

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE TITLE: Definitions; Farm Outbuildings
RULE NO.: 4A-3.009

PURPOSE AND EFFECT: The proposed rule will adopt a uniform definition for the term "farm outbuildings" as it appears in Section 633.557(1), Florida Statutes, so the public will be placed on notice of what constitutes a "farm outbuilding".

SUBJECT AREA TO BE ADDRESSED: The definition of "Farm Outbuildings".

SPECIFIC AUTHORITY: 633.557 FS.

LAW IMPLEMENTED: 633.557 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., June 19, 2000

PLACE: Clayton Hutchenson Building (behind the Mounts Botanical Garden), 559 N. Military Trail, West Palm Beach, Florida

TIME AND DATE: 9:00 a.m., June 20, 2000

PLACE: Steward Conference Center (Part of Polk County Agriculture Center), 1710 US 17, Bartow, Florida

TIME AND DATE: 9:00 a.m., June 22, 2000

PLACE: Florida Dept. of Agriculture and Consumer Services (Doyle Conner Building), Room N100, 1911 S. W. 34th Street, Gainesville, Florida

TIME AND DATE: 9:00 a.m. (Central Time), June 23, 2000

PLACE: Holmes County Agriculture Center, 1701 East Highway 90, Bonifay, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Insurance, phone (850)413-3620 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 James Goodloe, (850)413-3620.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE CHAPTER TITLE: Contagious Equine Metritis
RULE CHAPTER NO.: 5C-22

RULE TITLES: Definitions
RULE NOS.: 5C-22.002

Procedures, General 5C-22.003

Approval of Quarantine Facilities 5C-22.004

Quarantine and Release from Quarantine for Contagious Equine Metritis 5C-22.005

Disposition of Horses Which Fail to Qualify for Release from Quarantine 5C-22.009

PURPOSE AND EFFECT: The purpose of these rules is to place added testing and culturing requirements on stallion and mares imported into Florida from Contagious Equine Metritis (CEM) affected countries with the effect of insuring that CEM does not become established in the State's equine population.

SUBJECT AREA TO BE ADDRESSED: Testing and culturing requirements of equidae from CEM affected countries.

SPECIFIC AUTHORITY: 585.002(3),(4), 585.08(2)(a) FS.

LAW IMPLEMENTED: 585.001, 585.003, 585.08(1),(2)(b), 585.11(1), 585.145(1), 585.16, 585.17, 585.18, 585.19, 585.23 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: 9:00 a.m., June 2, 2000

PLACE: Department of Agriculture and Consumer Services, Conference Room, 407 S. Calhoun Street, Room 316, Tallahassee, Florida 32399-0800

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Joe W. Kight, Assistant Director, Division of Animal Industry, 407 S. Calhoun Street, Room 321, Tallahassee, Florida 32399-0800, (850)410-0900

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5C-22.002 Definitions.

The definitions contained in Section 585.001, Florida Statutes, and the following shall apply in this rule Chapter:

(1) through (3) No change.

(4) Test Mare. A mare that would qualify under 9 C.F.R. § 93.301(e)(4), (1999).

(5) Import Stallion. Any stallion released from an official USDA APHIS VS Import/Export station into Florida.

(6) Stabled. Any Equidae that is confined, sheltered, or cared for, for a period of more than 48 hours within the State of Florida.

(7) Materials. Title 9 C.F.R. § 93.301(e)(4), (1999), is hereby adopted and incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Specific Authority 585.002(3),(4), 585.08(2)(a) FS. Law Implemented 585.001, 585.003, 585.08(1),(2)(b), 585.11(1), 585.145(1), 585.16, 585.17, 585.18, 585.19, 585.23 FS. History—New 6-3-93, Amended 7-3-95,_____.

5C-22.003 Procedures, General.

(1) No change.

(2) The owner must enter into a quarantine agreement which includes reference to the appropriate federal requirements for quarantine release as stated in 9 C.F.R. §§ 93.301(e)(1),(2),(3), and (5), (1999) 92.304(a)(5) or 92.304(a)(8) (1994).

(3) through (4) No change.

(5) Materials. Title 9 C.F.R. §§ 93.301(e)(1),(2),(3), and (5), (1999), 92.304 (1994) are hereby adopted and incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Specific Authority 585.002(3),(4), 585.08(2)(a) FS. Law Implemented 585.001, 585.003, 585.08(1),(2)(b), 585.11(1), 585.145(1), 585.16, 585.17, 585.18, 585.19, 585.23 FS. History—New 6-3-93, Amended 7-3-95,_____.

5C-22.004 Approval of Quarantine Facilities.

(1) No change.

(2) The facility must be a separate enclosed building of sound permanent construction capable of being effectively cleaned and disinfected. The facilities to be used must be located so that a distance of not less than 30 feet will be maintained between horses under quarantine and any other animals which may be on the premises. Fencing adequate to maintain this separation must be present. Paddocks or pastures used by horses under quarantine must be fenced to preclude any across-fence contact with other horses.

(3) Before the quarantine facility can be used, a disinfectant approved in 9 C.F.R. § 71.10 (1999), must be applied to all fixed and movable surfaces and equipment. Walls, floors and ceilings must be constructed of impervious materials which can withstand continued cleaning and disinfection.

(4) The facilities must be located so that a distance of not less than 30 feet will be maintained between horses under quarantine and any other animals which may be on the premises. Fencing must be adequate to maintain this separation. Paddocks or pastures used by horses under quarantine must be fenced to preclude any across-fence contact with other horses. All openings to the outside must be double-screened with material of not less than 14 × 16 mesh and must be kept adequately secured. Exterior gates must be kept padlocked to prevent unauthorized removal of the horses and entry of unauthorized individuals.

(5) All doors and exterior gates must be kept padlocked at all times, except for necessary handling of horses, to prevent unauthorized removal of quarantined horses and entry of unauthorized persons individuals. All equipment needed to maintain the facility in a clean and sanitary condition, including that needed for insect and pest control, must be present.

(6) During the quarantine period all equipment and utensils used for feeding, watering, grooming, cleaning and disinfecting and pest control must remain in the quarantine area. Equipment used in the quarantine area must remain in the quarantine area.

(7) No change.

(8) All drainage must be directed away from the facility. Surface runoff must be retained on site or must be adequately treated so as to prevent any disease agent from entering or leaving the facility.

(9) No change.

~~(10) Ventilation must be sufficient to prevent the accumulation of noxious gases and odors.~~

~~(11) Sufficient labor must be available so that those individuals working with horses in the quarantine facility will not come into direct contact with horses outside the facility during the quarantine period.~~

~~(10)(12) No change.~~

~~(11)(13) Entrances must have signs posted advising that the area is a quarantined area and that no visitors are allowed to enter the area. The signs will be a minimum of 10 inches by 12 inches.~~

~~(12)(14) All waste materials, including bedding and fecal matter, must be disposed of by incineration or by other means which have been specifically approved by a representative of the Department.~~

(13) All gloves, sleeves, speculums and other disposable materials after each culture or treatment will be placed in double bagged plastic garbage bags and disposed of by incineration or by other means approved by the Department.

(14) Equine in the quarantine facility must have no contact with other equine during the quarantine period. Such separation may be attained by:

(a) providing an open stall between each horse, or

(b) by constructing a solid partition between stalls that is at least eight feet high.

(15) A written approval will be issued by the Department after inspection by a Department representative has verified that all of the above requirements have been met.

(16) Materials. Title 9 C.F.R. § 71.10 (1999), is hereby adopted and incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Specific Authority 585.002(3),(4), 585.08(2)(a) FS. Law Implemented 585.001, 585.003, 585.08(1),(2)(b), 585.11(1), 585.145(1), 585.16, 585.17, 585.18, 585.19, 585.23 FS. History--New 6-3-93, Amended 11-22-93, _____.

5C-22.005 Quarantine and Release from Quarantine for Contagious Equine Metritis.

(1) through (2) No change.

(3) Inspection, treatment, and testing requirements for imported stallions and mares are provided in 9 C.F.R. §§ 93.301(e)(1),(2),(3), and (5), (1999) 92.304(a)(5) and (8), (1994). In addition to these requirements, the following additional testing and culture requirements must be met:

(a) All imported mares shall have blood collected for a Complement Fixation (CF) test for CEM upon arrival at the Approved CEM Quarantine Facility and shall have endometrial and/or cervical cultures taken for testing.

(b) All test mares bred to import stallions shall have endometrial and/or cervical cultures taken post breeding, in addition to the clitoral fossa and sinus sites specified in the USDA/APHIS protocol. Also all test mares bred to import stallions shall have a CF test for CEM conducted at a minimum of 21 days post breeding, instead of the 15 days specified in the USDA/APHIS protocol.

(c) All owners of stallions which are stabled in Florida following release from an Approved CEM Quarantine Facility, shall be required to provide the Department with a CF test for CEM results no less than 21 days post breeding on the first three mares bred.

(4) Forms and Materials. Forms AI-75, DACS-09075, Official Notice of Quarantine for Contagious Equine Metritis, revised 07/99 2-93 and AI-76, Release from Quarantine for Contagious Equine Metritis (Rev. 2-93), are hereby incorporated by reference. Copies may be obtained from the Division of Animal Industry, Bureau of Animal Animal Disease Control Health Compliance and Support, 407 South Calhoun Street, Room 33322 Mayo Building, Tallahassee, Florida 32399-0800, (850)410-0900 (904)488-8280. Title 9 C.F.R. §§ 93.301(e)(1),(2),(3) and (5), (1999), are hereby adopted and incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Specific Authority 585.002(3),(4), 585.08(2)(a) FS. Law Implemented 585.001, 585.003, 585.08(1),(2)(b), 585.11(1), 585.145(1), 585.16, 585.17, 585.18, 585.19, 585.23 FS. History--New 6-3-93, Amended 7-3-95, _____.

5C-22.009 Disposition of Horses Which Fail to Qualify for Release from Quarantine.

In the event that an imported horse or test mare fails, for whatever reason, to qualify for release from quarantine within eighteen (18) months of initiation of testing and treatment, the procedure shall be declared a failure. In such an event, the horse must be:

(1) Moved under official permit directly to slaughter without unloading enroute; or

(2) Humanely euthanized and the carcass destroyed under Department supervision by burial or incineration, or

(3) If an imported horse, returned to the country of origin.

Specific Authority 585.002(3),(4), 585.08(2)(a) FS. Law Implemented 585.001, 585.003, 585.08(1),(2)(b), 585.11(1), 585.145(1), 585.16, 585.17, 585.18, 585.19, 585.23 FS. History--New 6-3-93, Amended _____.

PUBLIC SERVICE COMMISSION

DOCKET NO: 000543-EI

RULE TITLE: Nuclear Decommissioning

RULE NO.: 25-6.04365

PURPOSE AND EFFECT: To codify requirements for an external funded reserve for the accumulation of decommissioning accruals, for filing nuclear decommissioning studies, for information to be included in the studies, and for the determination of the annual decommissioning accrual.

SUBJECT AREA TO BE ADDRESSED: Decommissioning of nuclear generating plants by electric investor-owned utilities.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 366.041, 366.06(1) 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: 10:00 a.m., June 7, 2000

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, Florida

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE COMMISSION'S DIVISION OF RECORDS AND REPORTING, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850.

Any person requiring some accommodation at this workshop 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 Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pat Lee, Division of Auditing and Financial Analysis, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.04365 Nuclear Decommissioning.

(1) Purpose. The purpose of this rule is to codify the Commission's policy of requiring each utility that owns a nuclear generating plant to maintain a nuclear decommissioning trust fund to ensure there are sufficient funds on hand at the time of decommissioning to meet all required expenses at the lowest cost to the utility's ratepayers. This rule requires each utility to file a Nuclear Decommissioning Study on a regular basis, the purpose of which is to obtain sufficient information to update cost estimates based on new developments, additional information, technological improvements, and forecasts; to reevaluate alternative methodologies; and to revise the annual accrual needed to recover the costs.

(2) Definitions. For the purpose of this rule, the following definitions shall apply:

(a) "Contingency." A specific provision for unforeseeable elements of cost within the defined project scope, which is particularly important where previous experience relating estimates and actual costs have shown that unforeseeable events which will increase costs are likely to occur.

(b) "Decommissioning." The process of dismantling and removing materials and equipment that remain at the nuclear generating unit following its retirement and are no longer used and useful.

(3) Nuclear Decommissioning Study. Each utility shall file a site-specific nuclear decommissioning study at least once every five years from the submission date of the previous study unless otherwise required by the Commission. At a minimum, each utility's nuclear decommissioning study shall include:

(a) A narrative describing each nuclear unit, including the in-service date and the date of operating license expiration.

(b) A list of all entities owning an interest in each nuclear unit, the percent ownership of each entity, and documentation showing that each entity is providing its share of the total decommissioning costs.

(c) A narrative explaining plans for spent nuclear fuel storage and removal at each nuclear unit, including, at a minimum, the date on-site spent fuel pool storage capacity will be lost, the date spent nuclear fuel is expected to be removed from the plant site, and the estimated costs for on-site dry storage to accommodate the decommissioning of the unit.

(d) The decommissioning study methodology.

(e) A summary of the major assumptions used in the study.

(f) The methodology selected to decommission each nuclear unit and support for the selection.

(g) The method of funding selected for each year since the prior study, and also the method assumed in the calculation of the proposed annual accrual.

(h) The total utility and jurisdictional decommissioning cost estimates in current dollars for each unit.

(i) The total utility and jurisdictional decommissioning cost estimates in future dollars for each unit.

(j) For each year, the estimated amount of the nuclear trust fund to be expended.

(k) The projected date each nuclear unit will no longer be included in rate base for ratemaking purposes.

(l) For each nuclear unit, a comparison of the current approved annual decommissioning accruals with those proposed. Current accruals shall be identified as to the effective date and proposed accruals to the proposed effective date.

(m) The assumed fund earnings rate, net of tax, used in the calculation of the decommissioning accrual and supporting documentation for the rate proposed by the utility. The rate shall be at least the rate of inflation measured by the long-term average Consumer Price Index at the time of the decommissioning study.

(n) The methodology and escalation rate used in converting the current estimated decommissioning costs to future estimated decommissioning costs and supporting documentation and analyses.

(o) The annual revenue requirement of the proposed decommissioning cost estimates.

(p) A reconciliation of the decommissioning fund balance and the decommissioning reserve balance as of the effective date of the revised decommissioning accruals proposed by the utility. The reconciliation shall show the fund balances for the qualified fund, the nonqualified fund, and the total fund. The fund balance may involve estimates.

(q) A summary and explanation of all differences between the current study and the utility's last filed study.

(r) All supporting schedules, analyses, and data used in developing the decommissioning cost estimates and annual accrual proposed by the utility. Supporting schedules shall include the inflation and funding analyses.

(4) Accumulation of Annual Accruals.

(a) The decommissioning annual accrual shall be calculated using the external sinking fund method. In determining the annual decommissioning accrual, the current cost estimate is escalated to the expected dates of actual decommissioning. A sinking fund annuity is then calculated to determine the annual accrual. The annual accrual plus the earnings on the annuities, net of taxes, will grow to the escalated decommissioning amount.

(b) Decommissioning annual accruals shall be accumulated in an externally funded reserve to assure that the costs for decommissioning are available at the expiration of the nuclear unit's operating license. Contributions to the decommissioning trust fund shall be made on a monthly basis.

(c) A utility shall not change its annual nuclear decommissioning accruals without prior Commission approval.

(5) Nuclear Decommissioning Fund Performance. The Commission will review and evaluate each utility's investment performance to determine whether the decommissioning fund earned at least the rate of inflation.

(6) License Renewal. Each utility shall provide the Director of the Division of Auditing and Financial Analysis with a copy of any written communication between the Nuclear Regulatory Commission and the utility concerning license renewal within 15 days of receipt or mailing. Written communications include correspondence, petitions, pleadings, and electronic filings.

Specific Authority 350.127(2) FS. Law Implemented 366.041, 366.06(1) FS. History—New.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Administrative Confinement

RULE NO.: 33-602.220

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify terms and conditions relating to administrative confinement and to establish procedures relating thereto. The effect is to clarify: procedures for placement in administrative confinement, reasons authorizing placement, review of placement, administrative confinement facilities, conditions and privileges of inmates, restraint and escort requirements, administrative confinement records, and staffing issues.

SUBJECT AREA TO BE ADDRESSED: Administrative Confinement.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 945.04 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., June 6, 2000

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 33-602.220 follows. See Florida Administrative Code for present text.)

33-602.220 Administrative Confinement.

(1) Definitions.

(a) Administrative Confinement – the temporary removal of an inmate from the general inmate population in order to provide for security and safety until such time as more permanent inmate management processes can be concluded.

(b) Area housing supervisor – the correctional officer sergeant, or above, who is in charge of the confinement unit for a particular shift.

(c) Clinical health care personnel – physician, clinical associate, nurse, Correctional Medical Technician Certified (CMTC), psychologist or psychological specialist.

(d) Institutional Classification Team (ICT) – refers to the committee consisting of the Warden or Assistant Warden, Classification Supervisor, and Chief of Security, that is responsible for making work, program, housing and inmate status decisions at a facility and for making other recommendations to the State Classification Office (SCO).

(e) State Classification Office (SCO) – refers to a staff member at the Central Office level who is responsible for the review of inmate classification decisions. Duties include approving or rejecting ICT recommendations.

(f) Senior correctional officer – a correctional officer lieutenant or above.

(g) Special risk inmate – any inmate who has demonstrated behavior that is or could be harmful to himself or herself.

(h) Institutional Classification Team Docket – refers to the official record of an Institutional Classification Team hearing.

(2) Procedures for Placement in Administrative Confinement.

(a) Administrative confinement is a temporary confinement status that may limit conditions and privileges as provided in subsection (5) as a means of promoting the security, order and effective management of the institution. Otherwise the treatment of inmates in administrative confinement shall be as near to that of the general population as assignment to administrative confinement shall permit. Any deviations shall be fully documented as set forth in the provisions of this rule.

(b) When a decision is made to place an inmate in administrative confinement, the reason for such placement shall be explained to the inmate and the inmate shall be given an opportunity to present verbal comments on the matter. The inmate shall also be allowed to submit a written statement. Prior to placing the inmate in administrative confinement, the inmate shall be given a pre-confinement health assessment to include a physical and mental health evaluation that shall be documented in the health care record. When an official places an inmate in administrative confinement, this action shall be documented on a Report of Administrative Confinement, Form DC6-233a, including the reasons for the action and a summary of the inmate's comments. Form DC6-233a is incorporated by reference in (10) of this rule. The heading and Section I shall be completed by the official who placed the inmate in

administrative confinement. Inmates shall be weighed upon admission to the confinement unit. Inmates confined for 30 days or more shall be weighed after 30 days and weekly thereafter. The weight of the inmate shall be recorded on Form DC6-229, Daily Record of Segregation. This section shall fully state the circumstances surrounding and reasons for placing the inmate in administrative confinement. The reason shall correspond with one of the reasons for placement stated in subsection (3) of this rule. Once Section I has been completed, the official who placed the inmate in administrative confinement shall sign Section I and forward the report to classification prior to the end of his or her shift or workday. Any written statements provided by the inmate shall be attached to the form.

(c) The Institutional Classification Team shall review inmates in administrative confinement within 72 hours. The only exception to being seen within 72 hours is when the ICT cannot complete its review within the allotted timeframe due to a holiday. If the review cannot be completed within 72 hours, the action of the senior correctional officer shall be reviewed within 72 hours by the duty warden, documented on the DC6-229, Daily Record of Segregation, and evaluated within 5 days by the ICT. Inmates placed into administrative confinement shall not be released from this status until approved by the ICT. The classification supervisor shall be responsible for ensuring that the ICT docket is prepared. The ICT Chairperson is responsible for scheduling the ICT hearing date and time. All Reports of Administrative Confinement, DC6-233, shall be completed the same day an inmate is placed into confinement and forwarded to the institutional classification unit for placement on the docket for review by the ICT. It shall be the responsibility of the classification officer to place the inmate on the docket so the ICT can review the inmate for release. In the event it is necessary to release an inmate from administrative confinement during weekends or holidays the duty warden is authorized to approve the release immediately.

(3) Reasons for Placement in Administrative Confinement with time limits. Placement of an inmate in administrative confinement is authorized for the following reasons:

(a) Disciplinary charges are pending and the inmate needs to be temporarily removed from the general inmate population in order to provide for security or safety until such time as the disciplinary hearing is held. A senior correctional officer or above shall have the authority to place an inmate in administrative confinement for this reason. The length of time spent in administrative confinement for this reason shall not exceed seven working days unless the ICT authorizes an extension. This extension shall be documented on Form DC6-229, Daily Record of Segregation.

