion to the existing Coleman Library facility located in the center of Florida A & M University's main campus in Tallahassee, FL. This project consists of designing a 47,100 GSF addition consisting of Student Study, Instructional Media, Student Academic Support and Office/Computer type spaces. This expansion is proposed to be located to the west of the existing facility with a physical connection occurring at the west end of the expansion project completed in 1990, thus further defining the urban courtyard created by the 1990 project.

The estimated construction budget is approximately \$7,000,000. The selected firm will provide design, construction documents and administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$500,000, and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. The most recent version of the Board of Regents "Professional Qualifications Supplement," (PQS) form SUSPQS: 09/99, completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit six (6) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Tom Deckert, Assistant Director or Teresa Williams, Secretary, Office of Facilities Planning and Construction, Florida A & M University, Plant Operations Facility, Building A, Suite 100, 2400 Wahnish Way, Tallahassee, FL 32307, Phone (850)599-3197, Fax (850)561-2289.

Submittals must be received in the Office of Facilities Planning and Construction, by 3:00 p.m. local time, on May 3, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

The University of Central Florida announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project No. BR-465

Project and Location: Student Support Center, University of Central Florida, Orlando, Florida 32816-3020

The project consists of the design and construction of a new Student Support Center that will contain approximately 2,000 sq. ft. for auditorium, 200 sq. ft. for campus services and 10,278 sq. ft. for offices. One of the primary goals for this project is to develop a Welcome Center for the university and

office space for enrollment and academic services. The Student Support Center will be located on the University of Central Florida adjacent to the Administration Building.

The construction cost will be approximately \$2,804,056. This facility will be in the planning phase in the year 2000.

The selected firm will provide design, construction documents and administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$250,000 and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms desiring to apply for consideration must submit a letter of application.

The letter of application should have attached:

1. The most recent version of the Board of Regents "Professional Qualifications Supplement" dated 9/99, completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information and selection criteria may be obtained by contacting: Ms. Gina Seabrook, University of Central Florida, Phone (407)823-2166, Fax (407)823-5141, Email: pnewman@mail.ucf.edu, Web site www.fp.ucf.edu.

Submittals must be received in the Physical Plant Building, University of Central Florida, Office of Facilities Planning, 4000 Central Florida Boulevard, P. O. Box 163020, Orlando, FL 32816-3020, by 5:00 p.m. local time, on Monday, May 1, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

University of Central Florida, on behalf of the State of Florida, Board of Regents announces that professional services for minor projects are required in the following discipline(s): Architectural Consultant.

The consultant will provide architectural design and evaluating services for educational (University) facilities, design services for small remodeling or maintenance type projects that are typically less than \$1,000,000 and will work with Architects and Engineers on design projects to ensure campus architectural design standards are followed.

Projects included in the scope of this agreement will be specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1 – June 30. The consultant receiving the award may not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Board of Regents "Professional Qualifications Supplement," dated 09/99. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application materials will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Jennifer Butcher, Office Assistant, Physical Plant Building, Orlando, Florida 32816-3600, Telephone (407)823-5547, Fax (407)823-5726.

Submittals must be received in the Physical Plant Building, University of Central Florida, P. O. Box 163600, Orlando, Florida 32816-3600, by 4:00 p.m. local time, on May 2, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

University of Central Florida, on behalf of the State of Florida, Board of Regents announces that professional services for minor projects are required in the following discipline(s): Civil Consultant.

The consultant will provide civil, environmental and structural engineering design and evaluating services for educational (University) facilities, design services for small remodeling or maintenance type projects that are typically less than \$1,000,000 and will work with Architects and Engineers on design projects to ensure campus design standards are followed.

Projects included in the scope of this agreement will be specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1 – June 30. The consultant receiving the award may not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Board of Regents "Professional Qualifications Supplement," dated 09/99. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application materials will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Jennifer Butcher, Office Assistant, Physical Plant Building, Orlando, Florida 32816-3600, Telephone (407)823-5547, Fax (407)823-5726.

Submittals must be received in the Physical Plant Building, University of Central Florida, P. O. Box 163600, Orlando, Florida 32816-3600, by 4:00 p.m. local time, on May 2, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

University of Central Florida, on behalf of the State of Florida, Board of Regents, announces that professional services for minor projects are required in the following discipline(s): Geotechnical Consultant.

The consultant will provide geotechnical, land surveying, threshold inspections and materials testing services for educational (University) facilities, geotechnical design services for small remodeling or maintenance type projects that are typically less than \$1,000,000 and will work with Architects and Engineers on design projects to ensure campus architectural design standards are followed.

Projects included in the scope of this agreement will be specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1 – June 30. The consultant receiving the award may not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Board of Regents "Professional Qualifications Supplement," dated 09/99. Applications on any other form will not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application materials will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Jennifer Butcher, Office Assistant, Physical Plant Building, Orlando, Florida 32816-3600, Telephone (407)823-5547, Fax (407)823-5726.

Submittals must be received in the Physical Plant Building, University of Central Florida, P. O. Box 163600, Orlando, Florida 32816-3600, by 4:00 p.m. local time, on May 2, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

University of Central Florida, on behalf of the State of Florida, Board of Regents announces that professional services for minor projects are required in the following discipline(s): Mechanical/Electrical Consultant.

The consultant will provide mechanical and electrical engineering design services for educational (University) facilities, mechanical and electrical design services for small remodeling or maintenance type projects that are typically less than \$1,000,000 and will work with Architects and Engineers on design projects to ensure campus design standards are followed.

Projects included in the scope of this agreement will be specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1 – June 30. The consultant receiving the award may not have an exclusive

contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Board of Regents "Professional Qualifications Supplement," dated 09/99. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application materials will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information and selection criteria may be obtained by contacting: Jennifer Butcher, Office Assistant, Physical Plant Building, Orlando, Florida 32816-3600, Telephone (407)823-5547, Fax (407)823-5726.

Submittals must be received in the Physical Plant Building, University of Central Florida, P. O. Box 163600, Orlando, Florida 32816-3600, by 4:00 p.m. local time, on May 2, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

University of Central Florida, on behalf of the State of Florida, Board of Regents announces that professional services for minor projects are required in the following discipline(s): Roofing Consultant.

The consultant will provide roofing design services for educational (University) facilities, roofing design services for small remodeling or maintenance type projects that are

typically less than \$1,000,000 and will work with Architects and Engineers on design projects to ensure campus architectural design standards are followed.

Projects included in the scope of this agreement will be specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1 – June 30. The consultant receiving the award may not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed Board of Regents "Professional Qualifications Supplement," dated 09/99. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application materials will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information and selection criteria may be obtained by contacting: Jennifer Butcher, Office Assistant, Physical Plant Building, Orlando, Florida 32816-3600, Telephone (407)823-5547, Fax (407)823-5726.

Submittals must be received in the Physical Plant Building, University of Central Florida, P. O. Box 163600, Orlando, Florida 32816-3600, by 4:00 p.m. local time, on May 2, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

CALL FOR BIDS

made by Florida Gulf Coast University, on behalf of the State of Florida, Board of Regents.

PROJECT NAME & NUMBER: Tennis Courts – BR-1016

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, article B-2. Sealed bids will be received on:

DATE AND TIME: Wednesday, April 26, 2000, until 2:00 p.m., local time

PLACE: 10501 FGCU Blvd., South, Campus Support Complex Meeting Room #2, Florida Gulf Coast University, Fort Myers, Florida 33965-6565 at which time and place they will be publicly opened and read aloud.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual which may be obtained or examined at the office of the

ARCHITECT/ENGINEER: Johnson Engineering, Inc., 2158 Johnson Street, Fort Myers, Florida 33902-1550, phone (941)334-0046

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Minority Business Advocacy and Assistance Office, Department of Labor and Employment Security. Consideration will be given to the percentage of participation, as described in the Instructions to Bidders, in the award of the contract.

PRE-SOLICITATION/PRE-BID MEETING: Bidders are encouraged to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. The meeting has been scheduled for:

DATE AND TIME: Tuesday, April 11, 2000, 10:00 a.m., local time

PLACE: 10501 FGCU Blvd., South, Campus Support Complex Meeting Room #2, Florida Gulf Coast University, Fort Myers, Florida 33965-6565

DEPOSIT: \$25.00 per set of drawings and Project Manual is required with a limit of three (3) sets per general contractor or prime bidder; and two (2) sets of drawings and Project Manuals for plumbing, heating/ventilating/air conditioning and electrical contractors acting as subcontractors.

REFUND: The deposit shall only be refunded to those general contractors, prime bidders or plumbing, heating/ventilating/air conditioning and electrical contractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- a. submit a bona fide bid, or
- b. provide written evidence that they have submitted bids as subcontractors for plumbing, heating/ventilating/air conditioning or electrical work, and who return the drawings and Project Manual in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of bidding documents may be examined at the Architect/Engineer's office and local plan rooms. Full sets may be purchased through the Architect/Engineer for \$25.00 per set for the printing and handing cost. Partial sets may be purchased at \$1.50 per sheet of the drawings and \$10.00 per copy of the Project Manual, and are sold subject to the provisions of article B-27 of the Instructions to Bidders.

PUBLIC ENTITY CRIMES: As required by Section 287-133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Notice to Bidders

The School District of Lee County, Florida
Purchasing Department

QUOTATION REQUEST FOR:

ANNUAL SUPPLY OF BAKERY PRODUCTS

BID NO.: 5849 **OPENING DATE:** APRIL 25, 2000

Request a bid package by:

Phone: (941)479-4250; Fax: (941)337-8200; In Person or Mail: 3308 Canal Street, Fort Myers, Florida 33916-6594

Requests must be received by April 12, 2000, 2:00 p.m.