(b) Outside charges are pending against the inmate and the presence of the inmate in the general population would present a danger to the security or order of the institution. A senior

correctional officer or above shall have the authority to place an inmate in administrative confinement for this reason. The length of time spent in administrative confinement for this reason shall not exceed 20 working days. If it appears that an inmate should continue to be segregated from the general population beyond 20 working days, close management procedures can be initiated pursuant to rules 33-601.801 through 33-601.813.

(c) Inmates shall be placed in administrative confinement pending review of the inmate's request for protection from other inmates, (33-602.221). The inmate shall be placed in administrative confinement by a senior correctional officer when the inmate presents a signed written statement alleging that the inmate fears for his safety from other inmates, and that the inmate feels there is no other reasonable alternative open to him. A senior correctional officer shall also place an inmate in administrative confinement, pending review for protective management, based on evidence that such a review is necessary. The inmate shall be encouraged to provide information and otherwise cooperate with the investigation of the matter. The protective management, process including the ICT's action, shall be completed within 15 working days from the initial confinement of the inmate. Inmates who allege that they are in fear of staff shall also be placed in administrative confinement. These cases shall be turned over to the Office of the Inspector General for investigation.

1. The Institutional Classification Team (ICT) shall initiate an investigation to gather information. A member of the ICT shall complete the heading and section IA of the DC6-234, Report of Protective Management. Form DC6-234 is incorporated by reference in (10) of this rule. The committee member shall utilize the documentation in the DC6-233a, Report of Administrative Confinement, for the information necessary to complete this portion of the report. The report shall then be forwarded to the investigative official assigned to investigate the reasons for protection. The investigator shall complete Section IB of the report and return it to the ICT.

2. If the inmate submits a request for release in writing at any time during the ICT review process, the area housing supervisor shall provide the inmate with a Form DC6-203, Protection Waiver/Appeal Decision Form. Form DC6-203 is incorporated by reference in (10) of this rule. The inmate shall complete Form DC6-203 and return it to the area housing supervisor for submission to the ICT along with the inmates written request. The ICT shall review the inmate's request and place the inmate on the docket. The ICT shall interview the inmate and submit their recommendation along with the DC6-203 and any other documentation to the SCO for final consideration. The SCO review and decision shall be conducted during the next routine on-site visit.

3. Once the investigation is complete, the ICT shall interview the inmate to determine whether the inmate has a legitimate, verifiable need for protection. The ICT shall review

all documentation available concerning the need for protection to include any written statements submitted by the inmate. The ICT shall document its findings and recommendations on the Report of Protective Management, Form DC6-234. The following elements shall be considered in determining whether protective management is necessary:

- a. A record of having been assaulted;
- b. A reputation among the inmate population, attested to in writing by staff, as an informant or trial witness;
- c. Verified threats, verbal abuse, or harassment;
- d. A former criminal justice activity resulting in verified threats, verbal abuse, or harassment;
- e. A conviction of a crime repugnant to the inmate population;
- f. Reliable, confirmed evidence of sexual harassment;
- g. Other factors such as physical size, build and age producing a risk from the general inmate population.

4. The ICT shall make recommendations concerning protective management based on the facts within 15 working days from the date of initial confinement. If the ICT determines that protection is necessary, the inmate shall remain in administrative confinement at that facility pending review by the SCO. The review action shall be documented on the Report of Protective Management, DC6-234. In the event the ICT determines that protection is not appropriate, the inmate shall remain in administrative confinement and the DC6-234 shall be forwarded to the State Classification Office along with team findings and recommendations. The State Classification Office shall approve, disapprove or return for additional information the recommendation of the Institutional Classification Team.

5. The State Classification Office (SCO) shall determine within five working days whether protection is necessary based upon the investigation and any follow-up he deems appropriate. The SCO shall approve or disapprove placement of the inmate in protective management. The SCO's decision shall also be documented on the Report of Protective Management and this report shall be returned to the institution. If the SCO determines that a need for protection exists, he shall indicate in the Report of Protective Management that the inmate shall be placed in a protective management unit or transferred, whichever is appropriate. If a decision is made to transfer the inmate, the inmate shall be kept in administrative confinement until the transfer is completed. Transfers for protection needs shall be effected within five working days. SCO members are authorized to make transfers. If the SCO determines that protective management is not necessary, the inmate may appeal this decision directly to the Office of the Secretary pursuant to 33-103.007 and 33-103.011. The inmate shall be notified of the SCO's decision and this notification shall be documented on the Report of Protective Management, DC6-234. At the time of notification, the inmate shall be asked if he wants to appeal the decision. The inmate's decision on

whether or not to appeal shall be documented on DC6-203, Protection Waiver/Appeal Decision Form. The inmate shall remain in administrative confinement until the appeal process is complete.

6. Within three working days after an inmate has been approved for protective management by the SCO, a determination shall be made by the ICT as to appropriate housing. The inmate shall remain in administrative confinement until this decision is made.

(d) An investigation, evaluation for change of status or transfer is pending and the presence of the inmate in the general population might interfere with that investigation or present a danger to the inmate, other inmates, or to the security and order of the institution. An investigating officer shall have the authority to request that the senior correctional officer place the inmate in administrative confinement for this reason and the length of time spent in this status shall not exceed 15 working days unless one 10 day extension is granted by the ICT. This extension shall be documented on the Daily Record of Segregation, DC6-229. If it is necessary to continue the inmate's confinement beyond this first extension, written authorization must be obtained from the SCO for a 30 day extension. This authorization shall be attached to the DC6-229. The SCO shall have the authority to authorize additional 30 day extensions as necessary. Examples of circumstances for placing an inmate in administrative confinement for this reason include:

1. Pending an evaluation for placement in close management.
2. Special review against other inmates, disciplinary, or management transfer. Transfers for this reason shall be given priority.
3. Pending an investigation into allegations that the inmate is in fear of a staff member. The protection process outlined in subsection (c) above shall not be utilized for this purpose.
4. Any other reason when the facts indicate that the inmate must be removed from the general inmate population for the safety of any inmate or group of inmates or for the security of the institution.

(e) Mental health reasons. Clinical health care personnel shall have the authority to place an inmate in administrative confinement for this reason and the length of time spent in this status shall not exceed five calendar days.

(f) When an inmate is received on transfer from another institution and there is not sufficient time to review the inmate file and classify the inmate into general population. A senior correctional officer or above has the authority to place an inmate into administrative confinement for this reason. The length of time spent in administrative confinement for this reason shall not exceed two working days. If the initial review suggests that a further investigation is necessary prior to release, the inmate's status can be changed to pending investigation.

(4) Administrative Confinement Facilities.

(a) The number of inmates housed in an administrative confinement cell shall not exceed the number of bunks in the cell. Exceptions may be made during an emergency situation as approved by the warden or the ICT, but such exceptions shall not continue for more than 24 hours without the specific authorization of the regional director. Prior to placing inmates in the same cell, a determination shall be made that none of the inmates constitute a threat to any of the others.

(b) All administrative confinement cells shall be equipped with toilet facilities and running water for drinking and other sanitary purposes. Water in the cell can be turned off when necessary due to misbehavior. In such event, the inmate occupant shall be furnished with an adequate supply of drinking water by other means to prevent dehydration. This action shall be documented on Form DC6-229, Daily Record of Segregation.

(c) Prior to placement of an individual in an administrative confinement cell, it shall be thoroughly inspected to ensure that it is in proper order and the inmate housed in that cell shall then be held responsible for the condition of the cell.

(d) The administrative confinement cells shall be physically separate from other confinement cells, whenever possible given the physical design of the facility and the number of inmates housed in administrative confinement shall not exceed the number of bunks in the cell. Whenever such location is not possible, physical barriers shall preclude the cross association of those in administrative confinement with those in other status confinement. Administrative confinement cells shall be built to permit verbal communication and unobstructed observation by the staff.

(5) Conditions and Privileges.

(a) Clothing – Inmates in administrative confinement shall be provided the same clothing and clothing exchange as the general inmate population unless there are facts to suggest that on an individual basis exceptions are necessary for the welfare of the inmate or the security of the institution. In such cases, the exceptions shall be documented on Form DC6-229 and approved by the chief of security. Shower slides may be substituted for regulation shoes. Any item may be removed from the cell in order to prevent the inmate from inflicting injury to himself or herself or others or to prevent the destruction of property or equipment. If an inmate's clothing is removed, a modesty garment shall be immediately obtained and given to the inmate. If the inmate chooses not to wear the garment, the garment shall be left in the cell and this action shall be documented on Form DC6-229. Under no circumstances shall an inmate be left without a means to cover himself or herself.

(b) Bedding and linen – Bedding and linen for those in administrative confinement shall be issued and exchanged the same as is provided to the general inmate population. Any exceptions shall be based on potential harm to individuals or a

threat to the security of the institution. The shift officer in charge or the confinement lieutenant must approve the action initially. Such exceptions shall be documented on Form DC6-229 and the Chief of Security shall make the final decision in regard to the appropriateness of the action no later than the next working day following the action.

(c) Personal Property – Inmates shall be allowed to retain Personal Property including stamps, watches, rings and health and comfort items unless there is a indication of a security problem, in which case removal of any item shall be documented on Form DC6-229 and a property receipt issued.

(d) Comfort Items – Inmates in administrative confinement shall be permitted personal hygiene items and other medically needed or prescribed items such as eye glasses or hearing aids, except when security requirements dictate otherwise. Inmates in administrative confinement shall not possess any products that contain baby oil, mineral oil, cocoa butter, or alcohol. In the event certain items that inmates in administrative confinement are not normally prohibited from possessing are removed, the senior correctional officer shall be notified and must approve the action taken, or the item must be returned to the inmate. Action taken shall be recorded on the Daily Record of Segregation, Form DC6-229, which must be reviewed by the Chief of Security. Property receipts shall be given for any personal property removed. The following comfort items shall be provided as a minimum: toothbrush, toothpaste, bar of soap, towel or paper towels, and feminine hygiene products for women, and toilet tissue.

(e) Personal Hygiene – Inmates in administrative confinement shall meet the same standards in regard to personal hygiene as required of the general inmate population.

1. At a minimum each inmate in confinement shall shower three times per week and on days that an inmate works.

2. Male inmates shall be required to shave at least three times per week. Hair care shall be the same as that provided to and required of the general population inmates.

(f) Diet and Meals – All inmates in administrative confinement shall receive normal institutional meals as are available to the general inmate population except that if any item on the normal menu might create a security problem in the confinement area, then another item of comparable quality shall be substituted. Substitutions shall be documented on the Daily Record of Segregation, Form DC6-229.

(g) Canteen Items – Inmates in administrative confinement shall be allowed to make canteen purchases once every other week. Items sold to administrative confinement inmates shall be restricted when reasonably necessary for institutional safety and security.

1. Inmates in administrative confinement shall be allowed to purchase a maximum of four canteen food items. In making this determination, it is the number of food items that is counted, not the type of item. For example, three packages of cookies count as three items, not one item.

2. Inmates in administrative confinement shall be allowed to purchase a maximum of five non-food canteen items. In making this determination, with the exception of stamps and notebook paper, it is the number of non-food items that is counted, not the type of item. For example, three security pens counts as three items, not one item. Twenty-five stamps or fewer shall count as one item and two packages or less of notebook paper shall count as one item.

(h) Counseling Interviews – Inmates in administrative confinement may be removed from their cells to attend any counseling session when there is no security problem involved.

(i) Visiting – All visits for inmates in administrative confinement must be approved in advance by the ICT or warden. Requests for inmates in administrative confinement to visit shall be in writing to the ICT. Those inmates who are a threat to the security of the institution shall be denied visiting privileges. Attorney-client visits shall not be restricted except on evidence that the visit would be a threat to security or order.

(j) Telephone – Telephone privileges are allowed for emergency situations, when necessary to ensure the inmate's access to courts, or in any other circumstance when a call is authorized by the ICT or warden.

(k) Legal Access – Legal materials shall be as accessible to inmates in administrative confinement as to inmates in general population as long as security concerns permit. An inmate in confinement may be required to conduct legal business by correspondence rather than a personal visit to the law library if security requirements prevent a personal visit. However, all steps shall be taken to ensure the inmate is not denied needed access while in confinement. Although the inmate may not be represented by an attorney at any administrative hearing, access shall be granted for legal visits at any reasonable time during normal business hours to the inmate's attorney or aide to that attorney. Indigent inmates shall be provided paper and writing utensils in order to prepare legal papers. Inmates who are not indigent shall be allowed to purchase paper and envelopes for this purpose through a canteen order. Typewriters or typing services are not considered required items and shall not be permitted in confinement cells.

(l) Correspondence – Inmates in administrative confinement shall have the same opportunities for correspondence that are available to the general inmate population.

(m) Writing utensils – Inmates in administrative confinement shall possess only security pens, with a possession limit of four pens. Other types of pens shall be confiscated and stored until the inmate is released from administrative confinement status. A security pen is a specially designed pen, approved by the Bureau of Security Operations, that is flexible so that it bends under pressure and has a tip that retracts under excessive pressure. If no security pens are available, the inmate shall be allowed to sign out a regular pen

from the confinement unit officer. All care shall be taken to ensure that an inmate who requests access to a pen in order to prepare legal documents or legal mail or to file a grievance with the department has access to a pen for a time period sufficient to prepare the legal mail, documents, or grievances.

(n) Reading materials – Reading materials and other privileges shall be permitted on an individual basis for those inmates in administrative confinement. Safety, sanitation and security factors shall be considered when making such decisions.

(o) Library Services – Only one book at a time may be checked out. Books may be checked out once weekly.

(p) Exercise – Those inmates confined on a 24-hour basis excluding showers and clinic trips may exercise in their cells. However, if confinement extends beyond a 30-day period, an exercise schedule shall be implemented to ensure a minimum of three hours per week of exercise out of doors. Such exercise periods shall be documented on Form DC6-229. The ICT is authorized to restrict exercise for an individual inmate only when the inmate is found guilty of a major rule violation. In this instance, a major rule violation is defined as: any assault, battery or attempted assault or battery; any spoken or written threat towards any person; inciting, attempting to incite or participating in any riot, strike, mutinous act or disturbance; fighting; possession of weapons, ammunition, explosives or escape paraphernalia; escape or escape attempt. Inmates shall be notified in writing of this decision and may appeal through the grievance procedure. The denial of exercise shall be for no more than 15 days per incident and for no longer than 30 days in cumulative length. If the inmate requests a physical fitness program handout, the wellness specialist or the confinement officer shall provide the inmate with an in-cell exercise guide and document such on the Daily Record of Segregation. Medical restrictions can also place limitations on the exercise periods. Recreational equipment may be available for the exercise period provided such equipment does not compromise the safety or security of the institution.

(6) Restraint and Escort Requirements.

(a) Prior to opening any cell for any purpose, including exercise, medical or disciplinary call-outs, telephone calls, recreation, and visits, all inmates in the cell shall be handcuffed behind their backs, unless documented medical conditions require that an inmate be handcuffed in front. In such cases, escort officers shall be particularly vigilant.

(b) A minimum of two officers shall be physically present at the cell whenever the cell door is opened.

(c) Prior to escorting an inmate from a cell, the inmate shall be thoroughly searched. If the inmate is being taken outside the immediate housing unit, leg irons and other appropriate restraint devices shall be applied.

(d) After the required restraints are applied, the inmate has been thoroughly searched, and the cell door has been secured, the second officer is authorized to leave the area.

(e) If two inmates are being escorted from the same cell, both inmates can be escorted at the same time provided that the second officer remains to escort the second inmate and no other movement is occurring on the wing. During all other situations, only one inmate at a time shall be escorted on each confinement wing.

(f) Inmates in administrative confinement shall receive a personal contact a minimum of:

1. At least every 30 minutes by a correctional officer, but on an irregular schedule.

2. Daily by the area housing supervisor.

3. Daily by the officer-in-charge on duty for all shifts except in case of riot or other institutional emergency.

4. Daily by the Chief of Security (when on duty at the facility) except in case of riot or other institutional emergency.

5. Daily by a clinical health care person.

6. Weekly by the chaplain. More frequent visits shall be made upon request of the inmate if the chaplain's schedule permits.

7. Weekly by the warden and assistant wardens.

8. At least once a week by a classification officer.

9. At least once a month by a member of the Institutional Classification Team to ensure that the inmate's welfare is properly provided for, and to determine the time and method of release or any program changes.

(g) Any inmate who has demonstrated behavior that is or could be harmful to himself or herself shall be designated as a special risk inmate. If the inmate demonstrates bizarre, mentally disordered, or self-destructive behavior, the medical department shall be immediately contacted to determine if special watch or suicide watch procedures shall be initiated. Suicidal inmates shall be removed to a designated area where a correctional officer or health care staff provides observation. Visual checks shall be made in accordance with medical protocols or at least every 30 minutes and shall be documented on Form DC4-650, Observation Checklist/Restraint Observation Checklist, until the inmate is no longer considered a special risk inmate. All actions taken by staff with regard to special risk inmates shall be documented on Form DC6-229 and followed with an Incident Report, Form DC6-210. Form DC6-210 is incorporated by reference in (10) of this rule.

(7) Review of Administrative Confinement.

(a) A classification officer shall review inmates in administrative confinement at least once every week. The Institutional Classification Team shall also review inmates in administrative confinement every week. The goal shall be toward returning the inmate to open population as soon as the facts of the case indicate that this can be done safely.

(b) Any inmate assigned to administrative confinement for more than 30 days shall be given a psychological assessment by mental health professional, staff to determine his or her mental condition. The assessment shall include a personal interview. The psychologist or psychological specialist shall

prepare a report to the ICT with the facts of the case. The ICT shall then make a decision regarding continuation of confinement. Any recommendations by the psychologist or psychologist specialist that the inmate be released from administrative confinement shall be forwarded by the ICT to the SCO. All such assessments shall be documented in the mental health record. If the decision is to continue confinement and that confinement extends beyond 90 days, a new psychological assessment shall be completed each 90-day period.

(c) If an inmate is confined for more than 30 days, the ICT shall interview the inmate and shall prepare a formal assessment and evaluation report. Such reports may be in a brief paragraph form detailing the basis for confinement, what has transpired since the last report, the decision concerning continued confinement and the basis for that decision.

(d) The State Classification Office (SCO) at the next onsite visit shall review such reports and may interview the inmate before determining the final disposition of the inmate's administrative confinement status.

(8) Administrative Confinement Records.

(a) A Report of Administrative Confinement, Form DC6-233a, shall be kept for each inmate placed in administrative confinement. A photocopy of the DC6-233a, with section I completed, shall be kept in administrative confinement with the other confinement records for each inmate. Upon completion of the DC6-233a, the white copy of the form shall be mailed to central office to be filed in the central office inmate record and the yellow copy shall be filed in the institutional inmate record.

(b) A Daily Record of Segregation, Form DC6-229, shall be maintained for each inmate as long as he is in administrative confinement. The DC6-229 shall be utilized to document any and all activities, including cell searches, any items removed, showers, recreation, haircuts and shaves. If items that inmates in administrative confinement are not prohibited from possessing are denied or removed from the inmate, the shift officer-in-charge or the confinement lieutenant must approve the action initially. The items denied or removed shall be documented on Form DC6-229 and the Chief of Security shall make the final decision in regard to the appropriateness of that action no later than the next working day following the action. The supervising officer shall make a notation of any unusual occurrences or changes in the inmate's behavior and any action taken. Changes in housing location or any other special action shall also be noted. The DC6-229 shall be maintained in the housing area for one week, at which time the form shall be forwarded to the ICT for review. Once reviewed, these forms shall be forwarded to classification to be filed in the institutional inmate record.

(c) An Inspection of Special Housing Record, Form DC6-228, shall be maintained in each administrative confinement area. Each staff person shall sign such record

when entering and leaving the confinement area. Prior to leaving the confinement area, each staff member shall indicate any specific problems including any inmate who requires special attention. Upon completion, the DC6-228 shall be maintained in the housing area and forwarded to the Chief of Security on a weekly basis where it shall be maintained on file pursuant to the current retention schedule. Form DC6-228 is incorporated by reference in (10) of this rule.

(9) Staffing Issues.

(a) Officers assigned to a confinement unit shall be rotated to another assignment every 18 months for a period of at least one year. Any officer assigned to a confinement post shall be authorized a minimum period of five days annual leave or a five day assignment to a less stressful post every six months.

(b) The Inspector General shall notify the warden and regional director of any officer involved in eight or more use of force incidents in an 18 month period. The regional director shall review the circumstances for possible reassignment.