Complete bid package available only upon request.

By: Linda Owen, Senior Buyer

ADVERTISEMENT FOR BIDS:

Sealed bids will be received by the Duval County Public Schools, Division of Facilities Services, Room 546, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207 for:

PROJECT TITLE: Replacement of Sanitary Sewer and Domestic Water lines at Windy Hill Elementary School No. 94

BID NUMBER: M-88080

SCOPE OF WORK: Replace Sanitary Waste Mains and Manholes. Replace domestic water piping in the building from the meter.

BIDS: Bids will be received until 2:00 p.m. on Tuesday, May 2, 2000 and immediately thereafter publicly opened, read aloud and recorded in the Conference Room, 1st Floor, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207.

All general contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on April 19, 2000, 9:00 a.m. local time at Windy Hill Elementary School No. 94, 3831 Forest Boulevard, Jacksonville, Florida 32246-6499. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of M. V. Cummings Engineers, Inc., 6501 Arlington Expressway, Suite B-211, Jacksonville, Florida 32211. DCSB Point of Contact: John McKean, (904)381-3884.

Contract documents for bidding may be examined at Division of Purchasing Services, Duval County Public Schools;
F. W. Dodge McGraw Hill Plan Room
Construction Bulletin
Construction Market Data, Inc.
Business Service Center

MBE PARTICIPATION: A minimum of 15% percent overall Minority Business Enterprise participation required.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces.

Title: Request for Proposal
Complaint and Information
Call Center Services
AHCA-0007

Purpose: The purpose of this notice is to advise all interested parties that the RFP will be available as of March 31, 2000 and the deadline for all responses will be April 28, 2000.

Contact Person: Rebecca Knapp, Bureau Chief
Agency for Health Care Administration
2727 Mahan Drive, RM 232, Mail Stop #27
Tallahassee, FL 32308
(850)922-2945 or 414-1833

Certified Minority Business Enterprises are encouraged to participate in any bidder's conference, pre-solicitation or pre-bid meetings which are scheduled. The Agency for Health Care Administration reserves the right to reject any and all bids or accept minor irregularities in the best interest of the state.

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

PROJECT NUMBER: CLL-99054000

PROJECT NAME: City of Lauderdale Lakes Vincent Torrez Park

PROJECT LOCATION: City of Lauderdale Lakes, N. W. 44th Avenue and N. W. 36th Street

The Department of Management Services, Division of Building Construction requests qualifications from construction management firms to provide construction management services for this project. The construction budget for this project is up to \$1,000,000.00. Construction start date is June 2000.

Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria of the Division of Building Construction.

INSTRUCTIONS

Firms interested in being considered for this project must submit six (6) copies of their application with a table of contents and tabbed sections in the following order:

1. A letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, Form DBC5085.
3. Resumes of proposed staff and staff organizations.

4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant's plan for qualifying City of Lauderdale Lakes subcontractors.
References from prior clients received within the last five years.

RESPONSE DUE DATE: May 2, 2000, 2:00 p.m.

Applications are to be sent to: Larry Roemer, State of Florida, Department of Management Services, 4508 Oak Fair Blvd., Suite 200, Tampa, FL 33610.

Date and Location of Shortlist: May 4, 2000, DEPARTMENT OF MANAGEMENT SERVICES, 4508 OAK FAIR BLVD., SUITE 200, TAMPA, FL 33610.

DATE AND LOCATION FOR INTERVIEWS: MAY 11, 2000, CITY OF LAUDERDALE LAKES, 4300 N. W. 36TH STREET, LAUDERDALE LAKES, FL 33319-5599.

Any changes to the above dates will be published on our web site, <http://fcn.state.fl.us/dms/dbc/opportun/index.html>

The selected firms will be given official notice of selection results by Fax and/or mail. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after receipt of notice shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. The selection results will also be published in the "Florida Administrative Weekly" and on our web site.

CITY OF ARCADIA

NOTICE TO PROFESSIONAL CONSULTANTS

PURPOSE: Pursuant to State Law Regulations, the City of Arcadia requests that qualified Consultants in the practice of Architecture, Professional Engineering or Landscape Architecture submit letter of interest and qualifications for consideration in the competitive selection for the design of additional 9 holes at the Arcadia Municipal Golf Course.

DESCRIPTION: Services to include Design of an additional 9 holes incorporating the existing 9 holes, drainage and environmental impact considerations, required permits and construction consulting services.

PRE-QUALIFICATIONS: Applicant submittals will be reviewed by the City to determine qualifications and will rank interested consultants on a 'short list.' The 'short list' determination will be made utilizing the qualifying factors stated in the Consultants Competitive Negotiation Act (F.S. 287.055), letters of interest and supporting information. Applicants deemed most qualified will be notified that they have been placed on the 'short list' and invited to prepare a proposal and make a presentation to the City Council or an appointed selection committee.

TO RESPOND: Qualified firms desiring consideration should submit ten (10) copies of Letter of Interest, a Statement of Qualifications including resumés of key personnel and Financial and Performance Data to: Edward J. Strube, City Administrator, P. O. Box 351, Arcadia, FL 34265, Telephone (863)494-4114, Fax (863)494-4712. Submittals must be received no later than 4:00 p.m., Friday, April 28, 2000.

FLORIDA COMMISSION ON COMMUNITY SERVICE

Proposals for FY 2000-2001 Florida Learn & Serve Community-Based Programs

Overview

The Florida Commission on Community Service (the Commission) is soliciting proposals for Fiscal Year 2000-2001 Florida Learn & Serve community-based projects. Florida Learn & Serve, K-12 is a federally funded grant program supporting youth service learning in private schools and community-based organizations to meet education, public safety, human and environmental needs.

Project Period

It is anticipated that projects will consist of one-year contracts to be renewed annually on a non-competitive basis contingent upon satisfactory performance and availability of funds. The contract period is anticipated to be September 1, 2000 – August 31, 2001.

Funding Availability and Source

Florida Learn & Serve community-based projects are funded by the Florida Commission on Community Service through a grant from the Corporation for National Service (CNS) in Washington, D.C. The Commission anticipates the availability of approximately \$150,000 for local projects.

Eligibility

Applications can be accepted from private schools and from public and/or Florida-incorporated nonprofit organizations (includes local governments, faith-based organizations and colleges/universities) with experience working with K-12 youth. Applicants must have been in existence at least one year by May 31, 2000. Applicants applying for this program may not be a partner in a school-based Florida Learn & Serve grant proposal.

Award Priorities

Priority is given to projects that address needs of the disabled and low-income communities, focus on substance abuse and violence prevention, problems of at-risk youth, rural and inner-city schools, environmental concerns, school needs youth leadership development, intergenerational interaction, and/or tutoring. Priority is also given to applicants who propose expanded collaborations as a means of better meeting Florida needs in the four CNS priority areas (environmental, public safety, human needs and education).

Submission Deadline

An original and four copies of the completed proposal must be received by 5:30 p.m. EDT on May 31, 2000 at the following address:

Florida Learn & Serve, K-12
 930 W. Park Avenue, MC-4180
 Tallahassee, FL 32306-4180

Contact Person

All correspondence, questions and other communications regarding these application instructions or the review of applications should be directed to:

Joe Follman
 Executive Director
 Florida Learn & Serve
 930 W. Park Avenue, MC-4180
 Tallahassee, FL 32306-4180
 (850)644-0260 phone
 (850)644-1435 fax

Proposals for FY 2000-2001 Florida
 Learn & Serve School-based Programs

Overview

The Florida Department of Education (FDOE) is soliciting proposals for Fiscal Year 2000-2001 Florida Learn & Serve school-based projects. Florida Learn & Serve, K-12 is a federally funded grant program supporting public, school-based student service learning to enhance student academic performance and meet education, public safety, human and environmental needs. Awards are also designed to improve student attendance and graduation rates, increase adult volunteers in schools and encourage educators to explore new and innovative instructional methods.

Project Period

It is anticipated that projects will consist of one-year contracts (except for youth councils which are three years) to be renewed annually on a non-competitive basis contingent upon satisfactory performance and availability of funds. The contract period is anticipated to be September 1, 2000 – August 31, 2001.

Funding Availability and Source

Florida Learn & Serve school-based projects are funded by the Florida Department of Education through a grant from the Corporation for National Service in Washington, D.C. The FDOE anticipates the availability of approximately \$800,000 for local projects.

Eligibility

Applications can only be accepted from public school districts (application signed by the district superintendent). The application can be on behalf of individual schools, groups of schools, school district areas, school district consortia (Heartland, NEFEC, and PAEC), or other organizations if the application is submitted through the public school district.

Schools applying under this program may not be a partner in a related community-based Florida Learn & Serve grant proposal.

Award Priorities

Project quality is the primary criterion used in making funding recommendations. Applicants should identify and address their unique community, school and student needs. Priority is given to projects that address needs of the disabled and low-income communities, focus on substance abuse and violence prevention, problems of at-risk students, students teaching/tutoring other students, rural and inner-city schools, environmental concerns, school needs, student leadership and intergenerational interaction.

Submission Deadline

An original and four copies of the completed proposal must be received by 5:30 p.m. EDT on May 31, 2000 at the following address:

Florida Learn & Serve, K-12
 930 W. Park Avenue, MC-4180
 Tallahassee, FL 32306-4180

Contact Person

All correspondence, questions, and other communications regarding these application instructions or the review of applications should be directed to:

Joe Follman
 Executive Director
 Florida Learn & Serve
 930 W. Park Avenue, MC-4180
 Tallahassee, FL 32306-4180
 (850)644-0260 phone
 (850)644-1435 fax

**Section XII
 Miscellaneous**

DEPARTMENT OF BANKING AND FINANCE

IN RE:

GERALD P. HIRSCH, Administrative Proceeding
 Churchill Securities, Inc. No. 2915-S-1/00
 Dawn and Anthony Cameron
 Respondents.

**NOTICE OF INTENT TO ENTER A FINAL ORDER
 APPROVING RECOVERY FROM THE SECURITIES
 GUARANTY FUND AND NOTICE OF RIGHTS**

The State of Florida Department of Banking and Finance, Division of Securities and Investor Protection (the "Department"), being authorized and directed to administer and to accept and pay claims against the Securities Guaranty Fund (the "Fund"), codified in Sections 517.131, 517.141 and

517.151, Florida Statutes, does hereby give Notice of its intention to enter a Final Order approving the application of Dawn and Anthony Cameron ("Cameron" or "Claimants") for payment from the Fund for violations of the Florida Securities and Investor Protection Act by Respondents Gerald P. Hirsch and Churchill Securities, Inc.

The Securities Guaranty Fund is disbursed as provided in Section 517.141, Florida Statutes, to a person who is adjudged by a court of competent jurisdiction to have suffered monetary damages as a result of a dealer, investment advisor or associated person having violated Sections 517.07 or 517.301, Florida Statutes.

STATEMENT OF FACTS

1. Under the provisions of the Florida Securities and Investor Protection Act (the "Act"), the Department is charged with the responsibility and duty of administering the fund, which includes the duty to approve or deny applications for payment from the Fund, as set forth in Section 517.141(3)(a), Florida Statutes.

2. At all times material hereto, Gerald P. Hirsch ("Hirsch") was registered pursuant to Chapter 517, Florida Statutes.

3. At all times material hereto, Churchill Securities, Inc. ("Churchill") was registered pursuant to Chapter 517, Florida Statutes.

4. On or about January 12, 2000, the Department received a letter from the Claimants seeking payment from the Fund for acts committed by Gerald P. Hirsch and Churchill Securities, Inc. Attached to the letter were:

- a. Copies of \$2,700 worth of Churchill Mortgage Class A Common Stock held by the Claimants, which were issued by Churchill Mortgage Investment Corp., and sold to them by Hirsch and Churchill Securities, Inc.;
- b. Copies of pages 391 and 392 of the Second Report of Receiver Howard E. Heiss, filed in Securities and Exchange Commission v. Churchill Securities Inc., Churchill Mortgage Investment Corp. and Gerald P. Hirsch, 93 CIV 7486 (CBM), which states that Mr. Heiss is receiver for Churchill Mortgage Investment Corporation;
- c. Copies of various orders pertaining to the Chapter 7 Bankruptcy of Churchill Mortgage Investment Corporation, Case No. 97 B 20967 (ASH); and
- d. Information stating the Mr. Hirsch has pled guilty to the charges of fraud and is currently awaiting sentencing in federal court. In addition, the bankruptcy court has merged the assets and liabilities of Gerald P. Hirsch, Churchill Securities, Inc. and Churchill Mortgage Investment Corp.

CONCLUSIONS OF LAW

5. The requirements for perfecting a claim to the Fund are found in Sections 517.131 and 517.141, Florida Statutes.

6. Based upon the foregoing Statement of Facts, the Department concludes that the Claimants have satisfied the requirements in Section 517.131, Florida Statutes, in that:

- a. The Department has waived the requirements of paragraphs (a) and (b) of Section 517.131(2), Florida Statutes, as the Claimants have demonstrated that Gerald P. Hirsch and Churchill Securities, Inc. were the subject of proceedings in which a receiver was appointed and that all debts were either partially paid off or extinguished;
- b. Respondents actions in regards to Claimants' money amount to a violation of Section 517.07, Florida Statutes, as the stocks were not federally covered securities, were not registered in Florida pursuant to Chapter 517, Florida Statutes, nor were they exempt from registration under Chapter 517.061, Florida Statutes;
- c. At all times material hereto, Hirsch and Churchill were licensed under Chapter 517, Florida Statutes;
- d. Claimants have not recovered any amounts from the Respondents, or any other source in satisfaction of these damages; and
- e. The act for which Claimants' seek recovery occurred after January 1, 1979.

7. Claimants are limited to recovering the amount equal to the unsatisfied portion of their judgement or \$10,000, whichever is less, as set forth in Section 517.141(1), Florida Statutes.

8. The total claims may not exceed \$100,000, and all claims will be prorated based upon the ratio that the person's claim bears to the total claims filed, as set forth in Section 517.141(2), Florida Statutes.

9. Section 517.141(3), Florida Statutes, provides that no payment from the Fund shall be made until 2 years after the first claim has been determined by the Department to be eligible for payment from the Fund. This subsection further provides that any additional claims or potential claims filed with or approved by the Department during the two year period shall also be considered by the Department and provision made for further prorations concerning such additional claims, if any, two years hence.

10. It is the conclusion of the Department that no payment shall be made in connection with this claim until two years from the date of entry of the first Final Order regarding Hirsch and Churchill.

PROPOSED FINAL ORDER

Upon due consideration of the factual statement set forth above and the law applicable thereto, NOTICE is hereby given that the Department intends to and will issue a Final Order substantially as follows, subject only to the Notice of Rights attached hereto and made a part hereof:

1. The Department hereby approves the claim of Dawn and Anthony Cameron.

2. No payment from the Fund shall be made until two years from the date of entry of the first Final Order regarding Hirsch and Churchill.

3. Upon expiration of such period, provided that no further claims are duly received or approved by final order by the Department alleging violations of the Act by Respondents, and subject to further proration and limitation as may be required by section 517.141(3) and (4), Florida Statutes, the Department shall pay Dawn and Anthony Cameron the amount of up to \$2,700 from the Fund.

4. Dawn and Anthony Cameron shall assign any right, title, and interest in the debt to the extent of and prior to any payment by the Department from the Fund.

NOTICE OF RIGHTS

Notice is hereby given that Respondents may request a hearing on the Notice of Intent to enter a Final Order Approving Recovery from the Securities Guaranty Fund to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. Requests for such a hearing must comply with the provisions of Florida Administrative Code 28-106.201 and must be filed with:

Clerk
Office of the Comptroller
Department of Banking and Finance
Legal Section
101 East Gaines Street
The Fletcher Building, Room 526
Tallahassee, Florida 32399-0350

within twenty-one (21) days after Respondents receive a copy of this Notice of Intent to enter a Final Order Approving Recovery from the Securities Guaranty Fund and Notice of Rights, otherwise Respondents shall be deemed to have waived all rights to such hearing. Should Respondents request such a hearing, they are further advised that at such hearing they will have the right to offer testimony, either written or oral; to call and cross-examine witnesses; and to have subpoena and subpoenas duces tecum issued on their behalf.

Mark A. Graves
Assistant General Counsel
Office of the Comptroller
101 East Gaines Street
The Fletcher Building, Suite 526
Tallahassee, Florida 32399-0350
(850)410-9896

Copies furnished to:
Don Saxon, Director
Division of Securities and Finance
Jo Schultz, Chief Counsel
Office of the Comptroller

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Notice of Intent to enter a Final Order Approving Recovery from the Securities Guaranty Fund and Notice of Rights were duly sent by U.S. Certified Mail, Return Receipt Requested, to all of the following: Dawn and Anthony Cameron, 722 Dolphin Head Lane, Ormond Beach, Florida 32174; Gerald P. Hirsch, 15 Pond Meadow Road, Croton-On-Hudson, New York 10520; and Churchill Securities, Inc., 233 Lafayette Avenue, Suffern, New York 10901, this 17th day of March, 2000.

Mark A. Graves
Assistant General Counsel

IN RE:

DANIEL LAWRENCE DAILEY Administrative Proceeding
Harry Koppel No. 2540-S-7/97
Respondent.

NOTICE OF INTENT TO ENTER A FINAL
ORDER APPROVING RECOVERY FROM THE
SECURITIES GUARANTY FUND AND
NOTICE OF RIGHTS

The State of Florida Department of Banking and Finance, Division of Securities and Investor Protection (the "Department"), being authorized and directed to administer and to accept and pay claims against the Securities Guaranty Fund (the "Fund"), codified in Sections 517.131 and 517.141, Florida Statutes, does hereby give Notice of its intention to enter a Final Order approving the application of Harry Koppel ("Koppel," and "Claimant") for payment from the Fund for violations of the Florida Securities and Investor Protection Act by Respondent Daniel Lawrence Dailey.

The Securities Guaranty Fund is disbursed as provided in Section 517.141, Florida Statutes, to a person who is adjudged by a court of competent jurisdiction to have suffered monetary damages as a result of a dealer, investment advisor, or associated person having violated Sections 517.07 or 517.301, Florida Statutes.

STATEMENT OF FACTS

1. Under the provisions of the Florida Securities and Investor Protection Act (the "Act"), the Department is charged with the responsibility and duty of administering the fund, which includes the duty to approve or deny applications for payment from the Fund, as set forth in Section 517.141(3)(a), Florida Statutes.

2. At all times material hereto, Daniel Lawrence Dailey ("Dailey") was registered pursuant to Chapter 517, Florida Statutes (CRD No. 1181515).

3. On January 21, 1994, the Department received a letter from Robert W. Pearce ("Pearce"), attorney for the Claimant. Pearce's letter provided notice to the Department that the Claimant was making a claim against the Securities Guaranty Fund for acts committed by Dailey. With the letter, Pearce also included:

- a. a copy of the award in NASD Arbitration No. 92-00340; and
- b. a copy of a petition to confirm the arbitration award.