(10) Forms. The following forms referenced in this rule are hereby incorporated by reference. A copy of any of these forms may be obtained from the Forms Control Administrator, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) Form DC6-233a, Report of Administrative Confinement, effective date _____.

(b) Form DC6-228, Inspection of Special Housing, effective date _____.

(c) Form DC4-650, Observation Checklist/Restraint Observation Checklist, and effective date _____.

(d) Form DC6-210, Incident Report, effective date _____.

(e) Form DC6-234, Report of Protective Management, effective date _____.

(f) Form DC6-229, Daily Record of Segregation, effective date _____.

(g) Form DC6-203, Protection Waiver/Appeal Decision Form, and effective date _____.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History—New 4-7-81, Amended 6-23-83, 3-12-84, Formerly 33-3.081, Amended 4-22-87, 8-27-87, 7-10-90, 12-4-90, 3-24-97, 4-26-98, 10-5-98, Formerly, Amended _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Protective Management

RULE NO.: 33-602.221

PURPOSE AND EFFECT: The proposed rule substantially rewords the existing rule; its purpose is to provide definitions of terms, clarify titles and applicable forms; and to provide clarification as to procedures relating to, placement in, and conditions of, protective management. The effect is to clarify: procedures for placement in protective management; restrictions on canteen items; exercise restrictions and fitness programs; increase the minimum number of hours for exercise; staff contacts; provisions relating to special risk inmates;

review of and release from protective management; and, procedures relating to maintenance of records relating to protective management.

SUBJECT AREA TO BE ADDRESSED: Protective Management.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.34, 945.04 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., June 7, 2000

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.221 Protective Management.

(1) Definitions.

(a) Administrative Confinement refers to a special management status which segregates inmates from the general population usually pending other formal decisions such as disciplinary confinement, close management, protective management or transfer.

(b) Classification refers to the system of processes which divides inmates into groups for a variety of purposes including facility placement, custody assessment, work and program assessment and placement, housing assessment and placement, periodic reviews, and community, transition, and special needs assessments.

(c) Classification – External, refers to processes related to decisions regarding the custody and facility – placement of an inmate outside the secure perimeter of a facility.

(d) Classification – Internal, refers to processes related to decisions regarding housing, work, and program- placement of an inmate within the secure perimeter of a facility.

(e) Area Housing Supervisor refers to the Correctional Officer Sergeant or above in charge of the confinement unit for a particular shift.

(f) Clinical Health Care Personnel refers to a Physician, Clinical Associate, Nurse, Correctional Medical Technician Certified (CMTCC), Psychologist, or Psychologist Specialist.

(g) Institution Classification Team (ICT) refers to the committee consisting of the Warden or Assistant Warden, Classification Supervisor, and Chief of Security that is

responsible for making work, program, housing and inmate status decisions at a facility and for making other recommendations to the State Classification Office (SCO).

(h) Investigating Official, where used herein, refers to the person in charge of the investigation of the circumstances involving an inmate's confinement. This person must be a Shift Supervisor, Institutional Inspector, Classification Supervisor, or above. The investigating official is authorized to assign others of lesser rank to conduct the investigation.

(i) Protective Management refers to a special management status for the protection of inmates from other inmates in an environment as representative of that of the general population as is safely possible.

(j) Senior Correctional Officer refers to a Correctional Officer Lieutenant or above.

(k) Special Management refers to the separation of an inmate from the general population in a structured environment for purposes of safety, security, and order of the facility. Statuses for inmates requiring specialized housing and supervision are administrative confinement and protective management.

(l) Special Risk Inmate refers to any inmate who has demonstrated behavior that is or could be harmful to himself.

(m) State Classification Office (SCO) refers to a staff member at the Central Office level who is responsible for the review of inmate classification decisions. Duties include the approval or rejection of Institutional Classification Team recommendations.

(2) Procedures for placement in Protective Management.

(a) Protective management is not disciplinary in nature and inmates in protective management are not being punished and are not in confinement. The treatment of inmates in protective management shall be as near that of the general population as the individual inmate's safety and security concerns permit.

(b) Inmates on death row, in close management or disciplinary confinement are not eligible for placement in protective management. However, if an inmate in one of these statuses requests protection, procedures outlined in 33-602.220 shall begin.

(c) If it is determined that the inmate needs protection, the inmate will be afforded such protection in his or her current status. Upon completion of that special status, the institutional classification team (ICT) shall make recommendations to the state classification office (SCO), who shall determine the appropriate action to resolve the inmate's protection needs.

(d) The inmate shall be interviewed by the housing supervisor and a review shall be initiated to determine if any of the inmates in the protective management unit are a threat to the inmate being placed or if the inmate being placed is a threat to other inmates in the unit. If the inmate can not be placed for these reasons the housing supervisor shall place or maintain the inmate in administrative confinement until the issue can be

expeditiously resolved. The case shall be immediately forwarded to the ICT for review. The ICT shall review the case and interview the inmate and forward recommendations to the SCO. The SCO shall review the case and may interview the inmate and make a final decision to resolve protection.

(3) Protective Management Facilities.

(a) The number of inmates housed in protective management housing units shall not exceed the number of bunks in the cell. Exceptions may be made during an emergency situation as approved by the warden or the ICT, but such exceptions shall not continue for more than 24 hours without the specific authorization of the regional director. Prior to placing inmates in the same cell, a determination shall be made that none of the inmates constitute a threat to any of the others.

(b) All protective management housing units shall be equipped with toilet facilities and running water for drinking and other sanitary purposes and other furnishings as are provided to comparable housing units for general population inmates at the particular institution.

(c) Prior to placement of an individual in a protective management housing unit, it shall be thoroughly inspected to ensure that it is in proper order and the inmate housed in that cell shall then be held responsible for the condition of the cell.

(d) The protective management housing units shall be physically separate from other housing units, whenever possible given the physical design of the facility and the number of inmates housed in protective management shall not exceed the number of bunks in the protective housing unit. Whenever such location is not possible, physical barriers shall preclude the cross association of those in protective management with those in other statuses. Protective management housing units shall be built to permit verbal communication and unobstructed observation by the staff.

(4) Conditions and Privileges.

(a) Clothing – Inmates may wear shower slides or personal canvas shoes while in their housing units, but regulation shoes shall be required for work assignments. Otherwise the clothing for inmates in protective management shall be the same as that issued and exchanged to the general inmate population except when there is an indication of a security or health problem or when additional clothing is required for a work assignment. In such cases, when clothing is denied to an inmate it shall be noted on Form DC6-235, Record of Protective Management, stating the reasons for such denial. Form DC6-235 is incorporated by reference in (10) of this rule.

(b) Bedding and linen – Bedding and linen shall be issued and exchanged for protective management inmates the same as for the general inmate population.

(c) Personal Property – Inmates shall be allowed to retain personal property including stamps, a watch, a radio, a ring, authorized self-improvement and reading materials and similar health and comfort items as general population inmates unless

there is an indication of a security problem, in which case removal or denial of any item shall be documented on Form DC6-235, Record of Protective Management, and a property receipt shall be issued. All property retained by inmates must fit into the storage area provided, which shall be the same size as provided for general population inmates.

(d) Comfort Items – Inmates in protective management shall be permitted personal hygiene items and other medically needed or prescribed items such as eye glasses and hearing aids, except when security requirements dictate otherwise. In the event that comfort items are taken from inmates in protective management, the senior correctional officer on duty shall be notified and must approve or disapprove the action taken. Action taken shall be documented on the Record of Protective Management, Form DC6-235 which must be reviewed by the chief of security. Property receipts shall be given for any personal property removed. The following comfort items shall be provided as a minimum: toothbrush, toothpaste, bar of soap, towel or paper towels, toilet tissue, and feminine hygiene products for women. Comfort items shall be the same as those provided general population inmates.

(e) Personal Hygiene – Inmates in protective management shall meet the same standards in regard to personal hygiene as required of the general inmate population.

1. As a minimum each inmate in protective management shall shower at least three times per week or every day that an inmate works.

2. Male inmates shall be required to shave at least three times per week. Hair care shall be the same as that provided to and required of the general population inmates.

(f) Diet and Meals – Inmates in protective management shall be fed in the dining room unless individual circumstances adversely affecting the safety of a particular inmate preclude dining room feeding for the inmate. If particular security reasons as determined by institution staff prevent dining room feeding, the inmate's meal shall be served in the day room or the inmate's housing unit. Inmates in protective management shall receive normal institutional meals as are available to the general population, except that if any item on the normal menu might create a security problem for a particular inmate, then another item of comparable quality shall be substituted. Substitutions shall be documented on the Record of Protective Management, Form DC6-235.

(g) Canteen Items – Inmates in protective management shall be allowed to make canteen purchases the same as general population inmates. Items sold to protective management inmates shall be restricted only when reasonably necessary for institutional safety and security.

(h) Counseling Interviews – Inmates in protective management may be removed from their housing units to attend interviews when there is no security problem involved in such removal.

(i) Visiting – A visiting schedule shall be implemented to ensure a minimum of two hours a week for inmates to receive visits. A visiting time for protective management inmates shall be set aside in the visiting park either before or after visiting hours for general population inmates, during visiting hours if separate facilities for visitation are available, or on different days from the general population. Visiting shall be limited by the warden or his or her designee when it is concluded that a threat to the inmate exists by allowing visitation in the visiting area or when supervision is limited. The warden or ICT is authorized to make exceptions for visitors who have traveled a great distance. Attorney-client visits shall be in accordance with rule 33-601.711 and shall not be restricted except on evidence that the visit would be a threat to security and order. The warden or his or her designee must approve all visits in advance.

(j) Telephone – Inmates in protective management shall be allowed to make one call per week of at least 10 minutes, except at Florida State Prison. However, if telephones are available in the dayroom, protective management inmates shall be allowed to make calls in the same manner as general population inmates.

(k) Legal Access – inmates in protective management shall have access to the law library during evening or other hours when general population inmates are not present. If security reasons prevent a visit, access shall be provided through correspondence or visits from the inmate law clerk. All steps shall be taken to ensure the inmate is not denied needed legal access while in protective management. Inmates shall be provided paper and writing utensils in order to prepare legal papers. Typewriters or typing services are not considered required items and will not be permitted in protective management housing units.

(l) Correspondence – Inmates in protective management shall have the same opportunities for correspondence and authorized self-improvement correspondence courses that are available to the general inmate population.

(m) Library – Inmates in protective management shall be allowed to visit the library and check out books at least once weekly, except as provided in rule 33-602.221(7).

(n) Exercise – an exercise schedule shall be implemented to ensure a minimum opportunity of three hours per week of exercise out of doors. The ICT is authorized to restrict exercise for an individual inmate when the inmate continues to pose a serious threat to the safety, security and order of the institution by recent demonstrations of violence, by continuing threats of physical harm, written or spoken, toward staff and other inmates; by involvement in acts which seriously interfere with the staff's daily security functions; or by actions demonstrating an extreme escape risk. Inmates shall be notified in writing of this decision and may appeal through the grievance procedure. The denial of exercise shall be for the shortest length of time to accomplish the goal of safety, security and order within the

institution and shall be documented on Form DC6-235, Record of Protective Management. If the inmate requests a physical fitness program handout, the wellness specialist or the housing officer shall provide the inmate with an in-cell exercise guide and document such on the Daily Record of Segregation, Form DC6-229. Form DC6-229 is incorporated by reference in (10) of this rule. Medical restrictions may also place limitations on exercise periods. Similar recreational equipment shall be available as is available for general population inmates for the exercise period provided that such equipment does not compromise the safety or security of the institution.

(o) Religious activities – Religious activities a weekly non-denominational service shall be held for protective management inmates in the chapel. This service shall be held at the protective management housing unit if security reasons prevent chapel service. The chaplain shall arrange for religious consultations between inmates and outside volunteers, counsel with clergy and the opportunity to receive religious sacraments similar to that afforded to the general population when requested.

(p) Self-improvement programs – Self-improvement programs or leisure activities shall be available in their housing area, or in separate locations within the institution that conform with the need for security. Self-improvement programs include academic education, vocational training, correspondence courses or self-directed study activities, religious activities, television, quiet activities or letter writing.

(q) Any other activities which take place outside the inmate's cell. Inmates may refuse opportunities for out-of-cell activities, however, such refusals shall constitute a portion of the required minimum hours of out-of-cell time. All out-of-cell activities and refusals shall be documented on Form DC6-235, Record of Protective Management.

(5) Work assignments.

(a) Within 10 days of the protective management determination, work opportunities consistent with medical grades shall be available to inmates in protective management during the day, evening or night hours. All inmates shall be provided the opportunity for work assignments regardless of medical grade except when precluded by doctor's orders for medical reasons. Work shall be cancelled for an individual inmate or a work squad when staff concludes the work or work assignment would subject the inmate to danger or if adequate staff protection is not available. Each occurrence of work cancellation will be documented with reasons for the action and shall be reviewed by the warden or ICT the following day. Refusal of a work assignment shall result in disciplinary action pursuant to rules 33-601.301-33-601.314. Inmates who refuse work assignments will not be allowed other housing unit activities. Those who accept work assignments shall be subject to awards of gain time pursuant to rule 33-601.101 in the same manner as general population.

(b) Inmates in protective management who are medically able to work and who work shall be afforded an opportunity for at least an additional 20 hours of out-of-cell time per week for activities. Each protective management unit shall have a day room or common area equipped with a similar equipment, recreational and otherwise, as those for general population provided that such equipment does not compromise the safety or security of the institution.

(c) Other privileges shall be restricted on a daily case-by-case basis when such restrictions are necessary for the security, order or effective management of the institution. All such restrictions shall be documented on Form DC6-234, Report of Protective Management, and reported to the ICT. Form DC6-234 is incorporated by reference in (10) of this rule. The ICT is authorized to restrict privileges on a continuing basis after a determination that such restrictions are necessary for the security, order, or effective management of the institution. The ICT's decision for continuing restriction shall also be documented on Form DC6-235, Record of Protective Management.

(6) Restraint and Escort Requirements.

(a) Protective management inmates shall be handcuffed or otherwise restrained when individual security concerns associated with that inmate require such action.

(b) Protective management inmates shall be subject to searches in the same manner as general population inmates in accordance with rule 33-602.204.

(7) Contact by Staff.

(a) Inmates in protective management shall receive a personal contact a minimum of:

1. At least every hour by a correctional officer, but on an irregular schedule.

2. Daily by the area housing supervisor.

3. Daily by the officer-in-charge on duty for all shifts except in case of riot or other institutional emergency.

4. Daily by the Chief of Security (when on duty at the facility) except in case of riot or other institutional emergency.

5. Daily by a clinical health care person.

6. Weekly by the chaplain. More frequent visits shall be made upon request of the inmate if the chaplain's schedule permits.

7. Weekly by the warden and assistant wardens.

8. At least once a week by a classification officer.

9. At least once a month by a member of the Institutional Classification Team to ensure that the inmate's welfare is properly provided for, and to determine the time and method of release or any program changes.

(b) Any inmate who has demonstrated behavior that is or could be harmful to himself or herself shall be designated as a special risk inmate. If the inmate demonstrates bizarre, mentally disordered, or self-destructive behavior, the medical department shall be immediately contacted to determine if

special watch or suicide watch procedures shall be initiated. Suicidal inmates shall be removed to a designated area where a correctional officer or health care staff provides observation. Visual checks shall be made in accordance with medical protocols or at least every 30 minutes and shall be documented on Form DC4-650, Observation Checklist/Restraint Observation Checklist, until the inmate is no longer considered a special risk inmate. All actions taken by staff with regard to special risk inmates shall be documented on Form DC6-229, Daily Record of Segregation, and followed with an Incident Report, Form DC6-210. Forms DC4-650 DC6-210 are incorporated by reference in (10) of this rule.

(8) Review of Protective management.

(a) A classification officer shall review inmates in protective management every week. The Institutional Classification Team shall also review inmates in protective management every week. The goal shall be toward returning the inmate to open population as soon as the facts of the case indicate that this can be done safely.

(b) Any inmate assigned to protective management for more than 30 days shall be given a psychological assessment by mental health professional, staff to determine his or her mental condition. The assessment shall include a personal interview. The psychologist or psychological specialist shall prepare a report to the ICT with the facts of the case. The ICT shall then make a decision regarding continuation of the protection needs. Any recommendations by the psychologist or psychologist specialist that the inmate be released from protective management shall be forwarded by the ICT to the SCO. All such assessments shall be documented in the mental health record. If the decision is to continue protective management and that protective status extends beyond 90 days, a new psychological assessment shall be completed each 90-day period.

(c) If an inmate is housed for more than 30 days, the ICT shall interview the inmate and shall prepare a formal assessment and evaluation report. Such reports may be in a brief paragraph form detailing the basis for protection, what has transpired since the last report, the decision concerning continued protection and the basis for that decision.

(d) The State Classification Office (SCO) shall review all reports prepared by the ICT concerning an inmates protective management and may interview the inmate before determining the final disposition of the inmate's protective management status. However, the State Classification Office shall conduct an onsite interview with each inmate at least once every six months or as often as necessary to determine if continuation, modification, or removal from protective management status is appropriate.

(e) If the inmate submits a request for release in writing at any time after being placed in protective management, the area housing supervisor shall provide the inmate with a Form DC6-203, Protection Waiver/Appeal Decision Form. Form

DC6-203 is incorporated by reference in (10) of this rule. The inmate shall complete Form DC6-203 and return it to the area housing supervisor for submission to the ICT along with the inmate's written request. The ICT shall review the inmate's request and place the inmate on the docket. The ICT shall interview the inmate and submit their recommendation along with the DC6-203 and any other documentation to the SCO for final consideration. The SCO review and decision shall be conducted during the next routine on-site visit.

(9) Protective Management Records.

(a) A Report of Protective Management, Form DC6-234 shall be kept for each inmate placed in protective management.

(b) An Inspection of Special Housing Record, Form DC6-228 shall be maintained in each protective management area. Form DC6-228 is incorporated by reference in (10) of this rule. Each staff person shall sign the record when entering and leaving the protective management area. Prior to leaving the protective management area, each staff member will indicate any specific problems including any inmate who requires medical attention.

(c) A Record of Protective Management, Form DC6-235 shall be maintained for each inmate as long as the inmate is in protective management. Once the inmate is released from protective management, Form DC6-235 will be forwarded to classification to be filed in the institutional inmate record. This form shall be used to record any action, remarks or disposition made on a specific inmate. Notations shall be made on Form DC6-235 by medical staff, the ICT, the SCO or other staff dealing directly with the inmate. If items are denied or removed from the inmate, the senior correctional officer on duty must approve the action. The items denied or removed will be documented on the Form DC6-235 and the chief of security will make the final decision in regard to the appropriateness of that action no later than the next working day following this action. The supervising officer will document any unusual occurrences or changes in the inmate's behavior and any action taken. Changes in housing location or any other special action will also be documented.

(10) Forms. The following forms referenced in this rule are hereby incorporated by reference. A copy of any of these forms may be obtained from the Forms Control Administrator, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) Form DC4-650, Observation Checklist/Restraint Observation Checklist, effective date _____.

(b) Form DC6-203, Protection Waiver / Appeal Decision effective date _____.

(c) Form DC6-210, Incident Report, effective date _____.

(d) Form DC6-228, Inspection of Special Housing Record, effective date _____.

(e) Form DC6-229, Daily Record of Segregation, effective date _____.

(f) Form DC6-234, Report of Protective Management, effective date _____.

(g) Form DC6-235, Record of Protective Management, effective date _____.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.34, 945.04 FS. History--New 6-23-83, Formerly 33-3.082, Amended 3-12-84, 7-10-90, 12-4-90, 4-26-98, Formerly 33-3.0082, Amended _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Works of the District Basins
RULE CHAPTER NO.: 40E-61

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act ("EFA"), Section 373.4592(4)(a)8., Florida Statutes (F.S.), which specifies that certain 298 Districts, "shall divert the discharges within the Everglades Construction Project" from Lake Okeechobee so that the primary discharge plan will divert flow south through the Everglades Agricultural Area (EAA). These lake discharges are currently permitted under Chapter 40E-61, FAC. Chapters 40E-61 and 40E-63 will require amendments to effectuate the diversion. The effect of the proposed rule amendments is timely compliance with the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development for amendments to Chapters 40E-61 and 40E-63, Florida Administrative Code (FAC.), to modify EAA Basin load calculations and EAA permitting provisions to account for the Chapter 298 District diversion project.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 1:30 p.m. – 3:30 p.m., June 2, 2000

PLACE: South Florida Water Management District Headquarters, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail jjenniso@sfwmd.gov).