4. On June 18, 1997, the Department received a letter from Pearce. With the letter Pearce provided:

- a. a copy of the Amended Final Judgment dated October 19, 1995, confirming the NASD arbitration award from the Circuit Court of the 17th Judicial Circuit, in and for Broward County, Florida, Case No. 94-00407 25 and awarding damages of \$10,000 resulting from Dailey's violations of Section 517.301, Florida Statutes; and
- b. a copy of the Return of Service from the Broward County Sheriff's Office for Case No. 94-00407 25, indicating the docketing and indexing of a Writ of Execution.

5. On February 25, 2000, the Department received a letter from Pearce containing an affidavit in which Pearce states that he searched for the assets of Dailey and has been unable to locate any real or personal property which may be levied upon in satisfaction of the judgement.

CONCLUSIONS OF LAW

6. The requirements for perfecting a claim to the Fund are found in Sections 517.131 and 517.141, Florida Statutes.

7. Based upon the foregoing Statement of Facts, the Department concludes that the Claimant has satisfied the requirements in Section 517.131, Florida Statutes, in that:

- a. Claimant has been adjudged by the Circuit Court for the 17th Judicial Circuit in and for Broward County, Florida, to have suffered monetary damages in the amount of \$10,000 resulting from Dailey's violations of Section 517.301, Florida Statutes;
- b. Claimant has attempted to collect from the judgement debtor, but he has not recovered any amount from the Respondent, or any other source in satisfaction of these damages;

- c. At all times material hereto, Respondent was licensed under Chapter 517, Florida Statutes; and

- d. The act for which Claimant seeks recovery occurred after January 1, 1979.

8. Claimant is limited to recovering the amount equal to the unsatisfied portion of his judgment or \$10,000, whichever is less, as set forth in Section 517.141(1), Florida Statutes.

9. The total claims may not exceed \$100,000, and all claims will be prorated based upon the ratio that the person's claim bears to the total claims filed, as set forth in Section 517.141(2), Florida Statutes.

10. Section 517.141(3), Florida Statutes, provides that no payment from the Fund shall be made until 2 years after the first claim has been determined by the Department to be eligible for payment from the Fund. This subsection further provides that any additional claims or potential claims filed with or approved by the Department during the two year period shall also be considered by the Department and provision made for further prorations concerning such additional claims, if any, two years hence.

11. It is the conclusion of the Department that no payment shall be made in connection with the Claimant's claim until two years from the date of the first Final Order regarding Dailey.

PROPOSED FINAL ORDER

Upon due consideration of the factual statement set forth above and the law applicable thereto, NOTICE is hereby given that the Department intends to and will issue a Final Order substantially as follows, subject only to the Notice of Rights attached hereto and made a part hereof:

- 1. The Department hereby approves the claim filed by Harry Koppel;
- 2. No payment from the Fund shall be made until two years from the date of entry of this first Final Order regarding Daniel L. Dailey;

- 3. Upon expiration of such period, provided that no further claims are duly received or approved by final order by the Department alleging violations of the Act by Dailey, and subject to further proration and limitation as may be required by section 517.141(3) and (4), Florida Statutes, the Department shall pay Harry Koppel the amount of up to \$10,000.00 from the Fund;

- 4. Harry Koppel shall assign any right, title, and interest in the debt to the Department to the extent of and prior to any payment by the Department from the Fund.

NOTICE OF RIGHTS

Notice is hereby given that the Respondent may request a hearing on the Notice of Intent to enter a Final Order Approving Recovery from the Securities Guaranty Fund to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. Requests for such a hearing must comply with the provisions of Florida Administrative Code 28-106.201, and must be filed with:

Clerk
 Office of the Comptroller
 Department of Banking and Finance
 Legal Section
 101 East Gaines Street
 The Fletcher Building, Room 526
 Tallahassee, Florida 32399-0350

within twenty-one (21) days after Respondent receives a copy of this Notice of Intent to enter a Final Order Granting Recovery from the Securities Guaranty Fund and Notice of Rights, otherwise Respondent shall be deemed to have waived

all rights to such hearing. Should Respondent request such a hearing, he is further advised that at such hearing they will have the right to offer testimony, either written or oral; to call and cross-examine witnesses; and to have subpoena and subpoenas duces tecum issued on his behalf.

_____/s/
 Thomas Cibula
 Assistant General Counsel
 Office of the Comptroller
 101 East Gaines Street
 The Fletcher Building, Suite 526
 Tallahassee, Florida 32399-0350
 (850)410-9896

NOTICE OF FILINGS

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following applications and/or other notice. Comments may be submitted to the Director, Division of Banking, 101 East Gaines Street, Suite 636, Fletcher Building, Tallahassee, Florida 32399-0350, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Division, Department of Banking and Finance, 101 East Gaines Street, Suite 526, Fletcher Building, Tallahassee, Florida 32399-0350, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., April 21, 2000):

APPLICATION TO ORGANIZE A SUCCESSOR INSTITUTION AND BANK MERGER

Constituent Institutions: Harris Trust/Bank of Montreal Interim Bank Florida (Successor Institution), West Palm Beach, Palm Beach County, Florida and Village Banc of Naples, Naples, Collier County, Florida
 Resulting Bank: Village Banc of Naples
 With Title: Village Banc of Naples
 Received: March 17, 2000

APPLICATION TO MERGE

Constituent Institutions: Harris Trust/Bank of Montreal, West Palm Beach, Florida and Village Banc of Naples, Naples, Florida
 Resulting Institution: Harris Trust/Bank of Montreal
 With the Title: Harris Trust/Bank of Montreal
 Received: March 17, 2000

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: U.S. Trust Company of Florida Savings Bank, Palm Beach, Florida
 Proposed Purchaser: The Charles Schwab Corporation, San Francisco, California
 Received: March 16, 2000

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Fairwinds Credit Union, 3075 N. Alafaya Trail, Orlando, Florida 32826
 Expansion Includes: Members of the Rotary Clubs, District 6980 in Central Florida; and employees of Stockton Turner LLC, d/b/a Stockton Turner & Company of Orlando, Florida.
 Received: March 17, 2000
 Correspondent and Telephone Number: Ed Baranowski, President/CEO, (407)277-5045

DEPARTMENT OF INSURANCE

NOTICE OF EMERGENCY ORDER OF SUSPENSION

The Treasurer and Insurance Commissioner on January 20, 2000, ordered the immediate suspension on an emergency basis of the insurance licenses of ELIZABETH LYNN WATSON. An Administrative Complaint was filed against ELIZABETH LYNN WATSON on February 9, 2000. A copy of the Emergency Order of Suspension may be obtained by contacting: Carl B. Morstadt, III, Esquire, Department of Insurance, Division of Legal Services, Room 612, Larson Building, Tallahassee, Florida 32399-0333, (850)922-3110, Extension 4168.

NOTICE IS HEREBY GIVEN BY THE DEPARTMENT OF INSURANCE the following carrier, pursuant to s. 627.6699(10), F.S., has elected to become "risk-assuming": Fortune Life Insurance Company. Public comments will be received until April 21, 2000. Comments may be addressed to: Larry Daniels, Bureau of Life and Health Forms and Rates, 200 East Gaines Street, Tallahassee, Florida 32399-0328, (850)922-3152, Ext. 5026.

NOTICE IS HEREBY GIVEN BY THE DEPARTMENT OF INSURANCE the following carrier, pursuant to s. 627.6699(10), F.S., has elected to become "risk-assuming": HHPF, Inc. Public comments will be received until April 21, 2000. Comments may be addressed to: Larry Daniels, Bureau of Life and Health Forms and Rates, 200 East Gaines Street, Tallahassee, Florida 32399-0328, (850)922-3152, Ext. 5026.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for the Relocation of a
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Southeast Toyota Distributors, Inc., intends to allow the relocation of UAG Kissimmee Motors, Inc., d/b/a Kissimmee Toyota, as a dealership for the sale of Toyota cars and trucks, from its present location at 2535 N. Orange Blossom Trail, Kissimmee, FL, to a proposed location

described as follows: In Orange County, Florida, on the west side of South Orange Blossom Trail, also known as U.S. Highway 17-92, approximately 200 feet south of the intersection of the Central Florida Parkway and South Orange Blossom Trail, as more particularly described in Exhibit "A" hereto, by March 1, 2001.

LEGAL DESCRIPTION

PARCEL A

The North One Half (N 1/2) of that part of Section 15, Township 24 South, Range 29 East, Orange County, Florida, lying West of U.S. Highway # 441 and North of Waterbridge Blvd., LESS that part platted as SKY LAKE SOUTH UNIT ONE, according to the Plat thereof, as recorded in Plat Book 5, Pages 51 through 53, Public Records of Orange County, Florida.

LESS AND EXCEPT

Commencing at the Southwest corner of the Northwest Quarter of the Northwest Quarter of Section 15, Township 24 South, Range 29 East, Orange County, Florida, run North 00 degrees 02 minutes 11 seconds West a distance of 120.00 feet along the West line of the Northwest Quarter of said Section 15 to the POINT OF BEGINNING; thence continue North 00 degrees 02 minutes 11 seconds West a distance of 622.94 feet along said West line; thence South 90 degrees 00 minutes 00 seconds East a distance of 1262.67 feet to a point on the West right of way line of South Orange Blossom Trail; thence South 00 degrees 01 minutes 40 seconds East a distance of 659.98 feet along said West right of way line to the beginning of a curve concave to the Northwest, having a radius of 50.00 feet, a central angle of 90 degrees 00 minutes 00 seconds, and a chord of 70.71 feet that bears South 44 degrees 58 minutes 20 seconds West; thence South along the arc of said curve 78.54 feet to the end of said curve to a point on the North right of way line of Water Bridge Boulevard; thence run the following six courses along said North right of way line; South 89 degrees 58 minutes 20 seconds West a distance of 83.05 feet to the beginning of a curve concave to the North, having a radius of 440.00 feet, a central angle of 14 degrees 59 minutes 29 seconds, and a chord of 114.80 feet that bears North 82 degrees 31 minutes 56 seconds West; thence Northwesterly along the arc of said curve 115.13 feet to the end of said curve; thence North 75 degrees 02 minutes 11 seconds West a distance of 400.00 feet to the beginning of a curve concave to the South, having a radius of 670.00 feet, a central angle of 26 degrees 00 minutes 00 seconds, and a chord of 301.43 feet that bears North 88 degrees 02 minutes 11 seconds West; thence Westerly along the arc of said curve 304.04 feet to the end of said curve; thence South 78 degrees 57 minutes 49 seconds West a distance of 100.00 feet to the beginning of a curve concave to the North, having a radius of 1204.96 feet, a central angle of 11 degrees 00 minutes 00 seconds, and a chord of

230.98 feet that bears South 84 degrees 27 minutes 49 seconds West; thence Westerly along the arc of said curve 231.34 feet to the POINT OF BEGINNING.

ALSO LESS AND EXCEPT

PARCEL 1

Commence at a concrete monument (#2005) marking the Southwest corner of the Northwest Quarter of the Northwest Quarter of Section 15, Township 24 South, Range 29 East; thence North 00 degrees 02 minutes 11 seconds West along the West line of the Northwest Quarter of the Northwest Quarter of aforesaid Section 15, 782.94 feet to the POINT OF BEGINNING; thence continuing along said West line North 00 degrees 02 minutes 11 seconds West 542.02 feet; thence leaving said Section line North 89 degrees 14 minutes 46 seconds East 345.90 feet; thence parallel with said West line South 00 degrees 02 minutes 11 seconds East 542.02 feet; thence South 90 degrees 00 minutes 00 seconds West 345.90 feet more or less to the POINT OF BEGINNING.

PARCEL 2

The East 15 feet of the following described property:

Commence at a concrete monument (#2005) marking the Southwest corner of the Northwest Quarter of the Northwest Quarter of Section 15, Township 24 South, Range 29 East, thence North 00 degrees 02 minutes 11 seconds West along the West line of the Northwest Quarter of the Northwest Quarter of aforesaid Section 15, 742.94 feet to the POINT OF BEGINNING; thence continuing along said West line North 00 degrees 02 minutes 11 seconds West 582.02 feet; thence leaving said Section line North 89 degrees 14 minutes 46 seconds East 1262.86 feet to a point on the West right of way line of South Orange Blossom Trail (U.S. Highway 17-92/U.S. Highway 441), being a 100 foot right of way per the Plat of SKY LAKE UNIT ONE as recorded in Plat Book 5, Pages 51 through 53, of the Public Records of Orange County, Florida; thence along said right of way line South 00 degrees 01 minutes 40 seconds East 598.64 feet; thence leaving said right of way line North 90 degrees 00 minutes 00 seconds West 1262 feet to the POINT OF BEGINNING.

PARCEL B (non-exclusive Easement Estate)

Together with those certain Non-Exclusive Easements for the benefit of Parcel A as created in the Reciprocal Easement Agreement by and between Hyman Lake, individually, and as Trustee and Costco Wholesale Corporation, a Washington Corporation, recorded March 22, 1999 in Official Records Book 5709, Page 2160, Public Records of Orange County, Florida, over the following described land.

Commencing at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of Section 15, Township 24 South, Range 29 East, Orange County, Florida, run North 00 degrees 02 minutes 11 seconds West a distance of 120.00 feet along the West line of the Northwest 1/4 of said Section 15 to the Point of Beginning; thence continue North 00 degrees 02 minutes 11 seconds West a distance of 622.94 feet along said West line;

thence South 90 degrees 00 minutes 00 seconds East a distance of 1262.67 feet to a point on the West Right of Way line of South Orange Blossom Trail; thence South 00 degrees 01 minute 40 seconds East a distance of 659.98 feet along said West Right of Way line; to the beginning of a curve concave to the Northwest, having a radius of 50.00 feet, a central angle of 90 degrees 00 minutes 00 seconds, and a chord of 70.71 feet that bears South 44 degrees 58 minutes 20 seconds West; thence South along the arc of said curve 78.54 feet to the end of said curve to a point on the North Right of Way line of Water Bridge Boulevard; thence run the following six courses along said North Right of Way line; South 89 degrees 58 minutes 20 seconds West a distance of 83.05 feet to the beginning of a curve concave to the North, having a radius of 440.00 feet, a central angle of 14 degrees 59 minutes 29 seconds, and a chord of 114.80 feet that bears North 82 degrees 31 minutes 56 seconds West; thence Northwesterly along the arc of said curve 115.13 feet to the end of said curve; thence North 75 degrees 02 minutes 11 seconds West a distance of 400.00 feet to the beginning of a curve concave to the South, having a radius of 670.00 feet; a central angle of 26 degrees 00 minutes 00 seconds, and a chord of 301.43 feet that bears North 88 degrees 02 minutes 11 seconds West; thence Westerly along the arc of said curve 304.04 feet to the end of said curve; thence South 78 degrees 57 minutes 49 seconds West a distance of 100.00 feet to the beginning of a curve concave to the North, having a radius of 1204.96 feet, a central angle of 11 degrees 00 minutes 00 seconds, and a chord of 230.98 feet that bears South 84 degrees 27 minutes 49 seconds West; thence Westerly along the arc of said curve 231.34 feet to the POINT OF BEGINNING.

The name and address of the dealer operator(s) and principal investor(s) of UAG Kissimmee Motors, Inc., d/b/a Kissimmee Toyota are: dealer operator: Marshall Cogan, 13400 West Outer Dr., Detroit, MI 48239 and Roger Carter, 2535 N. Orange Blossom Trail, Kissimmee, FL 34744; principal investor(s): Roger S. Penske, Chairman, 13400 West Outer Drive, Detroit, MI 48239, Samuel X. Difeo, Jr., President, 13400 West Outer Drive, Detroit, MI 48239, Jim Davidson, Exec. Vice President, Finance, 13400 West Outer Drive, Detroit, MI 48239.

The notice indicates an intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer

License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: L. Taylor Ward, III, Vice President & General Counsel, Southeast Toyota Distributors, Inc., 100 N. W. 12th Avenue, Deerfield Beach, Florida 33442.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Ural America, A division of Classic Motorcycles & Sidecars, Inc., intends to allow the establishment of Lawn Equipment Etc., Inc., as a dealership for the sale of Ural & IMZ motorcycles, at 821 North Military Trail, West Palm Beach (Palm Beach County), Florida 33415, on or after March 15, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Lawn Equipment, Etc., Inc. are: dealer operator: Fred Campagnuolo, 1147 North Dixie Highway, New Smyrna Beach, FL 32168; principal investor(s): Fred Campagnuolo, 1147 North Dixie Highway, New Smyrna Beach, FL 32168.

The notice indicates an intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mr. Tom Spear, Manager, U.S. Sales, Ural America, i-90 Industrial Park, 8146 304th Avenue, Southeast, Preston, WA 98050.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population**

Pursuant to Section 320.642, Florida Statutes, General Motors Corporation, intends to allow the establishment of Coral Oldsmobile, Inc. d/b/a Coral Springs Pontiac GMC, as a dealership for the sale of Pontiac, at 9930 West Atlantic Blvd., Coral Springs (Broward County), Florida 33071, on or after April 14, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Coral Oldsmobile, Inc. d/b/a Coral Springs Pontiac GMC are: dealer operator: Kenneth Page, 9330 W. Atlantic Blvd., Coral Springs, FL 33071; principal investor(s): Kenneth Page and William Page, 9330 W. Atlantic Blvd., Coral Springs, FL 33071.

The notice indicates an intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ms. Jody L. Huey, Dealer Contractual Manager, General Motors Corporation, Dealer Contractual Group, 100 Renaissance Center, Mail Code 482-A07-C66, Detroit, MI 48265-1000.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

AGENCY FOR HEALTH CARE ADMINISTRATION

**NOTICE OF BATCHED APPLICATION RECEIPT
AND NOTICE OF TENTATIVE PUBLIC HEARINGS**

The Agency For Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched hospital review cycle with an application due date of March 15, 2000.