Although Governing Board meetings, hearings and workshops 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 any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Everglades Program
RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act ("EFA"), Section 373.4592(4), Florida Statutes (F.S.). A component of the EFA Everglades Program is Everglades water supply and hydroperiod improvement and restoration. The Best Management Practice (BMP) replacement water model is being reviewed to determine if updates are necessary to the model based on current data. Updates could affect Rule 40E-63.211.

Additionally, the EFA mandates a 25 percent reduction in the total phosphorus load discharged from the Everglades Agricultural Area (EAA). The District is required to calculate the EAA Basin compliance annually. Chapter 40E-63, FAC., established a formal procedure to calculate phosphorus loads. Amendments to the rule are necessary to modify the basin load calculation procedures to account for the construction of Stormwater Treatment Areas (STAs) and the 298 District Diversion Project. The proposed amendments will reflect adjusted land areas and new monitoring locations associated with the projects.

Other proposed amendments are to clarify the review process for minor modifications to permits and to correct typographical errors in the current rule.

The effect of the proposed rule amendments is timely compliance with the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development for amendments to Chapter 40E-63, Florida Administrative Code (FAC.), to:

- (1) Modify EAA Basin load calculations to reflect adjusted land areas and new monitoring locations associated with the construction of STAs and the Chapter 298 District Diversion Project;
- (2) Update the BMP replacement water model; and
- (3) Modify typographical errors in the current BMP rule and authorize minor or letter modifications to permits.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 1:30 p.m. – 3:30 p.m., June 2, 2000

PLACE: South Florida Water Management District Headquarters, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail jjenniso@sfwmd.gov).

Although Governing Board meetings, hearings and workshops 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 any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Everglades Program RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4)(a)8., Florida Statutes (F.S.), which specifies that certain 298 Districts, “shall divert the discharges within the Everglades Construction Project” from Lake Okeechobee so that the primary discharge plan will divert flow south through the Everglades Agricultural Area (EAA). These lake discharges are currently permitted under Chapter 40E-61, FAC. Chapters 40E-61 and 40E-63 will require amendments to effectuate the diversion. The effect of the proposed rule amendments is timely compliance with the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development for amendments to Chapters 40E-61 and 40E-63, Florida Administrative Code (FAC.), to modify EAA Basin load calculations and EAA permitting provisions to account for the Chapter 298 District diversion project.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 1:30 p.m. – 3:30 p.m., June 2, 2000

PLACE: South Florida Water Management District Headquarters, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail jjenniso@sfwmd.gov).

Although Governing Board meetings, hearings and workshops 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 any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Everglades Program RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4)(f)5., Florida Statutes (F.S.), which specifies, “effective immediately, landowners within the C-139 Basin shall not collectively exceed an annual average loading of phosphorus” The proposed rules will establish the compliance methodology and compliance actions required by C-139 landowners if the phosphorus load limitation for the C-139 Basin is exceeded. The effect of the proposed rule will be potential enhancement of the downstream receiving water quality in accordance with the intent of the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development to establish a compliance methodology for phosphorus load limitations for the C-139 Basin.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. – 12:00 a.m., June 2, 2000

PLACE: South Florida Water Management District Headquarters, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or

561-682-6901 (e-mail psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail jjennis@sfwmd.gov).

Although Governing Board meetings, hearings and workshops 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 any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Durable Medical Equipment and Supplies RULE NO.: 59G-4.070

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Supplies Coverage and Limitations Handbook, October 1999. The handbook contains the 1999 Durable Medical Equipment and Supplies. The effect will be to incorporate by reference in the rule the current Florida Medicaid Durable Medical Equipment and Supply Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Supply Fee Schedule.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.907(7) FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., June 5, 2000

PLACE: Agency for Health Care Administration, 2728 Ft. Knox Boulevard, Building 3, Conference Room E, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Alanna J.Wesley, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)922-7306

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.070 Durable Medical Equipment and Supplies.

(1) This rule applies to all durable medical equipment and supply providers enrolled in the Medicaid program.

(2) All durable medical equipment and supply providers enrolled in the Medicaid program must comply with the Florida Medicaid Durable Medical Equipment and Supply Services Coverage and Limitations Handbook, October 1999 ~~April 1998~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA1500 and Child Health Check-Up EPSDT, 221 incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.907(7) FS. History--New 8-26-92, Formerly 10C-7.070, Amended 5-23-94, 1-7-96, 3-4-99,_____.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE TITLES: Purpose Authority Definitions RULE NOS.: 60L-18.001 60L-18.002 60L-18.003

Non-Recurring Lump-Sum Bonus Payments – Career Service Employees 60L-18.0031 Non-Career Service Employees 60L-18.004

PURPOSE AND EFFECT: The Department will review the rules on lump-sum bonus payments to clarify whether lump-sum bonus payments need to be included in the calculation of overtime payments; review the eligibility criteria for awarding the bonuses; and describe the categories under which bonuses may be granted.

SUBJECT AREA TO BE ADDRESSED: Policies regarding the granting of lump-sum bonuses to eligible employees.

SPECIFIC AUTHORITY: 110.1246 FS.

LAW IMPLEMENTED: 110.1246 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: 2:00 p.m., June 5, 2000

PLACE: Room 301, 4040 Esplanade Way, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Ms. Carol Culbreth, Human Resource Consultant, Department of Management Services, 4050 Esplanade Way, Building 4040, Suite 360, Tallahassee, Florida 32399-0950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE AT THIS TIME.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE TITLE: Examination Review Procedure

RULE NO.: 61G10-11.003

PURPOSE AND EFFECT: The Board proposes the development of an amendment to address examination review procedure.

SUBJECT AREA TO BE ADDRESSED: Examination Review Procedure.

SPECIFIC AUTHORITY: 455.217(1),(2),(3), 481.306 FS.

LAW IMPLEMENTED: 455.217(1),(2),(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sherri Landrum, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G10-11.003 Examination Review Procedure.

(1) through (4) No change.

(5) Any applicant who takes the professional examination upon payment to the Department of the actual CLARB fee may review Sections C and E of the examination. A review of Section F will be charged at a rate of \$75.00. Reviews are not permitted for Sections A, B, or D in accordance with national guidelines. For a standard review of Sections C, E, and F, the applicant may examine at a mutually convenient time, his answer or questions, papers, grades, and grading key upon such terms and conditions set forth by the Department of Business and Professional Regulation at the office of the Board. Red-line reviews for the graphics sections are available for Sections C and E. Red-line reviews identify generalized errors that the applicant committed on vignettes in these graphics sections. Reviews of either type shall be subject to the national and Department testing security requirements in order to ensure the integrity of the examination.

Specific Authority 455.217(1),(2),(3), 481.306 FS. Law Implemented 455.217(1),(2),(3) FS. History-New 2-4-80, Amended 6-20-85, Formerly 21K-11.03, Amended 3-13-89, 5-30-91, Formerly 21K-11.003, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE TITLE: Application and Examination Fees

RULE NO.: 61G10-12.001

PURPOSE AND EFFECT: The Board proposes the development of an amendment to address Application and Examination Fees.

SUBJECT AREA TO BE ADDRESSED: Application and Examination Fees.

SPECIFIC AUTHORITY: 481.306, 481.307 FS.

LAW IMPLEMENTED: 481.307 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sherri Landrum, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G10-12.001 Application and Examination Fees.

(1) No change.

(2) The following is the examination fee schedule for the Landscape Architectural Registration Examination and the Florida Section:

(a) If you are a first-time candidate and elect to take all sections of the examination, your examination fee will be \$900.00.

(b) If you are a retake candidate or a first time candidate and elect to only take certain sections, your fee schedule is as follows:

Section A	\$65.00
Section B	\$115.00
Section C	\$230.00
Section D	\$180.00
Section E	\$225.00
Florida Section	\$300.00

The total fee for the Florida Section is \$300.00, of which \$274.00 is payable to the Department and \$26.00 is payable to the approved testing service. The \$274.00 fee payable to the

Department is due at the time of the application. The \$26.00 fee payable to the approved testing service is due at the time of the testing.

Specific Authority 481.306, 481.307 FS. Law Implemented 481.307 FS. History–New 2-4-80, Amended 3-9-84, 7-26-84, Formerly 21K-12.01, Amended 10-7-87, 11-12-89, 3-11-91, Formerly 21K-12.001, Amended 8-7-95, 1-13-99, 8-16-99.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE TITLES:	RULE NOS.:
Obtaining Inactive Status	61G10-13.005
Reactivation of Inactive License	61G10-13.007

PURPOSE AND EFFECT: The Board proposes the development of these rules to address the manner in which obtaining inactive status and reactivation of inactive status will be reviewed and approved by the Board.

SUBJECT AREA TO BE ADDRESSED: Obtaining Inactive Status; Reactivation of Inactive Status.

SPECIFIC AUTHORITY: 481.306, 481.315, 455.271(4), 455.271(9), 455.271(11) FS.

LAW IMPLEMENTED: 481.315, 455.271(4), 455.271(9), 455.271(11), 481.315(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sherri Landrum, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENTS IS:

61G10-13.005 Obtaining Inactive Status: ~~Voluntary;~~ **Involuntary.**

(1) A license to practice landscape architecture which is not renewed before the license expires at the end of the biennium prescribed by the Department shall automatically revert to delinquent inactive status for the next licensure cycle.

(2) No change.

(3) A licensee who changes from inactive to active status is not eligible to return to inactive status until the licensee completes a full licensure cycle on active status after changing his status to inactive status.

~~(4)(3)~~ Pursuant to Section 481.325(1)(i), F.S., it is unlawful to practice landscape architecture with an inactive license.

Specific Authority 481.306, 481.315(2), 481.315, 455.271(5), 455.271(2) FS. Law Implemented 481.315(2), 455.271(5), 455.271(2) FS. History–New 3-13-89, Formerly 21K-13.005, Amended _____.

61G10-13.007 Reactivation of Inactive License.

(1) An inactive license may change to active status at any time, provided the licensee meets all the requirements for active status, pays an additional licensure fees necessary to equal those imposed on an active status licensee, and pays the additional reactivation fee specified in Rule 61G10-12.002, FAC. ~~remain on inactive status for a period not to exceed four (4) years from the commencement of the biennial period that it becomes inactive.~~

(2) A license which has become inactive for less than two consecutive bienniums may be reactivated upon application to the Department and demonstration of compliance with the following conditions:

(a) Payment of the reactivation fee specified in Rule 61G10-12.002-044(3), ~~FAC.~~

(b) Proof of completion of 12 classroom hours of continuing education which fulfills the requirements of Rule 61G10-13.003(2), FAC., for each year or part of the year the license was inactive. However, a license which has been inactive for less than one (1) year is not required to satisfy this requirement.

(3) A license which has become inactive for more than two consecutive bienniums may be reactivated upon application to the Department and demonstration of compliance with the following conditions:

(a) Payment of the reactivation fee specified in Rule 61G10-12.002, FAC.

(b) Proof of completion of 12 classroom hours of continuing education which fulfills the requirements of Rule 61G10-13.003(2), FAC., for each year or part of the year the license was inactive.

(c) No more than 48 hours of continuing education as approved by the Board for more than two (2) consecutive bienniums on inactive status.

~~(4)(3)~~ The Department shall not reactivate a license unless the inactive license has paid an inactive application fee, any biennial renewal fee for reactive status not previously paid, and reactivation fee.

(5) The status or change in status of a licensee shall not alter the Board's right to impose discipline or enforce discipline previously imposed on a licensee for acts or omissions committed by a licensee while holding an active, inactive or delinquent license.

Specific Authority 481.306, 481.315, 455.271(4), 455.271(9), 455.271(11) FS. Law Implemented 481.315, 455.271(4), 455.271(9), 455.271(11) FS. History–New 3-15-89, Formerly 21K-13.007, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

RULE NO.: 61G10-14.003

PURPOSE AND EFFECT: The Board proposes the development of rule amendment to address the range of penalties in the disciplinary guidelines and in citation violations.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 481.306, 481.325, 455.227 FS., Ch. 86-90, § 2, Laws of Florida.

LAW IMPLEMENTED: 481.323, 481.325, 455.227 FS., Ch. 86-90, § 2, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sherri Landrum, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 61G10-14.003 follows. See Florida Administrative Weekly for present text.)

61G10-14.003 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) Purpose. The legislature created the Board to assure protection of the public from persons who do not meet minimum requirements for safe practice or who pose a danger to the public. Pursuant to § 455.227, F.S., the Board provides within this rule disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Part II, Chapter 481, F.S. The purpose of this rule is to notify applicants and licensees of the ranges of penalties which will routinely be imposed unless the Board finds it necessary to deviate from the guidelines for the stated reasons within this rule. Each range includes the lowest and highest penalty and all penalties falling in between. The purposes of the imposition of discipline are to punish the applicants or licensees for violation and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants or licensees from violations.

(2) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceeding pursuant to Sections 120.57(1) and 120.57(2), F.S., the board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range of penalties corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full range of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATION	PENALTY RANGE	
	MINIMUM	MAXIMUM
<u>(a) Unlicensed practice (481.323(1)(a)-(e), 455.227(1)(j) F.S.</u>		
<u>First Offense</u>	<u>6 months probation with conditions and \$1000 fine</u>	<u>Denial/revocation and \$1000 fine plus \$50 per day for over 10 worked up to \$5000</u>
<u>Second Offense</u>	<u>Revocation and \$1000 fine plus \$50 per day for over 10 worked up to \$5000</u>	<u>Revocation and \$10,000 fine</u>
<u>(b) Attempting to obtain a license or certificate by bribery, fraud or through an error of the Department or the Board. (481.323(1)(d), 481.325(1)(a),(c), 455.227(1)(h), F.S.</u>		
<u>First Offense</u>	<u>Denial/revocation, \$1000 fine and referral to State Attorney's Office if not licensed</u>	<u>Denial/revocation \$3000 fine and referral to State Attorney's Office if not licensed.</u>
<u>Second Offense</u>	<u>Revocation and \$3000 fine</u>	<u>Revocation and \$6000 fine</u>
<u>Third Offense</u>	<u>Revocation and \$6000 fine</u>	<u>Revocation and \$10,000 fine</u>
<u>(c) Knowingly conceal violations of Chapter 481 or 455, F.S. (481.323(1)(h), 481.325(1)(a); 455.227(1)(r), F.S.)</u>		
<u>First Offense</u>	<u>Reprimand and \$250 fine</u>	<u>1 year probation with conditions and \$1000 fine</u>
<u>Second Offense</u>	<u>1 year probation with conditions, and \$1000 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$1000 fine</u>
<u>Third Offense</u>	<u>6 months suspension, 1 year probation with conditions and 1000 fine</u>	<u>1 year suspension, 1 year probation with conditions and \$1000 fine</u>
<u>(d) Aiding unlicensed practice (481.325(1)(g),(k), 455.227(1)(j), F.S.)</u>		
<u>First Offense</u>	<u>Reprimand and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions and 1000 fine</u>	<u>2 years suspension, 2 years probation with conditions and \$3000 fine</u>
<u>Third Offense</u>	<u>2 years suspension, 2 years probation with conditions and \$3000 fine.</u>	<u>Revocation and \$3000 fine.</u>

<u>(e) Action taken against license by another jurisdiction (481.325(1)(d), 455.224(1)(f), F.S.)</u>			<u>Second Offense</u>	<u>1 year probation with conditions and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$3000 fine</u>
<u>First Offense</u>	<u>Imposition of discipline which would have been imposed if the substantive violation occurred in Florida and \$1000 fine</u>	<u>Suspension/denial until the license is unencumbered in the jurisdiction in which the disciplinary action was originally taken and \$1000 fine.</u>	<u>(Third Offense)</u>	<u>1 year suspension, 2 years probation with conditions and \$3000 fine</u>	<u>1 year suspension, 2 years probation with conditions \$5000 fine</u>
			<u>(i) Deceptive, untrue, or fraudulent representations in the practice of landscape architecture (481.325(1)(h), 455.227(1)(a), F.S.)</u>		
<u>Second Offense</u>	<u>Imposition of discipline which would have been imposed if the substantive violation occurred in Florida and \$1000 fine</u>	<u>Revocation until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and \$2000 fine.</u>	<u>First Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>	<u>Revocation and \$1000 fine</u>
			<u>Second Offense</u>	<u>2 years suspension, 4 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$3000 fine</u>
<u>(f) Guilt of a crime directly relating to practice or ability to practice (481.325(1)(f), F.S.)</u>			<u>Third Offense</u>	<u>5 years suspension, 10 years probation with conditions and \$5000 fine</u>	<u>Revocation and \$5000 fine</u>
<u>First Offense</u>	<u>Misdemeanor</u>	<u>Misdemeanor</u>	<u>(j) Negligence in the practice of landscape architecture (481.325(1)(h), F.S.)</u>		
	<u>Reprimand</u>	<u>Denial/(1) year suspension, 2 years probation with conditions and \$1000 fine</u>	<u>First Offense</u>	<u>Reprimand, 2 years probation with conditions and \$1000 fine</u>	<u>Denial/Revocation and \$1000 fine</u>
	<u>Felony</u>	<u>Felony</u>	<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$3000 fine</u>
	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>	<u>revocation and \$1000 fine</u>			
<u>Second Offense</u>	<u>Misdemeanor</u>	<u>Misdemeanor</u>	<u>(k) Incompetence in the practice of landscape architecture (481.325(1)(h), F.S.)</u>		
	<u>\$1000 fine</u>	<u>2 years suspension, 2 years probation with conditions and \$3000 fine</u>	<u>First Offense</u>	<u>Submit to mental/physical examination and impose conditions on practice</u>	<u>Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety</u>
	<u>Felony</u>	<u>Felony</u>	<u>Second Offense</u>	<u>Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety</u>	<u>Submit to mental/physical examination, suspension until able to practice with reasonable skill and safety and \$3000 fine</u>
	<u>Revocation and \$1000 fine</u>	<u>Revocation and \$5000 fine</u>	<u>Third Offense</u>	<u>Submit to mental/physical examination, suspension until able to demonstrate ability to practice with reasonable skill and safety and \$3000 fine</u>	<u>Renovation and \$5000 fine</u>
<u>Third Offense</u>	<u>Misdemeanor</u>	<u>Misdemeanor</u>			
	<u>2 years suspension, 2 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$5000 fine</u>			
<u>(g) Filing a false report or failing to file a report as required. (481.325(1)(f), 455.227(1)(l), 455.227(1)(l), F.S.)</u>					
<u>First Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$100 fine</u>	<u>Revocation and \$1000 fine</u>	<u>(l) Misconduct in the practice of landscape architecture (481.325(1)(h), F.S.)</u>		
<u>Second Offense</u>	<u>2 years suspension, 2 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$3000 fine</u>	<u>First Offense</u>	<u>Reprimand and \$1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>
<u>Third Offense</u>	<u>Revocation and \$3000 fine</u>	<u>Revocation and \$5000 fine</u>	<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>	<u>2 years suspension, 4 years probation with conditions and \$3000 fine</u>
<u>(h) False, deceptive or misleading advertising (481.325(1)(g), 455.227(1)(a), F.S.)</u>					
<u>First Offense</u>	<u>Reprimand</u>	<u>1 year probation with conditions and \$1000 fine</u>			

<u>Third Offense</u>	<u>2 years suspension, 4 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$3000 fine</u>	<u>(r) Exercising influence on client for financial gain (455.227(1)(n), F.S.)</u>		
				<u>First Offense</u>	<u>1 year probation with conditions and \$1000 fine</u>
					<u>1 year suspension, 2 year probation with conditions or denial and \$5000 fine</u>
<u>(m) Intentionally violating any rule adopted by the Board or the Department as appropriate (455.227(1)(q), F.S.)</u>				<u>Second Offense</u>	<u>Revocation and \$5000 fine</u>
	<u>6 months suspension, 1 year probation with conditions and 1000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$2000 fine</u>			<u>Revocation and \$10,000 fine</u>
			<u>(s) Practicing beyond scope permitted (455.227(1)(o), F.S.)</u>		
				<u>First Offense</u>	<u>Reprimand and \$100 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$2000 fine</u>	<u>2 years suspension, 4 years probation with conditions and \$4000 fine</u>			<u>6 months suspension 6 months probation with conditions or denial and \$1500 fine</u>
				<u>Second Offense</u>	<u>6 months suspension, 6 months probation with conditions and \$1500 fine</u>
					<u>1 year suspension, 1 year probation with conditions and \$3000 fine</u>
<u>(n) Practice on revoked license (481.325(1)(j), 455.227(1)(a), 455.227(1)(m), F.S.)</u>				<u>Third Offense</u>	<u>Revocation and \$5000 fine</u>
	<u>Refer to state attorney's office and \$1000 fine</u>	<u>Refer to state attorney's office and \$5000 fine</u>			
			<u>(t) Delegation of professional responsibilities to unqualified person (455.227(1)(p), F.S.)</u>		
				<u>First Offense</u>	<u>Reprimand and \$1000 fine</u>
<u>(o) Practice on suspended license (481.325(1)(j), 455.227(1)(a), 455.227(1)(m), F.S.)</u>					<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>
	<u>Additional suspension and \$1000 fine</u>	<u>Revocation and \$3000 fine</u>		<u>Second Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$1000 fine</u>
					<u>2 years suspension, 4 years probation with conditions and \$3000 fine</u>
				<u>Third Offense</u>	<u>2 years suspension, 4 years probation with conditions and \$3000 fine</u>
<u>(p) Practice on inactive license (481.325(1)(j), 455.227(1)(a), 455.227(1)(m), F.S.)</u>					<u>Revocation and \$3000 fine</u>
	<u>\$100 fine per month up to year \$1000</u>	<u>1 year suspension, 1 probation with conditions and \$1000 fine</u>	<u>(u) Violation of law, rule, order, or failure to comply with subpoena (455.227(1)(q), F.S.)</u>		
				<u>First Offense</u>	<u>Suspension until law, rule, order, or subpoena complied with and \$500 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 1 year probation with conditions and \$2000 fine</u>	<u>2 years suspension, 2 probation with conditions and \$3000 fine</u>			<u>Revocation and \$1500 fine</u>
				<u>Second Offense</u>	<u>6 month suspension, 1 year probation with conditions and \$1500 fine</u>
			<u>(v) Being convicted or found guilty of or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of, or the ability to practice a licensee's profession (455.227(1)(c), F.S.)</u>		
<u>(q) Failure to perform legal obligation (455.227(1)(k), F.S.)</u>				<u>First Offense</u>	<u>6 months probation with conditions and \$1000 fine</u>
	<u>Reprimand and \$100 fine</u>	<u>6 months probation with conditions and \$100 fine</u>			<u>Denial/revocation and \$5000 fine</u>
				<u>Second Offense</u>	<u>1 year suspension and \$5000 fine</u>
	<u>6 months probation with conditions and \$100 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$500 fine</u>			<u>Revocation and \$10,000 fine</u>
<u>Third Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$500 fine</u>	<u>Revocation and \$1000 fine</u>			

(w) Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the Department against another licensee (455.227(1)(g), F.S.)