- | | |
|---|--|
| County: Escambia | Service District: 1 |
| CON#: 9288 | Application Receipt Date: March 13, 2000 |
| Facility/Project: Hospice of Northwest Florida, Inc. | |
| Applicant: Hospice of Northwest Florida, Inc. | |
| Project Description: Establish up to a 16 bed freestanding inpatient hospice through renovation & conversion of an existing hospice residence | |
| County: Okaloosa | Service District: 1 |
| CON#: 9289 | Application Receipt Date: March 15, 2000 |
| Facility/Project: Fort Walton Beach Medical Center | |
| Applicant: Fort Walton Beach Medical Center, Inc. | |
| Project Description: Establish an adult open heart surgery program | |
| County: Leon | Service District: 2 |
| CON#: 9290 | Application Receipt Date: March 14, 2000 |
| Facility/Project: HealthSouth Rehabilitation Hospital of Tallahassee | |
| Applicant: HealthSouth of Tallahassee, L.P. | |
| Project Description: Add up to 10 comprehensive medical rehabilitation beds | |
| County: Alachua | Service District: 3 |
| CON#: 9292 | Application Receipt Date: March 15, 2000 |
| Facility/Project: North Central Florida Hospice, Inc. | |
| Applicant: North Central Florida Hospice, Inc. | |
| Project Description: To convert 18 existing hospice residential beds into 18 hospice inpatient beds | |
| County: Citrus | Service District: 3 |
| CON#: 9295 | Application Receipt Date: March 13, 2000 |
| Facility/Project: Citrus Memorial Hospital | |
| Applicant: Citrus Memorial Health Foundation, Inc. | |
| Project Description: Establish an adult open heart surgery program | |
| County: Citrus | Service District: 3 |
| CON#: 9297 | Application Receipt Date: March 15, 2000 |
| Facility/Project: Seven Rivers Community Hospital | |
| Applicant: Tenet HealthSystem Hospitals, Inc. | |
| Project Description: Establish an adult open heart surgery program | |
| County: Columbia | Service District: 3 |
| CON#: 9291 | Application Receipt Date: March 15, 2000 |
| Facility/Project: Lake City Medical Center | |
| Applicant: Notami Hospitals of Florida, Inc. | |
| Project Description: Add up to 20 acute care beds | |
| County: Hernando | Service District: 3 |
| CON#: 9294 | Application Receipt Date: March 14, 2000 |
| Facility/Project: HEALTHSOUTH of Spring Hill | |
| Applicant: HEALTHSOUTH of Spring Hill, Inc. | |
| Project Description: Construct up to a 60 bed freestanding comprehensive medical rehabilitation hospital | |
| County: Hernando | Service District: 3 |

CON#: 9298 Application Receipt Date: March 15, 2000
Facility/Project: Brooksville Regional Hospital
Applicant: Hernando HMA, Inc.
Project Description: Establish an adult open heart surgery program
County: Hernando Service District: 3

CON#: 9296 Application Receipt Date: March 15, 2000
Facility/Project: Oak Hill Hospital
Applicant: HCA Health Services of Florida, Inc.
Project Description: Establish an adult open heart surgery program
County: Marion Service District: 3

CON#: 9293 Application Receipt Date: March 15, 2000
Facility/Project: Munroe Regional Medical Center
Applicant: Munroe Regional Health System, Inc.
Project Description: Add up to 23 acute care beds
County: Baker Service District: 4

CON#: 9303 Application Receipt Date: March 15, 2000
Facility/Project: North Central Florida Hospice, Inc.
Applicant: North Central Florida Hospice, Inc.
Project Description: Establish a hospice program
County: Clay Service District: 4

CON#: 9299 Application Receipt Date: March 15, 2000
Facility/Project: Orange Park Medical Center
Applicant: Orange Park Medical Center, Inc.
Project Description: Add up to 50 acute care beds
County: Duval Service District: 4

CON#: 9307 Application Receipt Date: March 15, 2000
Facility/Project: Shands Jacksonville Medical Center
Applicant: Shands Jacksonville Medical Center, Inc.
Project Description: Establish up to a 28 bed Level II NICU through the addition of beds, conversion of Level III NICU beds and/or the conversion of medical/surgical beds
County: Duval Service District: 4

CON#: 9308 Application Receipt Date: March 14, 2000
Facility/Project: St. Luke's Hospital
Applicant: St. Luke's Hospital Association
Project Description: Establish up to a 10 bed Level II NICU through the conversion of up to 10 existing hospital-based skilled nursing beds
County: Flagler Service District: 4

CON#: 9302 Application Receipt Date: March 15, 2000
Facility/Project: Halifax Fish Community Health, Inc.
Applicant: Halifax Fish Community Health, Inc.
Project Description: Construct up to a 75 bed acute care hospital through the transfer of up to 75 acute care beds
County: Flagler Service District: 4

CON#: 9301 Application Receipt Date: March 15, 2000
Facility/Project: Halifax Fish Community Health, Inc.
Applicant: Halifax Fish Community Health, Inc.

Project Description: Construct up to a 75 bed acute care hospital
County: St. Johns Service District: 4

CON#: 9300 Application Receipt Date: March 15, 2000
Facility/Project: Flagler Hospital
Applicant: Flagler Hospital, Inc.
Project Description: Add up to 39 acute care beds
County: Volusia Service District: 4

CON#: 9306 Application Receipt Date: March 13, 2000
Facility/Project: Florida Hospital Fish Memorial
Applicant: Southwest Volusia Healthcare Corp.
Project Description: Add up to 50 acute care beds
County: Volusia Service District: 4

CON#: 9304 Application Receipt Date: March 15, 2000
Facility/Project: Halifax Fish Community Health, Inc.
Applicant: Halifax Fish Community Health, Inc.
Project Description: Construct up to a 100 bed acute care hospital
County: Volusia Service District: 4

CON#: 9305 Application Receipt Date: March 15, 2000
Facility/Project: Halifax Fish Community Health, Inc.
Applicant: Halifax Fish Community Health, Inc.
Project Description: Construct up to a 100 bed acute care hospital through the transfer of up to 100 acute care beds
County: Pasco Service District: 5

CON#: 9310 Application Receipt Date: March 15, 2000
Facility/Project: University Community Hospital
Applicant: University Community Hospital, Inc.
Project Description: Construct a 50 bed long-term care hospital
County: Pinellas Service District: 5

CON#: 9309 Application Receipt Date: March 15, 2000
Facility/Project: All Children's Hospital
Applicant: All Children's Hospital, Inc.
Project Description: Add up to three Level III NICU beds
County: Hillsborough Service District: 6

CON#: 9314 Application Receipt Date: March 15, 2000
Facility/Project: University Community Hospital
Applicant: University Community Hospital, Inc.
Project Description: Establish up to a 15 bed Level III NICU through the conversion of up to 15 existing acute care beds
County: Hillsborough Service District: 6

CON#: 9313 Application Receipt Date: March 14, 2000
Facility/Project: Oasis Home Care of Florida, Inc.
Applicant: Oasis Home Care of Florida, Inc.
Project Description: Establish a Medicare certified home health agency
County: Hillsborough Service District: 6

CON#: 9311 Application Receipt Date: March 15, 2000
Facility/Project: Hernando Pasco Hospice, Inc.
Applicant: Hernando Pasco Hospice, Inc.

Project Description: Establish a hospice program
 County: Hillsborough Service District: 6
 CON#: 9312 Application Receipt Date: March 14, 2000
 Facility/Project: Comprehensive Senior Care, Inc.
 Applicant: Comprehensive Senior Care, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Orange Service District: 7
 CON#: 9315 Application Receipt Date: March 13, 2000
 Facility/Project: Nirvana Health Services, Inc.
 Applicant: Nirvana Health Services, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Orange Service District: 7
 CON#: 9316 Application Receipt Date: March 14, 2000
 Facility/Project: Oasis Home Care of Florida, Inc.
 Applicant: Oasis Home Care of Florida, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Orange Service District: 7
 CON#: 9317 Application Receipt Date: March 14, 2000
 Facility/Project: Comprehensive Senior Care, Inc.
 Applicant: Comprehensive Senior Care, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Lee Service District: 8
 CON#: 9322 Application Receipt Date: March 14, 2000
 Facility/Project: Comprehensive Senior Care, Inc.
 Applicant: Comprehensive Senior Care, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Lee Service District: 8
 CON#: 9321 Application Receipt Date: March 14, 2000
 Facility/Project: Oasis Home Care of Florida, Inc.
 Applicant: Oasis Home Care of Florida, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Sarasota Service District: 8
 CON#: 9319 Application Receipt Date: March 15, 2000
 Facility/Project: Bon Secours-Venice Hospital
 Applicant: Bon Secours-Venice Healthcare Corporation
 Project Description: Establish an adult open heart surgery program
 County: Sarasota Service District: 8
 CON#: 9320 Application Receipt Date: March 15, 2000
 Facility/Project: Doctors Hospital of Sarasota
 Applicant: Sarasota Doctors Hospital, Inc.
 Project Description: Add up to 30 acute care beds
 County: Sarasota Service District: 8
 CON#: 9318 Application Receipt Date: March 15, 2000

Facility/Project: Doctors Hospital of Sarasota
 Applicant: Sarasota Doctors Hospital, Inc.
 Project Description: Establish an adult open heart surgery program
 County: Indian River Service District: 9
 CON#: 9328 Application Receipt Date: March 15, 2000
 Facility/Project: Elite Caregivers, Inc.
 Applicant: Elite Caregivers, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Palm Beach Service District: 9
 CON#: 9324 Application Receipt Date: March 14, 2000
 Facility/Project: Wellington Regional Medical Center
 Applicant: Wellington Regional Medical Center, Inc.
 Project Description: Add up to 16 acute care beds through the conversion of up to 16 substance abuse beds
 County: Palm Beach Service District: 9
 CON#: 9327 Application Receipt Date: March 15, 2000
 Facility/Project: Recovery Home Care, Inc.
 Applicant: Recovery Home Care, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Palm Beach Service District: 9
 CON#: 9329 Application Receipt Date: March 15, 2000
 Facility/Project: Palms West Hospital
 Applicant: Columbia Palms West Hospital, L.P.
 Project Description: Add up to 10 Level II NICU beds
 County: Palm Beach Service District: 9
 CON#: 9330 Application Receipt Date: March 14, 2000
 Facility/Project: Wellington Regional Medical Center
 Applicant: Wellington Regional Medical Center, Inc.
 Project Description: Establish up to a 10 bed Level II NICU
 County: Palm Beach Service District: 9
 CON#: 9325 Application Receipt Date: March 14, 2000
 Facility/Project: Comprehensive Senior Care, Inc.
 Applicant: Comprehensive Senior Care, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: Palm Beach Service District: 9
 CON#: 9326 Application Receipt Date: March 14, 2000
 Facility/Project: Heritage Home Health, Inc.
 Applicant: Heritage Home Health, Inc.
 Project Description: Establish a Medicare certified home health agency
 County: St. Lucie Service District: 9
 CON#: 9323 Application Receipt Date: March 15, 2000
 Facility/Project: St. Lucie Medical Center
 Applicant: HCA Health Services of Florida, Inc.
 Project Description: Add up to 25 acute care beds
 County: Broward Service District: 10