<u>First Offense</u>	<u>1 year probation with conditions and \$1000 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$2000 fine.</u>
<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$2000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$4000 fine</u>
<u>Third Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$4000 fine</u>	<u>Revocation and \$10,000 fine</u>

(x) Making deceptive, untrue, or fraudulent representations in or related to the practice of a profession or employing a trick or scheme in or related to the practice of a profession. (455.227(1)(m), F.S.)

<u>First Offense</u>	<u>1 year probation with conditions and \$500 fine</u>	<u>1 year suspension, 1 year probation with conditions and \$1500 fine</u>
<u>Second Offense</u>	<u>1 year suspension, 1 year probation with conditions and \$1500 fine</u>	<u>Revocation and \$3000 fine</u>
<u>Third Offense</u>	<u>2 years suspension, 2 years probation with conditions and \$3000 fine</u>	<u>Revocation and \$5000 fine</u>

(y) Improperly interfering with an investigation or inspection authorized by statute, or with any disciplinary proceeding. (455.227(1)(r), F.S.)

<u>First Offense</u>	<u>6 months probation with conditions, and \$1000 fine</u>	<u>6 months suspension, 1 year probation with conditions and \$2000 fine</u>
<u>Second Offense</u>	<u>6 months suspension, 1 year probation with conditions and \$2000 fine</u>	<u>1 year suspension, 2 years probation with conditions and \$4000 fine</u>
<u>Third Offense</u>	<u>1 year suspension, 2 years probation with conditions and \$4000 fine</u>	<u>Revocation and \$10,000 fine</u>

(3) The Board shall take into consideration the following factors in determining the appropriate disciplinary action to be imposed and in going outside of the disciplinary guidelines:

- (a) the severity of the offense;
- (b) the danger to the public;
- (c) the number of specific offenses;
- (d) the actual damage, physical or otherwise, to specific patients;
- (e) the length of time since the date of the last violation(s);
- (f) the length of time the licensee has practiced his or her profession;

- (g) prior discipline imposed on the licensee;
- (h) the deterrent effect of the penalty imposed;
- (i) the effect of the penalty upon the licensee;
- (j) efforts by the licensee toward rehabilitation;
- (k) attempts by the licensee to correct or stop violations;
- (l) other conditions as appropriate.

Specific Authority 481.306, 481.325, 455.227 FS., Ch. 86-90, § 2, Laws of Florida. Law Implemented 481.323, 481.325, 455.227 FS., Ch. 86-90, § 2, Laws of Florida. History—New 11-24-86, Formerly 21K-14.003, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLES:	RULE NOS.:
Education Requirements	61J1-4.001
Continuing Education	61J1-4.003
Notice of Satisfactory Course Completion	61J1-4.005
Renewal of Inactive Registrations,	
Licenses and Certifications	61J1-4.007
Continuing Education for School Instructors	61J1-4.008

PURPOSE AND EFFECT: The DBPR is developing procedures to monitor compliance with continuing education requirements and to determine the continuing education status of appraisers, appraisal instructors and appraisal continuing education providers, pursuant to ss. 475.2177 and 475.2178, F.S. Also, the Board is clarifying the circumstances for make-up classes and examinations.

SUBJECT AREA TO BE ADDRESSED: The Board will develop rules to implement procedures to monitor continuing education requirements and to determine continuing education status.

SPECIFIC AUTHORITY: 475.614, 475.619 FS.

LAW IMPLEMENTED: 475.613, 475.615, 475.617, 475.618, 475.619 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., June 6, 2000

PLACE: Office of Florida Real Estate Appraisal Board, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, 400 West Robinson Street, Suite 308, North Tower, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Disciplinary Guidelines **RULE NO.:** 61J1-8.002

PURPOSE AND EFFECT: The DBPR is developing procedures to monitor compliance with continuing education requirements and to determine the continuing education status of appraisers, appraiser instructors and appraiser continuing education providers, pursuant to ss. 475.2177 and 475.2178, F.S.

SUBJECT AREA TO BE ADDRESSED: The Board will develop rules to discipline violators of the new procedures.

SPECIFIC AUTHORITY: 455.2273, 475.614 FS.

LAW IMPLEMENTED: 455.227, 475.622, 475.624, 475.626 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., June 6, 2000

PLACE: Office of Florida Real Estate Appraisal Board, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, 400 West Robinson Street, Suite 308, North Tower, Orlando, Florida 32801

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 00-13R

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Used Oil Management	62-710
RULE TITLES:	RULE NOS.:
Documents Incorporated by Reference	62-710.210
Registration and Notification	62-710.500
Record Keeping	62-710.510
Certification of Used Oil Transporters	62-710.600
Permits for Used Oil Processing Facilities	62-710.800
Management of Used Oil Filters	62-710.850
Used Oil Processing Permit Application and Instructions, Effective December 23, 1996	62-710.901

PURPOSE AND EFFECT: The Department is proposing to amend several sections of Chapter 62-710 relating to used oil management. There are several technical amendments which need to be made to conform the rule to other Department rules and to address concerns raised by JAPC staff. The insurance requirements for certified used oil transporters need to be updated and clarified. The requirements for storage and

process tanks applicable to used oil processors need to be updated to reflect changes in other Department rules. The permitting requirements for used oil processors that also manage other solid waste need to be amended so that facilities can more readily operate under a single Department permit. Finally, the Department anticipates that other amendments may be proposed by the regulated community during the rulemaking process.

SUBJECT AREA TO BE ADDRESSED: Used Oil Management.

SPECIFIC AUTHORITY: 120.53, 403.061, 403.704, 403.7545, 403.767, 403.8055, 403.814 FS.

LAW IMPLEMENTED: 403.704, 403.75-.769, 403.814 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Richard Neves, Department of Environmental Protection, Hazardous Waste Management Section, MS 4555, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)487-4667

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

If accommodation for a disability is needed to participate in this activity, please notify Richard Neves at (850)487-4667 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Department by using the Florida Relay service at 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

RULE CHAPTER TITLE:	RULE NO.:
Financial Assistance for Outdoor Recreation	62D-5
RULE TITLES:	RULE NOS.:
Definitions	62D-5.054
Application Requirements and Processing	62D-5.056
Evaluation Criteria	62D-5.057
Grant Administration	62D-5.058

PURPOSE AND EFFECT: The proposed rule will define "recreational trail", add evaluation points for trail connectivity and implement 1999 changes to 375.075, F.S.

SUBJECT AREA TO BE ADDRESSED: Florida Recreational Development Assistance Program for state grants to local governments for public outdoor recreation.

SPECIFIC AUTHORITY: 375.075 FS.

LAW IMPLEMENTED: 375.075 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Terri Messler, Division of Recreation and Parks, Department of Environmental Protection, 3900 Commonwealth Blvd., Mail Station 585, Tallahassee, FL 32399-3000, (850)488-7896

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE TITLE: Annual Fee for Subscription to Access
 RULE NO.: 64B-8.006

Authorized Core Credentials Data
 PURPOSE AND EFFECT: The Department of Health, Division of Medical Quality Assurance, proposed the development of a fee schedule for subscription to Access Authorized Core Credentials Data.

SUBJECT AREA TO BE ADDRESSED: Fee schedule to Access Authorized Core Credentials Data.

SPECIFIC AUTHORITY: 455.557(3)(b)3. FS.

LAW IMPLEMENTED 455.557 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lucy Gee, Chief, Bureau of Operations, 2020 Capital Circle, S. E., Bin #C10, Tallahassee, Florida 32399-3260 and the Credentialing Verification Advisory Council

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B-8.006 Annual Fee for Subscription to Access Authorized Core Credentials Data.

The nonrefundable annual fee for a subscription to access authorized core credentials data is charged at a flat scalable rate as follows:

Organization Size	Flat Scalable Rate
0 = 25 physicians	\$1,125.00
26 = 50 physicians	\$2,250.00
51 = 75 physicians	\$3,375.00
76 = 100 physicians	\$4,500.00
101 = 150 physicians	\$6,750.00
151 = 200 physicians	\$9,000.00
201 = 250 physicians	\$11,250.00
251 = 300 physicians	\$13,500.00
301 = 500 physicians	\$22,500.00
501 = 750 physicians	\$33,750.00
751 = 1,500 physicians	\$67,500.00
1,501 = 3,000 physicians	\$135,000.00
3,001 = unlimited physicians	\$225,000.00

Specific Authority 455.557(3)(b)3. FS. Law Implemented 455.557 FS. History-New _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Standards of Practice in Certain Office Settings
 RULE NO.: 64B8-9.0075

PURPOSE AND EFFECT: The Board proposes the development of a rule to address physicians and physician assistants in practice settings which are not facilities licensed pursuant to Chapter 395 or 400; federally qualified clinics or state or federally regulated programs with risk management oversight; or under the ownership and control of a licensed Florida physician.

SUBJECT AREA TO BE ADDRESSED: Practice in certain office settings.

SPECIFIC AUTHORITY: 458.309, 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(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 FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-9.0075 Standards of Practice in Certain Office Settings.

(1) Standards of care and standards of practice require that Florida licensed physicians and physician assistants provide their patients appropriate medical care under sanitary conditions; that medical care is provided pursuant to informed consent, adequately documented and lawfully billed to the patients and/or other payors; and that persons assisting in the delivery of medical care to their patients are licensed, certified, and/or supervised as required by law. Except as specifically provided for in the following practice settings, physicians and physician assistants may neither delegate to others nor reasonably rely upon others to ensure compliance with these patient responsibilities.

(2) Physicians and physician assistants with a practice setting in a hospital or other facility licensed pursuant to Chapter 395 or 400, Florida Statutes, or who practice in a federally qualified health clinic or other state or federally regulated program that provides an equivalent risk management and oversight of physicians and physician assistants, may reasonably rely upon the licensed facility to ensure that medical care is provided under sanitary conditions, lawfully billed to the patients and/or other payors and that persons assisting in the delivery of medical care to their patients are licensed, certified, and/or supervised as required by law.

(3) Licensed physicians and physician assistants in a practice setting that is not identified in section (2) above, nor under the ownership and control of an actively licensed Florida physician who is responsible for ensuring that the requirements in section (2) are complied with, may reasonably rely upon a Florida licensed physician-in-charge to ensure compliance with the responsibilities set out in section (2), only if the physician-in-charge has filed a notarized statement on a form approved by the Board of Medicine, specifically agreeing to accept the following responsibilities on behalf of one or more named licensed physicians or physician assistants in the practice setting:

(a) ensure that all staff in the practice setting are licensed or certified as required by law and that licensure or certification documentation is maintained at the practice setting and immediately available upon request to Department of Health or Agency for Health Care Administration investigators;

(b) ensure that any medical services provided by staff at the practice setting are appropriately supervised as required by law;

(c) ensure that the practice setting complies with the relevant sections of Chapters 455, 458, 465, 499 and 893, Florida Statutes, and the relevant Board rules, to include but not limited to, rules regarding office surgery, medical records keeping, and the reporting of adverse incidents; and

(d) review all practice setting billings to ensure that the billings are not fraudulent. This includes a systematic review of the medical services provided, the dates of service, procedure and diagnostic codes, and the name of the provider.

(e) The original notarized statement set forth in paragraph (3) above, shall be filed with the Board of Medicine. Copies of said statement shall be maintained at the practice site and be immediately available, upon request, to Department of Health or Agency for Health Care Administration investigators.

Specific Authority 458.309, 458.331(1)(v) FS. Law Implemented 458.331(1) FS. History—New _____

**Section II
Proposed Rules**

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

RULE TITLE: RULE NO.:

Franchised Motor Vehicle Dealerships;
Ownership and Operation by
Manufacturers; Dealer Development
Programs

15C-7.006

PURPOSE AND EFFECT: The purpose of the proposed action is to allow a licensee (motor vehicle manufacturer, importer or distributor) to temporarily operate a motor vehicle dealership pursuant to a written management agreement between the licensee and an existing license dealer. This proposed rule action will also allow a licensee to temporarily own and operate a motor vehicle dealership under a bona fide relationship with an independent person. The effect of the proposed action will be to clarify the required criteria to certify the establishment of a bona fide dealer development program.

SUMMARY: The proposed rule action addresses the development of minority business ownership and regulates relationship between motor vehicle manufacturers and franchise dealers. The purpose of the proposed new rule is to define related terms and explain the requirements to both clarify and implement section 320.645, F.S., restricting ownership of a motor vehicle dealership by a licensee. This proposed rule action benefits both the licensee and the dealer by providing clarity to the dealer development programs and defining the certification criteria.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The cost of the proposed rule action to the agency will be those normally associated with the administrative processing of rulemaking activity. There are no costs to others for implementing and enforcing the proposed rule action.

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.

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: Mike Alderman, Attorney, General Counsel, Department of Highway Safety and Motor Vehicles, Room A432, Neil Kirkman Building, Tallahassee, Florida 32399-0500

THE FULL TEXT OF THE PROPOSED RULE IS:

15C-7.006 Franchised Motor Vehicle Dealerships; Ownership and Operation by Manufacturers; Dealer Development Programs.

(1) Definitions

(a) "Dealer" means an individual or other legal entity licensed as a motor vehicle dealer under section 320.27, Florida Statutes.

(b) "Independent person" as used in section 320.645(1)(b), Florida Statutes means an individual who is not an officer, director or employee of a licensee, or a corporation or other entity in which the licensee does not have a controlling interest.

(c) "Licensee" means a motor vehicle manufacturer, importer or distributor licensed under section 320.61, Florida Statutes.

(d) "Operate" or "operating" means to be in direct management or physical control of a dealership including directing the sales, service and related functions.

(e) "Own", "owner" or "ownership" of a motor dealership contemplates licensure or eligibility to be licensed as a motor vehicle dealer pursuant to section 320.27, Florida Statutes.

(2) A licensee may temporarily operate a motor vehicle dealership under the authority of section 320.645(1)(a), Florida Statutes, pursuant to a written management agreement between the licensee and an existing licensed dealer, but the licensee may not own the dealership and may not be licensed as a motor vehicle dealer.

(3)(a) A licensee may temporarily own and operate a motor vehicle dealership pursuant to section 320.645(1)(b), Florida Statutes in a bona fide relationship with an independent person. Such bona fide relationship is referred to as a "dealer development" arrangement. The developing dealer shall be the motor vehicle dealer licensee. The licensee shall certify, in writing, to the department that the statutory requirements of a bona fide dealer development arrangement have been satisfied. Such certification shall specifically state that the independent person is independent of the manufacturer and has made a significant personal monetary investment that is subject to loss

in the dealership and that the independent person can reasonably expect to acquire full ownership of the dealership on reasonable terms and conditions. The written certification shall further state that the dealer development arrangement is not an attempt by the licensee to own or control one or more dealerships. The certification shall be based on the following criteria:

1. In determining if the investment is significant, it shall not be less than 15% of the fair market value of the dealership(s) involved, absent exceptional circumstances demonstrated by the independent person or the licensee.

2. In determining if the investment is subject to loss, the source of the investment shall not be the licensee or any of its affiliates, shall not be encumbered by the person's interest in the dealership assets, if the investment is lost shall result in the independent person being in a worse financial position than prior to the investment as a result of operation of the dealership, and shall require an unconditional obligation to repay if such investment is derived through a loan.

3. In determining if the independent person can acquire full ownership upon reasonable terms and conditions, it must be demonstrated in the agreements that there is a reasonable probability that profits from dealership operations will be sufficient to allow full ownership within a period not to exceed 12 years, absent exceptional circumstances demonstrated by the independent person or the licensee and the independent person has sufficient control to permit acquisition of full ownership and the person's interest cannot be terminated to avoid full ownership. Additionally, the source of funds for the person to purchase the full ownership shall be from dealership profit or from a source other than a licensee or any of its affiliates.

4. In determining a reasonable price to acquire full ownership, an independent appraisal may be considered; however, if the ownership of the dealership has been transferred within the last 12 months the purchase price shall be considered strong evidence of fair market value and if the price is less than the fair market value this shall be strong evidence that the transaction is not bona fide.

(b) The department may at any time inquire into a dealer development arrangement to ascertain whether it is bona fide. The licensee shall provide the department with such information as the department may require to make such a determination. In the event it is determined by the department that the arrangement does not satisfy the minimum statutory requirements, the licensee shall be subject to sanctions provided in section 320.64, Florida Statutes.

(4) A licensee may own and operate a motor vehicle dealership pursuant to the conditions specified in section 320.645(1)(c), Florida Statutes, provided there is compliance with the conditions set forth in the paragraph following section

320.645(1)(c), Florida Statutes, which is applicable only to paragraph (c) of subsection (1) of section 320.645, Florida Statutes.

Specific Authority 320.645 FS. Law Implemented 320.645 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE: Neil C. Chamelin, Hearing Officer, Division of Motor Vehicles, Room B337, Neil Kirkman Building, Tallahassee, Florida 32399-0500, (850)488-8629

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: William T. Joyce, Director, Division of Motor Vehicles

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 28, 2000

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.

SUMMARY: Revising conversion units used in computing equalization tax.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Regulatory Cost has been 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: 601.10(1), 601.15(1),(10)(a), 601.155(3),(7) FS.

LAW IMPLEMENTED: 601.15(5),(6), 601.155 FS.

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

TIME AND DATE: 10:30 a.m., June 21, 2000

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-9.002 Fruit to Be Processed.

(1) No change.

(2) The first person having title or possession of processed orange or processed grapefruit who exercises the following privileges relating to citrus products made in whole or in part from citrus fruit grown outside the United States shall file, each week, an excise tax return on forms furnished by the Department of Citrus (incorporated by reference in section 20-102.005, Department of Citrus rules). An equalizing excise tax shall be levied on the exercise of privileges including processing, reprocessing, blending or mixing citrus products, or packing, repacking citrus products into retail or institutional containers or storing or removing the citrus product from its original container.

(a) All persons liable for the excise tax imposed by this section shall file with the Department of Citrus equalizing excise tax returns, certified as true and correct. The return, as furnished by the Department of Citrus, shall report information as to the number of units of processed orange or grapefruit products subject to this section upon which any taxable privilege was exercised during the period of time covered by the return, in addition to the status of inventoried product. Each handler shall maintain records and documentation supporting declarations made on the excise tax return filed with the Department of Citrus. Unless the actual number of boxes is known to the processor and can be substantiated by appropriate records in his possession, the following table shall be used in determining the equivalent number of boxes:

Product	Conversion Unit		Number of Equivalent 1-3/5 Bushel Boxes
	Oranges	Grapefruit	
Concentrate	6.26 6.38 solids	4.56 4.58 solids	1
Single Strength	6.15 6.13 gallons	5.18 5.19 gallons	1
Sections, canned	4.93 4.91 gallons	4.27 4.28 gallons	1

(b) Equalizing excise taxes shall be due and payable within 61 days after the first of the taxable privileges is exercised in this state.

(c) The excise tax levied by this section shall be at the same rate per box of oranges or grapefruit utilized in the initial production of the processed citrus products so handled as that imposed, at the time of exercise of the taxable privilege, by Section 601.15.

(d) When any processed orange or grapefruit product is stored or removed from its original container as provided in subsection (2), the equalizing excise tax is levied on such storage or removal, and such product is subsequently shipped out of the state in a vessel, tanker, or tank car, or container having a capacity greater than 10 gallons, the person who is liable for the tax shall be entitled to a tax refund if such tax has been paid or to a tax credit, provided that he can provide satisfactory proof that such product has been shipped out of the state and that no privilege taxable other than storage or removal from the original container was exercised prior to such shipment out of the state.

(3) No change.

Specific Authority 601.10(1), 601.15(1),(10)(a), 601.155(3),(7) FS. Law Implemented 601.15(5),(6), 601.155 FS. History--Formerly 105-1.15(2), Revised 1-1-75, § (2), Amended 11-21-77, 8-1-80, § (3), 2-1-81, 8-1-83, Formerly 20-9.02, Amended 7-21-86, 8-30-89, 8-27-91, 7-13-94, 10-22-95, 8-1-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Clark R. Jennings, General Counsel
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Clark R. Jennings, General Counsel
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 31, 2000

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.
SUMMARY: Replacing discontinued symbol with symbol currently in use on processed 100% grapefruit products packed in Florida.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Regulatory Cost has been 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: 601.10(1), 601.11 FS.
LAW IMPLEMENTED: 601.02, 601.10(1), 601.11, 601.15(2),(7), 601.98, 601.99 FS.

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

TIME AND DATE: 10:30 a.m., June 21, 2000
PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-66.004 Florida Identification.
Effective September 1, 2000 ~~January 1, 1979~~ all processed 100% grapefruit products packed in retail containers in Florida shall be prominently identified by use of the word “Florida”, or the Florida Citrus Growers’ certification mark (U.S. Reg. No. 2,263,176) as described in, and authorized by, Department of

Citrus Rule 20-109, including the words “Florida” and “100% Pure.” Florida Sunshine Tree registered certification mark (U.S. Reg. No. 941,773) as described in, and authorized by Department of Citrus Rule 20-94, including the surrounding phrase “A Product of the Florida Sunshine Tree” To be prominent, when placed on the label, the word “Florida” or the certification mark shall be clearly legible, appear at least one time in a conspicuous location and be in a size and contrasting color so as to be readily seen under general conditions of purchase. To be prominent, when printed or embossed on the container end, the word “Florida” or the certification mark shall be in a contrasting color, so as to be readily seen under general conditions of purchase.

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. History--New 1-1-79, Formerly 20-66.04, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Clark R. Jennings, General Counsel
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Clark R. Jennings, General Counsel
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 31, 2000

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE CHAPTER TITLE: Administration of Federal Aging Programs
RULE CHAPTER NO.: 58A-1
RULE TITLE: Program Forms
RULE NO.: 58A-1.010
PURPOSE AND EFFECT: A new rule 58A-1.010 is proposed which identifies certain forms used for the Older Americans Act (OAA) program and which incorporates by reference revised DOEA Forms 701A, Prioritization Form; 701B, Assessment Instrument; and 701C, Congregate Meals Assessment. At the suggestion of the Joint Administrative Procedures Committee staff, all instructions for the above mentioned forms have been compiled in DOEA Form 701D, Assessment Instructions (701A, 701B, 701C).

SUMMARY: A proposed rule is created to identify and incorporate by reference certain program forms.

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: 430.08, 430.101 FS.
LAW IMPLEMENTED: 20.41, 430.101 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., Tuesday, June 13, 2000

PLACE: Department of Elder Affairs, Conf. Room 225F, 4040 Esplanade Way, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pat Dunn, Office of the General Counsel, (850)414-2000, or Sharlene Davis, Division of Statewide Home and Community-Based Services, (850)414-2108, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000

THE FULL TEXT OF THE PROPOSED RULE IS:

58A-1.010 Program Forms.

The following forms shall be used for programs regulated by this chapter, are hereby incorporated by reference, and are available in the Office of the Secretary and at each Area Agency on Aging:

(1) For purposes of assessment:

(a) DOEA Form 701A, Prioritization Form, dated May, 2000.

(b) DOEA Form 701B, Assessment Instrument, dated May, 2000.

(c) DOEA Form 701C, Congregate Meals Form, dated May, 2000.

(2) For purposes of completing forms listed in subsection

(1): DOEA Form 701D, Assessment Instructions (701A, 701B, 701C), dated May, 2000.

Specific Authority 430.08, 430.101 FS. Law Implemented 20.41, 430.101 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Marshall Kelley, Division Director

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Gema G. Hernandez, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 1, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF ELDER AFFAIRS

Community Care for the Elderly

RULE CHAPTER TITLE: Community Care for the Elderly RULE CHAPTER NO.: 58C-1

RULE TITLE: Program Forms RULE NO.: 58C-1.008

PURPOSE AND EFFECT: A new rule 58C-1.008 is proposed which identifies certain forms used for the Community Care for the Elderly (CCE) program and which incorporates by reference revised DOEA Forms 701A, Prioritization Form;

701B, Assessment Instrument; and 701C, Congregate Meals Assessment. At the suggestion of the Joint Administrative Procedures Committee staff, all instructions for the above mentioned forms have been compiled in DOEA Form 701D, Assessment Instructions (701A, 701B, 701C).

SUMMARY: A proposed rule is created to identify and incorporate by reference certain program forms.

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: 430.08, 430.203-.205 FS.

LAW IMPLEMENTED: 430.201-.207 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., Tuesday, June 13, 2000

PLACE: Department of Elder Affairs, Conf. Room 225F, 4040 Esplanade Way, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pat Dunn, Office of the General Counsel, (850)414-2000, or Sharlene Davis, Division of Statewide Home and Community-Based Services, (850)414-2108, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000

THE FULL TEXT OF THE PROPOSED RULE IS:

58C-1.008 Program Forms.

The following forms shall be used for programs regulated by this chapter, are hereby incorporated by reference, and are available in the Office of the Secretary and at each Area Agency on Aging:

(1) For purposes of assessment:

(a) DOEA Form 701A, Prioritization Form, dated May, 2000.

(b) DOEA Form 701B, Assessment Instrument, dated May, 2000.

(c) DOEA Form 701C, Congregate Meals Form, dated May, 2000.

(2) For purposes of completing forms listed in subsection

(1): DOEA Form 701D, Assessment Instructions (701A, 701B, 701C), dated May, 2000.

Specific Authority 430.08, 430.203-.205 FS. Law Implemented 430.201-.207 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Marshall Kelley, Division Director

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Gema G. Hernandez, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 1, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF ELDER AFFAIRS

Alzheimer's Disease Initiative

RULE CHAPTER TITLE: Administration of the Alzheimer's Disease Initiative
RULE CHAPTER NO.: 58D-1
RULE TITLE: 58D-1.007
Program Forms

PURPOSE AND EFFECT: A new rule 58D-1.007 is proposed which identifies certain forms used for the Alzheimer's Disease Initiative (ADI) program and which incorporates by reference revised DOEA Forms 701A, Prioritization Form; 701B, Assessment Instrument; and 701C, Congregate Meals Assessment. At the suggestion of the Joint Administrative Procedures Committee staff, all instructions for the above mentioned forms have been compiled in DOEA Form 701D, Assessment Instructions (701A, 701B, 701C).

SUMMARY: A proposed rule is created to identify and incorporate by reference certain program forms.

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: 430.08, 430.501-.503 FS.

LAW IMPLEMENTED: 430.501-.504 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., Tuesday, June 13, 2000

PLACE: Department of Elder Affairs, Conf. Room 225F, 4040 Esplanade Way, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pat Dunn, Office of the General Counsel, (850)414-2000, or Sharlene Davis, Division of Statewide Home and Community-Based Services, (850)414-2108, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000

THE FULL TEXT OF THE PROPOSED RULE IS:

58D-1.007 Program Forms.

The following forms shall be used for programs regulated by this chapter, are hereby incorporated by reference, and are available in the Office of the Secretary and at each Area Agency on Aging:

- (1) For purposes of assessment:

(a) DOEA Form 701A, Prioritization Form, dated May, 2000.

(b) DOEA Form 701B, Assessment Instrument, dated May, 2000.

(c) DOEA Form 701C, Congregate Meals Form, dated May, 2000.

(2) For purposes of completing forms listed in subsection (1): DOEA Form 701D, Assessment Instructions (701A, 701B, 701C), dated May, 2000.

Specific Authority 430.08, 430.501-.503 FS. Law Implemented 430.501-.204 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Marshall Kelley, Division Director

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Gema G. Hernandez, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 1, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF ELDER AFFAIRS

Home Care for the Elderly

RULE CHAPTER TITLE: Home Care for the Elderly
RULE CHAPTER NO.: 58H-1
RULE TITLE: 58H-1.009
Program Forms

PURPOSE AND EFFECT: A new rule 58H-1.009 is proposed which identifies certain forms used for the Home Care for the Elderly (HCE) program and which incorporates by reference revised DOEA Forms 701A, Prioritization Form; 701B, Assessment Instrument; and 701C, Congregate Meals Assessment. At the suggestion of the Joint Administrative Procedures Committee staff, all instructions for the above mentioned forms have been compiled in DOEA Form 701 D, Assessment Instructions (701A, 701B, 701C).

SUMMARY: A proposed rule is created to identify and incorporate by reference certain program forms.

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: 430.08, 430.603 FS.

LAW IMPLEMENTED: 430.601-.608 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., Tuesday, June 13, 2000

PLACE: Department of Elder Affairs, Conf. Room 225F, 4040 Esplanade Way, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pat Dunn, Office of the General Counsel, (850)414-2000, or Sharlene Davis, Division of Statewide Home and Community-Based Services, (850)414-2108, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000

THE FULL TEXT OF THE PROPOSED RULE IS:

58H-1.009 Program Forms.

The following forms shall be used for programs regulated by this chapter, are hereby incorporated by reference, and are available in the Office of the Secretary and at each Area Agency on Aging:

(1) For purposes of assessment:

(a) DOEA Form 701A, Prioritization Form, dated May, 2000.

(b) DOEA Form 701B, Assessment Instrument, dated May, 2000.

(c) DOEA Form 701C, Congregate Meals Form, dated May, 2000.

(2) For purposes of completing forms listed in subsection (1): DOEA Form 701D, Assessment Instructions (701A, 701B, 701C), dated May, 2000.

Specific Authority 430.08, 430.603 FS. Law Implemented 430.601-.608 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Marshall Kelley, Division Director
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Gema G. Hernandez, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 1, 2000
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2000

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE TITLE: Allocation of Parking Spaces
 RULE NO.: 60H-4.006
 PURPOSE AND EFFECT: To codify the parking guidelines into the existing rules.

SUMMARY: This rule describes the allocation and various types of parking spaces available in or around state-owned facilities in the Capitol Center and other facilities under the jurisdiction of the Department of Management Services throughout the state.

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: 272.16(4), 272.16(5) FS.

LAW IMPLEMENTED: 272.16, 272.161 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., Tuesday, June 13, 2000

PLACE: Suite 360, 4030 Esplanade Way, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ron Goldstein, General Services Manager, Department of Management Services, Facilities Management, 4030 Esplanade Way, Suite 380K, Tallahassee, Florida 32399-0950, telephone (850)488-3759

THE FULL TEXT OF THE PROPOSED RULE IS:

60H-4.006 Allocation of Parking Spaces.

(1) All parking spaces in or around state-owned facilities in the Capitol Center and other facilities under the Department of Management Services' jurisdiction throughout the state shall be one of these types allocated as follows:

~~(a)(1) Scramble Parking spaces may be available for scramble parking.~~

~~(b)(2) Visitor parking with or without may be provided and meters may be placed on each visitor parking space.~~

(c) Carpool parking.

~~(d)(3) Reserved The remainder of available spaces shall be assigned on a reserved paid parking basis.~~

(e) Permit parking, which is a type of reserved paid parking.

(2) In addition to the rules in this chapter, parking rules are provided in Document 5000 6/99 entitled "Parking Rules, State of Florida Department of Management Services," published by this department, incorporated herein by reference. Copies of this document may be obtained from the Department of Management Services, Facilities Management, Bureau of Real Property Management, Building 4030, Suite 301, 4030 Esplanade Way, Tallahassee, FL 32399-0950. A copy of this document shall be given to each person who receives parking permission of any type.

Specific Authority 272.16(5), 272.16(4) FS. Law Implemented 272.161, 272.16 FS. History—New 1-18-76, Amended 1-22-79, 10-31-84, Formerly 13D-2.04, 13M-6.006, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Phil Maher, Director of Facilities Management, Department of Management Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Matthew M. Carter II, Deputy Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 28, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 24, 2000

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE TITLES: RULE NOS.:

Demonstrating Knowledge of Laws and Rules for Licensure Examination Review Procedures 64B4-3.0035 64B4-3.007

PURPOSE AND EFFECT: The Board proposes to amend Rule 64B4-3.0035 to update the rule text. Rule 64B4-3.007 is being repealed because it is no longer necessary.

SUMMARY: The Board is amending Rule 64B4-3.0035 by changing the words "may" to "shall", and to clarify that an hour is defined as a 60-minute clock hour in which there is no less than 50 minutes of uninterrupted instruction, for the purpose of this rule. Repeal of Rule 64B4-3.007.

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: 455.574(2), 491.004(5) FS.

LAW IMPLEMENTED: 455.574(2), 491.005(1)(e) 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 RULES IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-1758

THE FULL TEXT OF THE PROPOSED RULES IS:

64B4-3.0035 Demonstrating Knowledge of Laws and Rules for Licensure.

An applicant for licensure in Clinical Social Work, Marriage and Family Therapy or Mental Health Counseling shall may demonstrate knowledge of the laws and rules for licensure in the following manner:

(1) An applicant shall may complete an approved course consisting of a minimum of eight (8) hours which shall include the following subject areas:

- (a) through (g) No change.
(2) through (4) No change.

(5) For purposes of this rule, an hour is defined as a 60-minute clock hour in which there is no less than 50 minutes of uninterrupted instruction.

Specific Authority 491.004(5) FS. Law Implemented 491.005(1)(e) FS. History--New 12-28-99, Amended

64B4-3.007 Examination Review Procedures.

Specific Authority 455.574(2), 491.004(5) FS. Law Implemented 455.574(2) FS. History--New 8-18-93, Formerly 61F4-3.007, Amended 1-7-96, Formerly 59P-3.007, Amended 8-8-99, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2000

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

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE TITLES: RULE NOS.:

Application, Examination and Initial Active Status License Fee for Licensure by Examination 64B4-4.002

Examination Review Fee for Applicants for Licensure as a Mental Health Counselor 64B4-4.011

Examination Review Fee for Applicants for Licensure as a Marriage and Family Therapist 64B4-4.012

PURPOSE AND EFFECT: The Board proposes to amend Rule 64B4-4.002 to update the rule text with regard to the fees for examination and unnecessary language is being deleted. The fees for reexamination for Marriage and Family Therapists are also being increased. Rules 64B4-4.011 and 64B4-4.012 are being repealed because they are no longer necessary.

SUMMARY: The Board has determined that Rule 64B4-4.002 should be amended to delete rule text that is no longer necessary and to increase the fees for the national examination for Marriage and Family Therapists and the fees for Clinical Social Workers and Mental Health Counselors are being adjusted. In addition, the fees for reexamination for Marriage and Family Therapists are being increased. Rules 64B4-4.011 and 64B4-4.012 are being repealed.

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: 455.574(2), 491.004(5), 491.005 FS.

LAW IMPLEMENTED: 455.574(2), 491.005 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 RULES IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1758

THE FULL TEXT OF THE PROPOSED RULES IS:

64B4-4.002 Application, Examination and Initial Active Status License Fee for Licensure by Examination.

(1) The fees for application, examination and initial active status licensure are:

(a) Clinical Social Work – \$100 application fee, ~~\$75 laws and rules examination fee unless taking the laws and rules course pursuant to Rule 64B4-3.0035, F.A.C.,~~ and \$105 initial licensure fee for a total of ~~\$205~~ \$280.

(b) Marriage and Family Therapy – \$100 application fee, ~~\$475~~ \$250 national examination fee, ~~\$75 laws and rules examination fee unless taking the laws and rules course pursuant to Rule 64B4-3.0035, F.A.C.,~~ and \$105 initial licensure fee for a total of ~~\$680~~ \$530. The above-stated fees shall also be applicable to dual licensure applicants.

(c) Mental Health Counseling – \$100 application fee, \$150 national examination fee, ~~\$75 laws and rules examination fee unless taking the laws and rules course pursuant to Rule 64B4-3.0035, F.A.C.,~~ and \$105 initial licensure fee for a total of ~~\$355~~ \$430.

(2) through (3) No change.

(4) The fees for reexamination which are in addition to the \$100 application fee are:

(a) ~~Clinical Social Work for the laws and rules examination only – \$75.~~

- ~~(b)~~ Marriage and Family Therapy =
 - 1. for the national examination only – ~~\$475~~ \$250.
 - 2. for the laws and rules examination only – \$75.
 - 3. for both the national examination and the laws and rules examination – \$325.

(b)~~(c)~~ Mental Health Counseling =

- 1. for the national examination only – \$150.
- 2. for the laws and rules examination only – \$75.
- 3. for both the national examination and the laws and rules examination – \$225.

(5) No change.

Specific Authority 491.004(5), 491.005 FS. Law Implemented 491.005 FS. History–New 4-3-89, Amended 4-19-92, Formerly 21CC-4.002, 61F4-4.002, Amended 12-22-94, 7-6-95, 1-7-96, 3-5-96, Formerly 59P-4.002, Amended 1-25-98, 10-18-99, _____.

64B4-4.011 Examination Review Fee for Applicants for Licensure as a Mental Health Counselor.

Specific Authority 455.574(2) FS. Law Implemented 455.574(2) FS. History–New 2-25-90, Amended 12-4-90, Formerly 21CC-4.011, 61F4-4.011, 59P-4.011, Repealed _____.

64B4-4.012 Examination Review Fee for Applicants for Licensure as a Marriage and Family Therapist.

Specific Authority 455.574(2) FS. Law Implemented 455.574(2) FS. History–New 2-25-90, Formerly 21CC-4.012, 61F4-4.012, 59P-4.012, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 24, 2000

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE TITLE: Probable Cause Panel
 RULE NO.: 64B4-5.006

PURPOSE AND EFFECT: The Board proposes to amend this rule to update the rule text with regard to the probable cause panel and its members. Unnecessary rule text is being deleted.

SUMMARY: The Board has determined that this rule should be amended to change the number of probable cause panels, the number of members, and to delete rule text that is not necessary.

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: 455.621, 491.004(5) FS.

LAW IMPLEMENTED: 455.621 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: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-1758

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-5.006 Probable Cause Panel.

(1) The determination as to whether probable cause exists to believe that a violation of the provisions of Chapter 455, Part II, or 491, F.S., or of the rules promulgated thereunder, has occurred shall be made by a majority vote of ~~a~~ the probable cause panel; except as provided in subsection (2) below.

(2) In the event ~~that the~~ panel members disagree as to a finding of probable cause, the Secretary of the Department of Health shall determine whether probable cause exists to believe that a violation has occurred.

(3)~~(a)~~ There shall be two ~~one~~ probable cause panels. ~~panel~~ for each of the three professions regulated by Chapter 491 which shall review complaints pertaining to licensees from the respective profession. Licensees who hold multiple licensure will be reviewed by the panel considered to be the primary professional identity of such licensee.

~~(b) Each probable cause panel~~ The panels shall consist of two ~~one~~ professional members ~~member~~ and one consumer member. Any ~~Either one of the~~ these appointments may be a past Board member, but at least one must be a current member of the Board.

~~(c) If the professional appointment to any probable cause panel is held by a former Board member, that person must hold an active license in the profession represented and an additional panel member will be appointed consisting of a current professional member of the Board to serve as an alternate as needed.~~

(4) The probable cause panel members shall be assigned by the Chairman of the Board and each panel shall meet as necessary on an alternating basis.