PLACE: Health Planning Council of N. E. Florida, Inc., 900 University Blvd., North, Suite 202, Jacksonville, Florida 32211

and

DATE AND TIME: Thursday, May 4, 2000, 10:00 a.m., EST
 PLACE: Daytona Beach Community College, Flagler/Palm Coast Campus, Building 2, Room 106, 2000 Palm Coast Highway, S. E., Palm Coast, Florida 32137

PROPOSALS: Districts 5 & 6

DATE AND TIME: Wednesday, May 3, 2000, 9:00 a.m., EST
 PLACE: Baker Building, Conference Room, 888 Executive Center Drive, North, St. Petersburg, Florida 33702

PROPOSALS: District 7

DATE AND TIME: Wednesday, May 3, 2000, 10:00 a.m., EST

PLACE: Local Health Council of East Central Florida, Inc., 1155 South Semoran Blvd., #1111, Winter Park, Florida 32792

PROPOSALS: District 8

DATE AND TIME: Friday, May 5, 2000, 10:00 a.m., EST
 PLACE: Health Planning Council of S. W. Fla., Inc., 9250 College Parkway, Suite 3, Ft. Myers, Florida 33919

PROPOSALS: District 9

DATE AND TIME: Thursday, May 4, 2000, 9:00 a.m., EST
 PLACE: Treasure Coast Health Council, Conference Room, 4125 West Blue Herron Blvd., Suite 229, Riviera Beach, Florida 33404

PROPOSALS: District 10

DATE AND TIME: Thursday, May 4, 2000, 10:30 a.m., EST
 PLACE: Broward Regional Health Planning Council, 915 Middle River Drive, Conference Room 115, Ft. Lauderdale, Florida 33304

PROPOSALS: District 11

DATE AND TIME: Wednesday, May 3, 2000, 9:00 a.m., EST
 PLACE: Health Council of South Florida, Inc., 5757 Blue Lagoon Drive, Suite 170, Miami, Florida 33126

Public hearing requests must be in writing and be received at the Agency for Health Care Administration, 2727 Mahan Drive, Room 331, Tallahassee, Florida 32308 by 5:00 p.m., April 14, 2000. In lieu of requesting and attending a public hearing, written comments submitted to the department relative to the merits of these applications will become part of the official project application file. Pursuant to 59C-1.010(6), FAC., written comments must be received by 5:00 p.m., April 19, 2000.

AHCA Purchase Order Number S5900E0099.

CERTIFICATE OF NEED

RECEIPT OF EXPEDITED APPLICATIONS

The Agency For Health Care Administration received the following Certificate of Need applications for expedited review:

County: Hillsborough

Service District: 6

Facility/Project: Plaza West

Applicant: Freedom Village of Sun City Center, Ltd.

Project Description: Transfer of CON #9049 for 60 community nursing home beds

AHCA Purchase Order Number S5900H0396.

CERTIFICATE OF NEED

DECISIONS ON BATCHED APPLICATIONS

The Agency For Health Care Administration made the following decisions on Certificate of Need applications for hospital batching cycle with an application due date of September 15, 1999:

County: Broward

Service District: 10

CON #: 9259 Decision Date: 3/9/2000 Decision: A

Facility/Project: Best Care Agency, Inc.

Applicant: Best Care Agency, Inc.

Project Description: Establish a Medicare certified home health agency

Approved Cost: \$20,000

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

AHCA Purchase Order Number B5900B00099.

The Florida Agency for Health Care Administration (the Agency), Bureau of Medicaid Program Analysis provides the following public notice regarding reimbursement for nursing facilities participating in the Florida Medicaid Program.

PURPOSE: To comply with federal public notice requirements in Section 1902(a)(13)(A) of the Social Security Act in changing reimbursement for nursing facilities, the Agency is publishing the final rates, the methodologies underlying the establishment of such rates and justifications for the final rates. The Agency is in the process of amending its long-term care reimbursement plan to incorporate changes to the reimbursement methodology as required by Section 30 of House Bill 1971, as incorporated into the General Laws of Florida, Chapter 99-394. Effective April 1, 2000, the Agency is to reimburse those facilities who qualify and choose to receive the adjustment for the cost of hiring additional certified nursing assistants and licensed nurses or for the cost of salary or benefit enhancements to retain such staff in these specific classes. A total annual direct care staff adjustment (DCSA) equaling the total funds appropriated (an annual amount of \$31,681,376) will be allocated and paid within the patient care component of the per diem rate. To expend the appropriated funds, the Agency has developed a methodology in which participating

providers will receive the adjustment based on an inversely proportionate ranking of total direct staffing hours per patient day compared to staffing standards set forth in Agency rule.

FINAL RATES: The final rates, effective April 1, 2000, for Medicaid nursing facilities that qualify and choose to receive the DCSA will be rates resulting from the current methodology used to calculate per diems plus the increase to the facilities' patient care component of the per diem as a result of its share of the DCSA.

METHODOLOGIES: The methodology underlying the establishment of the final rates for nursing facilities is based on the methodology currently being used for calculating rates, except that it will include an increase to the patient care per diem rate of certain providers effective April 1, 2000. The qualification criteria used to determine which providers participate in the distribution of funds includes the following: a) the provider must be an active Medicaid provider and submit direct care staffing, patient day, and cost data for the base period of January 1, 1999 through June 30, 1999 on a timely basis; b) the provider must notify the Agency of its intent to accept the adjustment; c) the provider must submit a plan of how it intends to meet legislative intent in spending the DCSA, and; 4) the provider must agree to submit follow-up documentation as described in C below.

The direct care staffing ratios and direct care staffing adjustment will be calculated as follows:

A. Direct Care Staffing Ratios

1. From the data received for the period January 1, 1999 through June 30, 1999, the total direct staffing hours per patient day is calculated for CNAs and licensed nurses for each provider.
2. The direct care staffing ratios calculated in subsection 1 above are ranked from high to low.

B. Direct Care Staffing Adjustment

1. The total annualized Medicaid days for participating providers is projected from the six-month reporting period in Section A1 above.
2. The annualized Medicaid days are multiplied by a \$0.50 minimum add-on to determine the minimum amount that a provider will receive. The total minimum add-on amount for all providers is calculated.
3. The remaining amount to be allocated is calculated by subtracting the total minimum add-on calculated in subsection 2 above from the total amount of the DCSA.
4. All providers with a direct care staffing ratio of 5 or above will be assigned the value of 5 and will only receive the minimum amount in subsection 2 above.

5. All providers with a direct care staffing ratio of 2.3 or below will be assigned the value of 2.3 and will receive the maximum add-on amount available under this methodology.
 6. To achieve an inversely proportionate distribution, each provider's staffing ratio is subtracted from the assigned value of 5, from subsection 4 above, to calculate an inverted hours per patient day. This results in providers with a lower staffing ratio receiving a higher result (e.g., $5-2.3=2.7$) and providers with a higher staffing ratio receiving a lower result (e.g., $5-5=0$).
 7. For each provider, the Medicaid patient days are multiplied by the inverted hours per patient day, as calculated in subsection 6, to arrive at a unadjusted additional add-on amount.
 8. The amount calculated in subsection 7 above for each provider is adjusted proportionately so that the total amount for all providers equals the remaining amount to be allocated in subsection 3 above.
 9. Each provider receives a total DCSA which includes the minimum amount in subsection 2 above plus the remaining amount in subsection 8 above.
 10. No changes or corrections to the data used to calculate the DCSA shall be made subsequent to the effective date of the DCSA except as noted in paragraphs C and D.
- C.** All providers receiving a DCSA must provide documentation of direct care expenditures during the period May 1, 2000 through October 31, 2000 to demonstrate adherence to legislative intent. This documentation must be submitted to the Agency by November 30, 2000. Any amount deemed not to have been appropriately expended is to be reimbursed back to the Agency.
- D.** When prospective rates are based on cost reports that include any of the additional costs associated with the DCSA, an appropriate adjustment to the patient care component of the per diem rate shall be made to prevent duplicative reimbursement.

JUSTIFICATION: The justification for the final rate change is based on the legislative direction provided in Section 30 of House Bill 1971, as incorporated into the General Laws of Florida, Chapter 99-394. This language directs the Agency to incorporate changes to the reimbursement methodology to increase the total annual patient care per diem rate of providers who qualify and choose to receive the adjustment. The Agency is proposing the above rates and changes in methodology, effective April 1, 2000, to comply with the legislative direction.

Providers, beneficiaries and their representatives, and other concerned State residents may provide written comment on the final rates, methodologies and justification underlying the establishment of such rates. Written comments may be submitted to: Carol Shotwell, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308. Written comments should be submitted no later than April 4, 2000.