Specific Authority 455.621, 491.004(5) FS. Law Implemented 455.621 FS. History--New 1-3-91, Amended 2-24-93, Formerly 21CC-5.006, 61F4-5.006, 59P-5.006, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 28, 2000

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE TITLE: RULE NO.:

Approved Courses for Continuing Education 64B4-6.002

PURPOSE AND EFFECT: The purpose of the rule amendments is to update the rule text.

SUMMARY: The purpose of the rule amendments is to update the rule text with regard to the programs that are approved for credit.

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: 455.564(6), 491.004(5), 491.0085 FS.

LAW IMPLEMENTED: 455.564(6), 491.0085(1), 491.007(2) 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: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-1758

THE FULL TEXT OF THE PROPOSED RULES IS:

64B4-6.002 Approved Courses for Continuing Education.

(1) For purposes of renewing or reactivating a license, credit is approved for the following:

(a) through (d) No change.

(e) Programs ~~which meet or exceed the requirements of rule 64B4-6.004(2)(a)1-5.~~ offered by providers approved by one or more of the following organizations to provide continuing education credits: National Board of Certified Counselors (NBCC), American Society of Sex Educators and Therapists (ASECT), American Society of Clinical Hypnosis (ASCH), American Psychological Association (APA), National Association of Social Work (NASW), Clinical Social Work Federation (CSWF), and Association of Social Work Boards (ASWB).

(2) through (5) No change.

Specific Authority 455.564(6), 491.004(5), 491.0085 FS. Law Implemented 455.564(6), 491.0085(1), 491.007(2) FS. History--New 4-4-89, Amended 10-16-90, 6-19-91, 9-2-91, 8-24-92, Formerly 21CC-6.002, Amended 1-9-94, Formerly 61F4-6.002, Amended 10-4-94, 12-22-94, 1-7-96, 12-29-96, Formerly 59P-6.002, Amended 12-11-97, 2-9-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2000

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

DEPARTMENT OF HEALTH

**Board of Clinical Social Work, Marriage and Family
 Therapy and Mental Health Counseling**

RULE TITLE: _____ RULE NO.: _____

Definition of a "Licensed Mental Health
 Counselor or the Equivalent Who
 is a Qualified Supervisor" 64B4-31.007

PURPOSE AND EFFECT: The Board proposes to amend this
 rule to update the rule text.

SUMMARY: The Board has determined that amendments are
 necessary to change the rule text to present tense in an attempt
 to clarify the definition of a licensed mental health counselor or
 the equivalent.

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: 491.004(5), 491.005(4)(c) FS.

LAW IMPLEMENTED: 491.005(4)(c) 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: Sue Foster, Executive Director, Board
 of Clinical Social Work, Marriage and Family Therapy and
 Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin
 #C08, Tallahassee, Florida 32399-1758

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-31.007 Definition of a "Licensed Mental Health
 Counselor or the Equivalent Who is a Qualified Supervisor".

(1) A "licensed mental health counselor or the equivalent,
 who is a qualified supervisor," as used in Section
 491.005(4)(c), Florida Statutes, is defined as an individual
 who, during the period for which the applicant claims
 supervision, meets ~~met~~ one of the following:

(a) Holds ~~Held~~ an active license as a mental health
 counselor, marriage and family therapist, or clinical social
 worker, issued by the Florida Department of Health or is ~~was~~
 not required to hold such license, but nevertheless meets ~~met~~
 the education and experience requirements for licensure as a
 mental health counselor under Section 491.005(3), Florida
 Statutes;

(b) Is ~~Was~~ licensed or certified as a mental health
 counselor, marriage and family therapist, or clinical social
 worker in another state, or resides ~~resided~~ in another state
where in which licensure is ~~was~~ not required, provided that he
 or she meets ~~met~~ the education and experience requirements
 for licensure as a mental health counselor under Section
 491.005(4), Florida Statutes;

(c) Is ~~Was~~ a licensed medical doctor in the state where ~~in~~
~~which~~ the supervision took place and is ~~was~~ certified in
 psychiatry by the American Board of Psychiatry and
 Neurology;

(d) Is ~~Was~~ licensed as a psychologist in Florida or in the
 state where ~~in which~~ the supervision took place and has ~~had~~
 completed a minimum of three years of experience providing
 psychotherapy, consisting of a minimum of 750 hours of direct
 client contact per year;

(e) Is ~~Was~~ a Clinical member of the American Association
 of Marriage and Family Therapy (AAMFT) and has ~~had~~ been
 approved by AAMFT as a supervisor.

(f) Is a National Certified Counselor certified by the
National Board for Certified Counselors (NBCC) and a NBCC
Approved Clinical Supervisor (ACS).

(2) ~~This rule applies to all supervisors providing clinical
 supervision to interns and trainees.~~

(3) ~~Qualified supervisors After February 1, 2000, a
 qualified supervisor who provide provides supervision in
 Florida for interns and trainees must meet the equivalency
 standards of subsection (1) and:~~

(a) Complete ~~Have completed~~ training in supervision in
 one of the following:

1. A graduate level academic course in supervision; ~~or~~
2. A continuing education course in supervisory training
 which meets the requirements of rule 64B4-6.0025; ~~or~~
3. An AAMFT course for Approved Supervisors; ~~or~~
4. A post-graduate training course for field instructors in
 clinical social work; and;

(b) Complete ~~Have completed~~ five (5) years of clinical
 experience, two (2) years of which can be earned during a
 post-masters clinical internship.

Specific Authority 491.004(5), 491.005(4)(c) FS. Law Implemented
 491.005(4)(c) FS. History--New 8-14-88, Amended 1-3-91, Formerly
 21CC-31.007, 61F4-31.007, Amended 12-29-96, Formerly 59P-31.007,
 Amended 8-8-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Clinical Social Work, Marriage and Family Therapy
 and Mental Health Counseling

NAME OF SUPERVISOR OR PERSON WHO APPROVED
 THE PROPOSED RULE: Board of Clinical Social Work,
 Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: April 27, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: February 28, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Teaching Permits
 RULE NO.: 64B5-7.005

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule text with regard to teaching permits.

SUMMARY: The Board is amending this rule to advise faculty members that hold a teaching faculty permit that they must maintain current CPR certification.

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: 466.002(6), 466.004(4) FS.

LAW IMPLEMENTED: 466.002(6), 466.017(4) 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: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-7.005 Teaching Permits.

(1) A teaching permit may be issued by the Board of Dentistry to a faculty member of a dental school accredited by the Commission on Dental Accreditation of the American Dental Association or a medical school accredited by the American Medical Association's Liaison Committee for Medical Education upon the request of the dean of the school if the faculty member:

- (a) through (c) No change.
- (2) through (3) No change.

(4) Prior to issuance of a teaching permit, each faculty member must provide proof of current CPR certification. If otherwise eligible, the faculty member will be granted a permit with the requirement that current CPR certification be obtained within 60 days. Each faculty member holding a teaching faculty permit shall maintain current CPR certification.

Specific Authority 466.002(6), 466.004(4) FS. Law Implemented 466.002(6), 466.017(4) FS. History—New 4-30-80, Amended 1-13-81, Formerly 21G-7.05, Amended 1-29-89, Formerly 21G-7.005, 61F5-7.005, Amended 10-16-96, 3-16-97, Formerly 59Q-7.005, Amended 11-10-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2000

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE TITLE: Disciplinary Guidelines
 RULE NO.: 64B17-7.001

PURPOSE AND EFFECT: The Board proposes to amend this rule to update the rule text with regard to the disciplinary guidelines.

SUMMARY: The Board is substantially rewording this rule to update the provisions and the penalty amounts to be assessed for each violation.

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, 455.627, 486.025 FS.

LAW IMPLEMENTED: 455.621, 455.627, 455.664, 455.667, 486.123, 486.125, 486.135, 486.151 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: Kaye Howerton, Executive Director, Board of Physical Therapy Practice/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantially rewording of Rule 64B17-7.001 follows. See Florida Administrative Code for present text)

64B17-7.001 Disciplinary Guidelines.

(1) When the Board finds that an applicant or licensee has violated the below-listed provisions, it shall issue a final order imposing appropriate penalties, for each count, within the ranges recommended in the following disciplinary guidelines.

(a) 455.624(1)(q) through 486.021(11); 455.624(1)(o): Practicing outside the scope of physical therapy, use of procedures not in compliance with the Board of Medicine and the Board of Physical Therapy Practice, implementation of a plan of treatment without proper concurrence or review.

First Offense \$1000 administrative fine, costs, continuing education, and a reprimand up to 2 years suspension and a \$10,000 fine

Second Offense Suspension for at least 1 year, followed by at least 2 years probation, a \$3000 administrative fine, costs, up to revocation and a \$10,000 administrative fine

(b) 455.624(1)(q) through 486.028 or 486.151(1)(a) and (b): Practicing physical therapy without a license.

1. If practice is on a delinquent license for less than three months, a reprimand and a \$500 administrative fine plus costs;

2. If practice is on a delinquent license for more than three months, a fine of \$200.00 plus costs per month for each month of practice while license is delinquent;

3. If practice is on a suspended or inactive license, \$1000 plus \$250.00 per month plus costs, fine payable before reinstatement and probation up to five (5) years with conditions specified by the Board;

4. If practice is on a revoked license, referral to the appropriate state attorney for criminal prosecution and denial of all future applications for relicensure under the Physical Therapy Practice Act;

5. If practice prior to licensure, \$1000 plus \$200 per month plus costs, payable prior to licensure and two months probation with conditions for each month practiced, up to denial of licensure;

(c) 455.624(1)(q) through 486.125(1)(a): Substance abuse. Probation of up to 5 years with conditions if licensee complies with substance abuse treatment, to suspension or revocation of license if licensee fails to follow through with treatment; physical illness, if it jeopardizes the ability to engage in physical therapy with reasonable skill and safety, from probation with conditions to revocation of license and a fine from \$1000 to \$5000 plus costs; mental illness – from a minimum term of probation with conditions up to a maximum of revocation of license and a fines from \$1000 to \$5000 plus costs;

(d) 455.624(1)(q) through 486.125(1)(b); 455.624(1)(a); 455.624(1)(h); 455.624(1)(m):

Fraud in the practice of physical therapy or in obtaining licensure

Fraud in practice

First Offense \$1000 administrative fine, costs, at least 1 year probation with conditions, to revocation

Second Offense 2 years suspension, \$5,000 fine, costs, followed by at least three years probation with conditions, to revocation

Fraud or error in obtaining license

From a \$1000 administrative fine, costs and at least 1 year probation with conditions, to revocation, if ineligible for licensure

(e) 455.624(1)(q) through 486.125(2) or 486.151; 455.624(1)(c): Conviction of crime relating to the practice of physical therapy – from a minimum of probation for one year with conditions and a fine from \$1000-\$10,000, plus costs, up to a maximum of revocation of license; any probation will be for no less term than court ordered sanctions;

(f) 455.624(1)(q) through 486.125(1)(d): Treating human ailments by means other than physical therapy:

First Offense \$1000 administrative fine, costs, at least 1 year probation with conditions, to 1 year suspension, \$5,000 fine, costs, followed by at least 2 years probation with conditions.

Second Offense 1 year suspension, followed by at least 2 years probation with conditions, \$5000 fine, costs, to revocation and a \$10,000 fine.

(g) 455.624(1)(q) through 486.125(1)(e); 455.624(1)(b): Failure to maintain acceptable standards of practice as set forth in Board rules:

First Offense \$1000 administrative fine, costs, at least 1 year probation with conditions, to 1 year suspension, \$5,000 fine, costs, followed by at least 2 years probation with conditions.

Second Offense 1 year suspension, followed by at least 2 years probation with conditions, \$5000 fine, costs, to revocation and a \$10,000 fine.

(h) 455.624(1)(q) through 486.125(1)(f); 455.624(1)(n): Engaging in fee splitting – 1 year probation with conditions and a \$5000 fine plus costs per count, up to revocation;

(i) 455.624(1)(q) through 486.125(1)(g); 455.624(1)(f): Having disciplinary action taken against a license or applicant in another jurisdiction – from a minimum of a reprimand and \$500 administrative fine plus costs, up to a maximum of revocation and up to a \$5000 administrative fine plus costs, or denial of license;

(j) 486.125(1)(h) or 486.151(1)(f): Violation of statute, rule, or order of Board or Department:

First Offense 1 year probation with conditions, \$1000 fine, costs, to 2 years suspension, \$5,000 fine, costs, followed by at least 3 years probation with conditions

Second Offense 1 year probation with conditions, \$1000 fine, costs, to 2 years suspension to revocation, \$10,000 administrative fine, plus costs

(k) 455.624(1)(q) through 486.125(1)(i) or 486.151(1)(e); 455.624(1)(l): Making or filing a false report or record:

First Offense Reprimand, \$500 administrative fine per count, costs, to 3 years probation with conditions and \$3000 fine, costs

Second Offense 3 years probation with conditions, \$3,000 administrative fine per count, costs, to revocation, \$10,000 fine, costs

(l) 455.624(1)(q) through 486.135(1)(a)(b) or 486.151(1)(d): Fraudulent representation of licensure – from a minimum of a reprimand and a \$1000 administrative fine plus costs, and at least one year probation with conditions to revocation or denial of licensure, up to a maximum of revocation and a \$10,000 administrative fine plus costs:

(m) 455.624(1)(q) through 486.135(2): Obtaining a license by willful misrepresentation – revocation or denial of license, and \$5000 fine plus costs:

(n) 455.664: Advertising for discounted services

First Offense Reprimand and a \$500 fine plus costs, up to a maximum of probation of one year with conditions and a fine of \$1000 to \$2500 plus costs;

Second Offense \$1000-\$2500 plus costs, to at least 2 years probation with conditions, \$3000 fine, costs

Third Offense 2 years probation with conditions, 3000 fine, costs, to \$10,000 fine, costs, 1 year suspension followed by at least 3 years probation with conditions

(o) 455.667: Failure to turn over patient records – from a minimum of a reprimand and a \$500 fine, costs, to a maximum of probation with conditions and a \$1000 fine, costs:

(p) 455.567: Sexual misconduct – revocation or denial of license, \$10,000 fine plus costs.

(q) 464.624(1)(q) through 486.123: Sexual misconduct – two years suspension, treatment through Board approved treatment provider followed by at least three years probation with conditions \$1000-\$10,000 fine, costs, to revocation, \$1000-\$10,000 fine, costs.

(r) 455.624(1)(w): Failure of licensure to report conviction – from \$1000 fine, costs, and at least two years probation with conditions, to suspension for at least 1 year followed by at least three years probation with conditions, \$5000 fine, and costs.

(s) 455.624(1)(e): Failure to complete HIV education – \$5000 fine, costs.

(t) 455.624()(g): Liability for false complaint – Reprimand, from \$1000 to \$10,000 fine, costs.

(u) 455.624(1)(i): Failure to report health care violator – Reprimand, from \$1000-\$10,000 fine, costs, to one year probation with conditions, \$1000-\$10,000 fine, costs.

(v) 455.624(1)(j): Aiding unlicensed practice – Reprimand, from \$1000-\$10,000 fine, costs, to one year probation with conditions, \$1000-\$10,000 fine, costs.

(w) 455.624(1)(k): Failure to perform statutory duty – Reprimand, from \$1000-\$10,000 fine, costs, to 1 year probation with conditions, \$1000-\$10,000 fine, costs.

(x) 455.624(1)(p): Improper delegation – From two years probation with conditions, \$3000-\$10,000 fine, costs, to one year suspension followed by up to 5 years probation, \$3000-\$10,000 fine, costs.

(y) 455.624(1)(r): Interfering with investigation – Reprimand, from \$1000-\$10,000 fine, costs, to one year probation with conditions, \$1000-\$10,000 fine, costs.

(z) 455.624(1)(x): Improper patient solicitation – Reprimand, from \$1000-\$10,000 fine, costs, to 1 year probation with conditions, \$1000-\$10,000 fine, costs.

Specific Authority 455.624, 455.627, 486.025 FS. Law Implemented 455.621, 455.627, 455.664, 455.667, 486.123, 486.125, 486.135, 486.151 FS. History—New 2-10-87, Formerly 21M-9.023, Amended 8-2-90, 10-14-91, 12-6-92, 3-24-93, Formerly 21MM-7.002, 61F11-7.002, 59Y-7.002, Amended 1-8-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Physical Therapy Practice

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 14, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 1999

DEPARTMENT OF HEALTH

Division of Environmental Health and Statewide Programs

RULE TITLES:	RULE NOS.:
Advanced Life Support Service	
License – Ground	64E-2.003
Air Ambulances	64E-2.005
Neonatal Interfacility Transfers	64E-2.006
Emergency Medical Technician	64E-2.008
Paramedic	64E-2.009
Voluntary Inactive Certification	64E-2.0094
Involuntary Inactive Certification	64E-2.0095
Pediatric Trauma Scorecard Methodology	64E-2.0175
Inspections	64E-2.034
Emergency Treatment of Insect Stings	64E-2.035
Training Programs	64E-2.036
Security of Medications	64E-2.037

PURPOSE AND EFFECT: ALS Staffing: To establish rules on staffing, equipment and supplies for ALS nontransport vehicles and to provide for reclassifying of such vehicles under certain conditions.

Air Insurance: The rule establishes specific requirements for air ambulance professional liability insurance and documentation of such insurance.

Neonate: The rules updates minimum equipment and medication requirements for neonatal interfacility transfers.

Certification/Recertification: This amendment revises DH Form 622 which is incorporated by reference in section 64E-2.008(2) and .009(2), Florida Administrative Code. The form is the recertification application used in the biennial renewal of EMT and paramedic certifications.

Pediatric Trauma Triage: To correct inconsistencies and to make the pediatric scorecard methodology more effective in identifying critically injured pediatric patients who need immediate care.

Epinephrine: This amendment instates requirements for certification to administer epinephrine pursuant to the Insect Sting Emergency Treatment Act, section 381.88, F.S.

Training Programs: In accordance with revisions to Chapter 401, F.S., passed during the 1999 legislative session, rules are being implemented to specify the requirements to apply for or renew approval to be an initial EMS training program or continuing education program.

Storage, Security and Inventory of Controlled Medications and Fluids: This rule is written to accommodate the 1999 statutory change to section 401.35, F.S. The amendment requires the department to promulgate rules addressing licensee's security and storage of controlled substances, medications and fluids. This change enables the department to take an oversight role in the regulation of the storage and security of a licensee's medical supplies, consistent with other state and federal regulations.

SUMMARY: ALS Staffing: The rules establishes requirements for staffing, equipment and supplies for ALS nontransport vehicles and to provide for reclassifying of such vehicles under certain conditions.

Air Insurance: Establishes requirements for air ambulance insurance coverage and documentation.

Neonate: The amendment is made to remove unessential items from the required equipment and to modify quantities to meet the specific needs of neonates.

Certification/Recertification: DH Form 622 has been redesigned to reflect the 1999 statutory requirement for a recertification oath and notarization of the application and provide the flexibility to either hardcopy print or computer-generated application forms.

Pediatric Trauma Triage: The proposed changes are designed to bring consistency to the methodologies used in identifying critically injured pediatric patients.

Epinephrine: The rule revision specifies the application process, incorporates the application form, identifies the period of certification, and establishes training requirements for certification.

Training Programs: This rule establishes minimum standards that must be met in order to become an approved EMT or paramedic training program. Training programs are required to meet certain medical equipment, instructor, field internship, curriculum and clinical training standards. The continuing education requirements are newly enacted in Chapter 401, F.S., and these rules. These requirements establish minimum standards that certain entities must meet in order to provide continuing education. These rules and the statute require that a system of recordkeeping be maintained by all providers of continuing education.

Security of Medications: Federal and other state regulations address some requirements of maintaining a secure and safe medical supply. The rule is written to use existing statutory and federal requirements for the security of controlled substances as the baseline for minimum security and storage requirements of an EMS licensee. This rule enables written protocols which incorporate other regulatory requirements related to controlled substances and allows the medical director and licensee to prescribe the method of securing, storing, and inventorying non-controlled substances. Each provider can then be monitored for compliance with his own protocols.

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.

Training Program Approval – there is no additional regulatory costs to entities who are already governed under Chapter 401, F.S. However, the rules provide that entities not regulated pursuant to Chapter 401, F.S., may offer continuing education. They will be required to submit an application and pay a nonrefundable fee of \$300 to have their courses reviewed. The fee would have to be paid every two years and will cover the cost of all materials submitted per applicant during the two year period. It is undeterminable as to how many individuals or organizations will choose to offer continuing education.

SPECIFIC AUTHORITY: 381.88(3), 394.4045, 401.251, 401.252(4), 401.26, 401.27, 401.2701, 401.2715, 401.15, 401.35 FS.