Copies of the final reimbursement plan incorporating the above changes may be obtained by contacting Carol Shotwell, Medicaid Cost Reimbursement Section, at the address above.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF FLORIDA CATEGORICAL EXCLUSION NOTIFICATION

The Florida Department of Environmental Protection has determined that the proposed construction at the Town of Campbellton public water system in Campbellton, Florida, (DWFP3203 – Facilities Plan for Town of Campbellton) of the upgrade to the existing water supply system will not adversely affect the environment. The total cost of the proposed facilities is estimated at \$421,000. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal and state funds. A full copy of the Florida Categorical Exclusion Notification can be obtained by writing: Jun Tabanguil, Bureau of Water Facilities Funding, Department of Environmental Protection, Mail Station #3505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Florida Department of Environmental Protection has determined that the Town of Inglis Water Treatment System Improvement project will not adversely affect the environment. The total project cost of the Treatment System Improvement is estimated at \$830,000. The project may qualify for a Drinking Water State Revolving Fund (DWSRF) grant/loan composed

of federal funds and state matching funds. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing: Bob Holmden, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Notice to all potential eligible local community based providers, 409.1671(1)(b), F.S. (1999). Training opportunity on the agency based child welfare risk model. This three-day training will introduce attendees to the principles of variable distribution, provide an overview of the agency risk model and train users on how to enter data, run scenarios, interpret results, and manage variability.

The Training dates and locations are as follows:

April 12, 2000 – April 14, 2000: 111 S. Sapodilla Avenue, Room 304, W. Palm Beach, FL 33401

OR

May 10, 2000 – May 12, 2000: DCF, District 6, Management Information Systems, 4000 W. Dr. Martin Luther King, Jr., Blvd., Room C-146, Tampa, FL 33614

Each organization may send up to 3 persons to this training event.

We recommend that the organization send staff who are actively involved in their planning process from either a financial or programmatic perspective. Preferably, both perspectives will be adequately represented. At least one person should be familiar with how to use Excel spreadsheet software.

Availability of the training will be limited to the first twelve organizations that reserve a space. If the number of available spaces is not sufficient, additional trainings may be scheduled. To reserve a space, or for more information, contact Keith Perlman, (850)487-2062.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN March 13, 2000
 and March 17, 2000**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

DEPARTMENT OF STATE
Division of Library and Information Services

1B-2.011	3/15/00	4/4/00	25/48	26/6
----------	---------	--------	-------	------

DEPARTMENT OF BANKING AND FINANCE
Division of Securities and Investor Protection

3E-600.005	3/13/00	4/2/00	26/3	26/7
------------	---------	--------	------	------

DEPARTMENT OF INSURANCE

4-166.031	3/17/00	4/6/00	25/33	26/5
-----------	---------	--------	-------	------

DEPARTMENT OF REVENUE

12-3.0012	3/13/00	4/2/00	25/51	
12-3.0015	3/13/00	4/2/00	25/51	
12-22.007	3/13/00	4/2/00	25/51	26/6
12-26.001	3/13/00	4/2/00	25/51	
12-26.002	3/13/00	4/2/00	25/51	
12-26.003	3/13/00	4/2/00	25/51	
12-26.004	3/13/00	4/2/00	25/51	

Sales and Use Tax

12A-1.001	3/13/00	4/2/00	25/51	
12A-1.007	3/13/00	4/2/00	25/51	
12A-1.009	3/13/00	4/2/00	25/51	
12A-1.0091	3/13/00	4/2/00	25/51	
12A-1.0161	3/13/00	4/2/00	25/51	
12A-1.019	3/13/00	4/2/00	25/51	
12A-1.029	3/13/00	4/2/00	25/51	
12A-1.046	3/13/00	4/2/00	25/51	
12A-1.056	3/13/00	4/2/00	25/51	
12A-1.060	3/13/00	4/2/00	25/51	
12A-1.088	3/13/00	4/2/00	25/51	
12A-1.093	3/13/00	4/2/00	25/51	
12A-1.097	3/13/00	4/2/00	25/51	
12A-1.105	3/13/00	4/2/00	25/51	
12A-12.0011	3/13/00	4/2/00	25/51	
12A-12.003	3/13/00	4/2/00	25/51	
12A-12.004	3/13/00	4/2/00	25/51	
12A-12.005	3/13/00	4/2/00	25/51	
12A-12.006	3/13/00	4/2/00	25/51	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
12A-12.007	3/13/00	4/2/00	25/51	
12A-14.002	3/13/00	4/2/00	25/51	
12A-14.003	3/13/00	4/2/00	25/51	
12A-14.004	3/13/00	4/2/00	25/51	
12A-14.005	3/13/00	4/2/00	25/51	
12A-16.006	3/13/00	4/2/00	25/51	

Miscellaneous Tax

12B-4.005	3/13/00	4/2/00	25/51	
12B-6.008	3/13/00	4/2/00	25/51	
12B-8.001	3/13/00	4/2/00	25/51	
12B-12.006	3/13/00	4/2/00	25/51	

Corporate, Estate and Intangible Tax

12C-2.007	3/13/00	4/2/00	25/51	
12C-3.009	3/13/00	4/2/00	25/51	

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION

Cypress Grove Community Development District

42O-1.001	3/15/00	4/4/00	26/3	
-----------	---------	--------	------	--

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

61G4-15.005	3/16/00	4/5/00	26/3	
61G4-16.002	3/16/00	4/5/00	26/6	
61G4-16.003	3/16/00	4/5/00	26/6	

Board of Cosmetology

61G5-29.001	3/13/00	4/2/00	26/2	
-------------	---------	--------	------	--

Board of Professional Engineers

61G15-19.005	3/13/00	4/2/00	26/5	
61G15-19.0051	3/13/00	4/2/00	26/5	
61G15-19.006	3/13/00	4/2/00	26/5	
61G15-19.007	3/13/00	4/2/00	26/5	
61G15-19.0071	3/13/00	4/2/00	26/5	
61G15-32.002	3/13/00	4/2/00	26/5	
61G15-32.003	3/13/00	4/2/00	26/5	
61G15-32.004	3/13/00	4/2/00	26/5	
61G15-32.009	3/13/00	4/2/00	26/5	

State Athletic Commission

61K1-1.001	3/14/00	4/3/00	25/1	25/34
61K1-1.002	3/14/00	4/3/00	25/1	
61K1-1.0023	3/14/00	4/3/00	25/1	25/34
61K1-1.0024	3/14/00	4/3/00	25/1	25/34
61K1-1.0025	3/14/00	4/3/00	25/1	25/34
61K1-1.0027	3/14/00	4/3/00	25/1	25/34
61K1-1.0028	3/14/00	4/3/00	25/1	25/34

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
61K1-1.003	3/14/00	4/3/00	25/1	25/34
61K1-1.0035	3/14/00	4/3/00	25/1	25/34
61K1-1.004	3/14/00	4/3/00	25/1	25/34
61K1-1.0043	3/14/00	4/3/00	25/1	
61K1-1.005	3/14/00	4/3/00	25/1	25/34
61K1-1.006	3/14/00	4/3/00	25/1	25/34
61K1-1.007	3/14/00	4/3/00	25/1	
61K1-1.008	3/14/00	4/3/00	25/1	
61K1-1.009	3/14/00	4/3/00	25/1	
61K1-1.010	3/14/00	4/3/00	25/1	
61K1-1.011	3/14/00	4/3/00	25/1	
61K1-1.012	3/14/00	4/3/00	25/1	25/34
61K1-1.013	3/14/00	4/3/00	25/1	25/34
61K1-1.017	3/14/00	4/3/00	25/1	
61K1-1.018	3/14/00	4/3/00	25/1	
61K1-1.019	3/14/00	4/3/00	25/1	25/34
61K1-1.023	3/14/00	4/3/00	25/1	
61K1-1.030	3/14/00	4/3/00	25/1	
61K1-1.035	3/14/00	4/3/00	25/1	
61K1-1.037	3/14/00	4/3/00	25/1	25/34
61K1-1.040	3/14/00	4/3/00	25/1	
61K1-1.042	3/14/00	4/3/00	25/1	
61K1-1.070	3/14/00	4/3/00	25/1	25/34
61K1-1.080	3/14/00	4/3/00	25/1	

**DEPARTMENT OF HEALTH
Board of Medicine**

64B8-9.0091	3/16/00	5/15/00	25/52	26/7
64B8-54.0021	3/15/00	4/4/00	25/47	26/7

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

Board of Nursing

64B9-4.001	3/16/00	4/5/00	26/4	
64B9-4.002	3/13/00	4/2/00	26/4	
64B9-4.0025	3/16/00	4/5/00	26/4	
64B9-4.003	3/16/00	4/5/00	26/4	
64B9-4.004	3/16/00	4/5/00	26/4	
64B9-4.006	3/16/00	4/5/00	26/4	
64B9-4.013	3/16/00	4/5/00	26/4	
64B9-4.014	3/16/00	4/5/00	26/4	

Board of Optometry

64B13-3.003	3/14/00	4/3/00	26/4	
64B13-3.007	3/14/00	4/3/00	26/4	

Board of Pharmacy

64B16-27.830	3/15/00	4/4/00	26/1	26/7
64B16-30.003	3/14/00	4/3/00	26/1	

Board of Physical Therapy Practice

64B17-1.001	3/17/00	4/6/00	26/6	
64B17-3.004	3/17/00	4/6/00	26/6	
64B17-4.004	3/17/00	4/6/00	26/6	

Division of Disease Control

64D-3.025	3/17/00	4/6/00	26/5	
-----------	---------	--------	------	--

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-1.900	3/13/00	4/2/00	25/19	25/44
-----------	---------	--------	-------	-------