LAW IMPLEMENTED: 381.88, 401.25, 401.251, 401.252(3), 401.26, 401.27, 401.2701, 401.2715 FS.

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

TIME AND DATE: 10:00 a.m., June 13, 2000

PLACE: Bureau of Emergency Medical Services, 4025 Esplanade Way, Room 301 A & B, Tallahassee, Florida 32301-4881

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pam Lesley, Senior Management Analyst, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin C18, Tallahassee, Florida 32399-1738, (850)245-4440, Ext. 2733, or Fax (850)487-2911

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-2.003 Advanced Life Support Service License – Ground.

(1) through (4) No change.

~~(5) Security of medications, fluids and controlled substances shall be maintained by each ALS provider. Security procedures shall be approved by the medical director and be in compliance with chapters 499 and 893, F.S., and chapter 10D-45, Florida Administrative Code. Medication inventory techniques and schedules shall be maintained in compliance with chapters 499 and 893, F.S., and Title 21, Code of Federal Register, Food and Drugs, Part 1300 To End, Chapter II – Drug Enforcement Administration, Department of Justice.~~

~~(5)(6) Each ALS provider shall ensure that a current copy of all standing orders authorized by the medical director shall be available in each of the provider’s vehicles; for review by the department; to each of the provider’s paramedics; and supplied to each physician designated by the medical director to receive a copy.~~

~~(6)(7) In addition to the equipment and supplies listed in Table III, the medications and I.V. solutions and equipment listed in Table V are required on each ALS permitted vehicle, except those exempted in section 64E-2.006(1)(a), F.A.C. Substitutions are allowed with signed approval from the medical director and written notification to the department.~~

~~(7)(8) The medical director may authorize an EMT instead of the paramedic or licensed physician to attend a BLS patient on an ALS permitted ambulance under the following conditions:~~

~~(a) through (c) No change.~~

~~(8) ALS Nontransport:~~

~~(a) Unless otherwise specifically exempted, each advanced life support non-transport vehicle, when personnel are providing advanced life support treatment or care, must be staffed with at least two persons: one patient attendant who is a certified paramedic or licensed physician and one who is a certified emergency medical technician, certified paramedic, or licensed physician.~~

~~(b) A permitted advanced life support non-transport vehicle may operate as a basic life support emergency vehicle when the vehicle is not staffed by a certified paramedic or licensed physician and only in lieu of placing the unit completely out of service. When such advanced life support non-transport vehicle is operating under this section, the vehicle must be staffed with at least two persons, one of whom must be an emergency medical technician.~~

1. Each service provider having permitted vehicles operating pursuant to this section shall log changes in vehicle status.

2. Vehicles operating pursuant to this section shall not display markings indicating advanced life support (other than permit sticker) when responding as basic life support emergency vehicle.

(c) Unless otherwise specifically exempted, the following advanced life support non-transport vehicles when personnel are providing emergency treatment or care, must be staffed, at a minimum, with a certified paramedic or licensed physician:

1. Advanced life support vehicles that respond to requests to provide emergency treatment or care during special events or activities or in locations where access by permitted transport vehicles is restricted or limited.

2. Advanced life support vehicles that respond to requests to provide emergency treatment or care in vehicles that cannot accommodate two persons, due to design and construction of the vehicle.

3. Advanced life support vehicles under 13,000 pounds gross vehicle weight that respond to requests to provide emergency treatment or care and are met at the scene by other concurrently responding permitted vehicles. Examples include vehicles that respond to requests to provide emergency treatment or care within a gated or restricted community that is established pursuant to chapter 190, F.S.; vehicles that respond to requests to provide emergency treatment or care which are owned or operated by counties or municipalities established pursuant to chapters 125 or 166, F.S.; or vehicles that respond to requests to provide emergency treatment and care which are owned or operated by advanced life support services licensees. Vehicles staffed pursuant to this section shall operate in accordance with a certificate of public convenience and necessity.

(d) Vehicles staffed pursuant to section 64E-2.003(9)(c), F.A.C., may respond to requests for medical assistance in accordance with section 252.40, F.S., or in accordance with a mutual aid agreement executed pursuant to section 64E-2.032, F.A.C.

(e) Nothing herein shall prohibit an on duty certified EMT or paramedic who arrives on scene from initiating emergency care and treatment at the level of their certification prior to the arrival of other responding vehicles.

(9) Advanced life support non-transport vehicles staffed pursuant to section 64E-2.003(8)(c), F.A.C., are not required to carry the equipment and supplies identified in Table III or V. Such Vehicles shall at a minimum carry portable oxygen, defibrillation equipment, airway management supplies and equipment, and medications and fluids authorized by the medical director of the licensed service.

Specific Authority 381.0011, 395.405, 401.121, 401.35 FS. Law Implemented 381.0011, 381.025, 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.404, 395.4045, 395.405, 401.23, 401.24, 401.25, 401.26, 401.27, 401.281, 401.30, 401.31, 401.321, 401.34, 401.35, 401.41, 401.411, 401.414, 401.421 FS. History—New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.50, Amended 4-12-88, 8-3-88, 8-7-89, 12-10-92, 11-30-93, 1-26-97, Formerly 10D-66.050, Amended 8-4-98, 1-3-99, 7-14-99, 2-20-00.

64E-2.005 Air Ambulances.

(1) No change.

(2) Each air ambulance applicant or provider, pursuant to section 64E-2.013(1), F.A.C., shall maintain on site and make available to the department at license application, license application renewal, change of insurance carrier or policy renewal, and documentation of the following minimum insurance coverage: Security of medications, fluids and controlled substances shall be maintained by each air ambulance provider. Security procedures shall be approved by the service's medical director and be in compliance with chapters 499 and 893, F.S., and chapter 10D-45, Florida Administrative Code. Medication inventory techniques and schedules shall be maintained in compliance with chapters 499 and 893, F.S., and Title 21, Code of Federal Register, Food and Drugs, Part 1300 To End, Chapter II—Drug Enforcement Administration, Department of Justice.

(a) Each aircraft shall be insured for the sum of at least \$100,000 for injuries to or death of any one person arising out of any one accident and the sum of at least \$300,000 for injuries to or death of more than one person in any one accident and for the sum of at least \$5,000,000 for damage to property arising from any one accident. Any such policy on a leased aircraft must identify both the owner and the lessee of the aircraft.

(b) In lieu of the insurance required in (2)(a), the provider or applicant may furnish a certificate of self-insurance establishing that the provider or applicant has a self-insurance plan to provide coverage identical to what is required in (2)(a) and that the plan has been approved by the Department of Insurance.

(3) through (8) No change.

Specific Authority 381.0011, 401.251, 401.35 FS. Law Implemented 381.0011, 395.405, 401.23, 401.24, 401.25, 401.251, 401.252, 401.26, 401.27, 401.30, 401.31, 401.321, 401.34, 401.35, 401.41, 401.411, 401.414, 401.421 FS. History—New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.51, Amended 4-12-88, 8-3-88, 8-7-89, 12-10-92, 11-30-93, 10-2-94, 1-26-97, Formerly 10D-66.051, Amended 1-3-99.

64E-2.006 Neonatal Interfacility Transfers.

(1) No change.

(a) A neonatal ambulance shall meet the requirements listed in Table VI, IX, sections 64E-2.006(1)(c) and (d) and 64E-2.006(2) and (3), F.A.C., and shall be exempt from meeting the equipment and medical supplies listed in section 64E-2.002, Table III, F.A.C., and in section 64E-2.003, Table V, F.A.C.

(b) through (d) No change.

TABLE VI IX
(Reference section 64E-2.006)
Neonatal Interfacility Transfers

ITEM	QTY.
1. <u>Direct two-way communications with the designated neonatologist or attending physician and or receiving ICU.</u>	
2. <u>A standby or backup power source other than the one contained in the isolette.</u>	<u>One.</u>
3. <u>A source of electrical power sufficient to operate the isolette and ancillary electrically powered equipment.</u>	<u>One.</u>
4. <u>A transport incubator with portable Power supply, portable oxygen tanks or liquid oxygen, and a source of compressed air, including appropriate valves, meters, and fittings.</u>	<u>One.</u>
5. <u>Portable heart rate monitor with visual or audible display and alarm system.</u>	<u>One per patient.</u>
6. <u>Portable blood pressure monitor with assortment of cuff sizes suitable for infants.</u>	<u>One each.</u>
7. <u>Battery powered mechanical I.V. pumps capable of delivering as low as 1 cc. increments for I.V. fluids.</u>	<u>Two.</u>
8. <u>Battery or self-powered oxygen sensor and transcutaneous oxygen monitor or oxygen saturation monitor.</u>	<u>One.</u>
9. <u>Oxygen delivery device and tubing capable of administering high concentrations of oxygen.</u>	<u>One.</u>
10. <u>Temperature monitoring device.</u>	<u>One.</u>
11. <u>Portable ventilator appropriate for neonatal patients.</u>	<u>One.</u>
12. <u>Anesthesia and/or self-inflating bag with oxygen reservoir less than 750 ml and manometer (pressure gauge); premature, newborn and infant size clear masks.</u>	
13. <u>Laryngoscope handle.</u>	<u>One.</u>
14. <u>Blades.</u>	<u>Miller 00, Miller 0.</u>
15. <u>Bulbs and batteries.</u>	<u>Two each.</u>
16. <u>Endotracheal tubes.</u>	<u>2.0, 2.5, 3.0, 3.5, 4.0.</u>
17. <u>Stylet.</u>	<u>Two each.</u>
18. <u>Adapters.</u>	<u>Assortment of sizes.</u>
19. <u>Oral Airways.</u>	<u>Assortment of sizes.</u>
20. <u>Suction equipment with low suction capabilities of less than 80 mm of hg.</u>	<u>One.</u>

21. <u>Sterile Gloves assorted sizes.</u>	<u>Sufficient quantity for all crew members.</u>	11. <u>Furosemide (Lasix).</u>	<u>20 mg./2 ml.</u>	<u>One.</u>
22. <u>Suction catheters. Size 5.0, 6.0, 6.5, 8, & 10.</u>	<u>Two each.</u>	12. <u>Heparin.</u>		<u>One.</u>
23. <u>Syringes sizes 1 cc. through 60 cc.</u>	<u>Assortment of sizes.</u>	13. <u>Lidocaine.</u>	<u>1%/2 mg.</u>	<u>One.</u>
24. <u>Medication access device.</u>	<u>Two each.</u>	14. <u>Naloxone (Narcan).</u>	<u>1.0 mg./ml or 4 mg./ml.</u>	<u>One.</u>
25. <u>Vascular access devices 23-27 gauge.</u>	<u>Assortment of sizes.</u>	15. <u>Paralyzing agent.</u>		<u>One.</u>
26. <u>I.V. extension tubing.</u>	<u>Sufficient length to administer I.V.</u>	16. <u>Phenobarbital.</u>		<u>One.</u>
27. <u>Securing device.</u>	<u>Assorted sizes.</u>	17. <u>Prostin VR.</u>	<u>500 mcg/ml.</u>	<u>One.</u>
28. <u>I.V. filters.</u>	<u>Two.</u>	(available for transport)		
29. <u>Umbilical catheters. Size 3.5 & 5</u>	<u>Two.</u>	18. <u>Sodium Bicarbonate.</u>	<u>4.2% soln.</u>	<u>One.</u>
30. <u>Antiseptic solution.</u>	<u>Ten.</u>	19. <u>Sedative as determined by the medical director.</u>		<u>One.</u>
31. <u>Blood sugar device.</u>	<u>One.</u>	20. <u>Volume expander.</u>		<u>One.</u>
32. <u>Lancets.</u>	<u>Five.</u>	21. <u>I.V. fluid.</u>	<u>Bags of D5W and D10W</u>	<u>One each.</u>
33. <u>Neonatal stethoscope.</u>	<u>One.</u>	22. <u>Injectable non-preservative sterile water.</u>		<u>One.</u>
34. <u>Flashlight.</u>	<u>One.</u>	23. <u>Injectable non-preservative normal saline.</u>		<u>One.</u>
35. <u>Gauze pads.</u>	<u>Assortment of sizes.</u>	1- <u>Direct two-way communications with the designated neonatologist or attending physician.</u>		
36. <u>No. 5 & No. 8 French feeding tubes.</u>	<u>One each.</u>	2- <u>A standby or backup power source other than the one contained in the isolette.</u>	<u>One.</u>	
37. <u>High intensity light capable of transillumination.</u>	<u>One.</u>	3- <u>A source of electrical power sufficient to operate the isolette and ancillary electrically powered equipment.</u>	<u>One.</u>	
38. <u>Approved biomedical waste plastic bag or impervious container and used sharps container per chapter 64E-16, F.A.C.</u>	<u>One each.</u>	4- <u>A transport incubator isolette with portable power supply, portable oxygen tanks or liquid oxygen, and a source of compressed air, including appropriate valves, meters, and fittings.</u>	<u>One.</u>	
39. <u>Gloves – latex or other suitable materials.</u>	<u>Sufficient quantity for all crew members.</u>	5- <u>Portable heart rate monitor with visual or audible display and alarm system.</u>	<u>One per patient.</u>	
40. <u>Respiratory face masks.</u>	<u>Sufficient quantity for all crew members.</u>	a. <u>Portable blood pressure monitor with assortment of cuff sizes suitable for infants.</u>	<u>One each.</u>	
41. <u>Special procedure tray or instruments with capability for performing umbilical catheterization, venous cutdown and thoracostomy.</u>	<u>One.</u>	b. <u>Battery powered mechanical I.V. pumps capable of delivering as low as 1 cc. increments for I.V. fluids.</u>	<u>Two.</u>	
42. <u>Bulb syringe. (Additional to OB kit)</u>	<u>One.</u>	e. <u>Battery or self-powered oxygen sensor and transcutaneous oxygen monitor or oxygen saturation monitor.</u>	<u>One.</u>	
43. <u>Cord clamp.</u>	<u>One.</u>	d. <u>Oxygen delivery device and tubing capable of administering high concentrations of oxygen.</u>	<u>One.</u>	
44. <u>Chest tube evacuation device.</u>	<u>One.</u>	e. <u>Thermistor type temperature monitor.</u>	<u>One.</u>	
45. <u>Needle aspiration device or chest tubes.</u>	<u>Appropriate sizes for neonate.</u>	f. <u>Portable ventilator and self-inflating resuscitating bag and clear mask premature, newborn and infant size with sleeve and oxygen adapter for delivering high oxygen content.</u>	<u>One.</u>	
<u>MEDICATION</u>	<u>WT/VOL</u>	<u>QTY.</u>		
1. <u>Atropine Sulfate.</u>	<u>1 mg./10 ml.</u>	<u>One.</u>		
2. <u>Injectable Vitamin K.</u>	<u>1 mg./0.5 ml.</u>	<u>One.</u>		
3. <u>Antibiotics, to be determined by medical director.</u>				
4. <u>Calcium Gluconate.</u>	<u>10% - 10- ml.</u>	<u>One.</u>		
5. <u>Digoxin ped.</u>	<u>0.1 mg./ml.</u>	<u>One.</u>		
6. <u>Anticonvulsant as required by medical director.</u>				
7. <u>Dextrose.</u>	<u>50% 50 cc.</u>	<u>One.</u>		
8. <u>Dopamine or dobutamine.</u>	<u>Depends on medication</u>	<u>One.</u>		
9. <u>Epinephrine.</u>	<u>1:10,000</u>	<u>One.</u>		
10. <u>Eye prophylaxis.</u>		<u>One.</u>		

g.	Laryngoscope handle, blades, bulbs and batteries, Miller 0 x Miller 1 and endotracheal tubes.	2.0, 2.5, 3.5, 4.0. 2 each.		32. Betadine or alcohol swabs.	Ten.
	Stylet.	Two each.		33. Chemstrips.	One.
	Adapters.	Assortment of sizes.		34. Lancets.	Five.
	Oral Airways.	Assortment of sizes.		35. Neonatal stethoscope.	One.
h.	Suction equipment with low suction capabilities of less than 80 mm of hg.	One.		36. Blood culture bottles.	Two.
	MEDICATION	WT/VOL	QTY.	37. Scissors and hemostats.	One each.
1.	Atropine Sulfate.	1 mg./10 ml.	One.	38. Flashlight.	One.
2.	Aquamephyton.	1 mg./0.5 ml.	One.	39. 2 x 2 gauze pads.	Twenty five.
3.	Antibiotics, to be determined by medical director.		Two.	40. No. 5 & No. 8 French feeding tubes.	One each.
4.	Calcium Gluconate.	10%—10 ml.	One.	41. High intensity light capable of transillumination.	One.
5.	Digoxin ped.	0.1 mg./ml.	One.	42. Approved biomedical waste plastic bag or impervious container and used sharps container per chapter 64E-16, F.A.C.	One each.
6.	Anticonvulsant as required by medical director.			43. Gloves—latex or other suitable materials.	Sufficient quantity for all crew members.
7.	Dextrose.	50% 50 cc.	One.	44. Respiratory face masks.	Sufficient quantity for all crew members.
8.	Dopamine or dobutamine.	40 mg./1 ml.	One.		
9.	Epinephrine.	1:10,000	One.	45. Benzoin.	Two.
10.	Eye prophylaxis.		One.	46. Special procedure trays with capability for performing umbilical catheterization, venous cutdown and thoracostomy.	
11.	Furosemide (Lasix).	20 mg./2 ml.	One.	47. Injectable non-preservative sterile water.	One.
12.	Heparin.		One.	48. Injectable non-preservative normal saline.	One.
13.	Lidocaine.	1%/2 mg.	One.	49. Bulb syringe.	One.
14.	Naloxone (Narean).	1.0 mg./ml. .4 mg./ml.	One. One.	50. Cord clamp.	One.
15.	Paralyzing agent.		One.	51. Chest tube evacuation device.	One.
16.	Phenobarbital.	130 mg./ml.	One.	52. Needle aspiration device or chest tubes.	Appropriate sizes for neonate.
17.	Prostin VR. (available for transport)	500 meg/ml.	One.		
18.	Sodium Bicarbonate.	4.2% soln. 8.4% soln.	One. One.	(2) through (3) No change.	
19.	Sedative as determine by the medical director.		One.	Specific Authority 381.0011, 383.19, 395.405, 401.251(6), 401.35 FS. Law Implemented 381.001, 383.15, 395.405, 401.24, 401.25, 401.251, 401.252, 401.26, 401.265, 401.27, 401.30, 401.31, 401.35, 401.41, 401.411, 401.414, 401.421 FS. History—New 11-30-93, Amended 1-26-97, Formerly 10D-66.0525, Amended 8-4-98,_____.	
20.	Volume expander.		One.	64E-2.008 Emergency Medical Technician.	
21.	Suction catheters		Two each.	(1) Qualifications and Procedures for Certification in addition to those contained in section 401.27, F.S. – To be qualified for EMT certification, an individual must:	
22.	Syringes sizes 1 cc. through 60 cc.		Three each.	(a) successfully complete a department approved Florida training an initial EMT education program that was conducted in accordance with the 1994 U.S. DOT EMT-Basic (EMT-B)	
23.	Medication access device.		Two each.		
24.	Vascular access devices	23-27 gauge.	Two each.		
25.	Sterile Gloves assorted sizes.		Sufficient quantity for all crew members.		
26.	I.V. fluid.	250 cc bags of D5W and D10W	One each.		
27.	I.V. extension tubing.		Sufficient length to administer I.V.		
28.	Adhesive tape.		Assorted sizes.		
29.	I.V. filters.		Two.		
30.	Tongue blades.		Two.		
31.	UAC catheters.	size 3.5 & 5	Two.		

NSC, which is incorporated by reference and is available for purchase from the Government Printing Office by telephoning 202-512-1800, or

(b) currently hold a valid EMT certification from the National Registry of Emergency Medical Technicians or be currently certified in another state or U.S. territory and have the certifying authority submit to the department DH Form 1164, January 00, January 1998, Statement of Good Standing which is incorporated by reference and available from the department and

(c) apply for Florida EMT certification on DH Form 1583, January 00, Jan. 98, Emergency Medical Technicians and Paramedics Certification Application/Examination Application ~~Emergency Medical Services Profile Data Form, EMT/Paramedic Certification Application~~, which is incorporated by reference and available from the department.

(2) Recertification – To be eligible for recertification as an EMT an individual shall submit DH Form 622, January 00, EMT/Paramedic Recertification Application, Jan. 99, ~~(this form shall become effective January 1, 1999), Application for Recertification~~, which is incorporated by reference and available from the department; and within 2 years prior to the expiration date of his or he EMT certification complete one of the following:

(a) Complete 30 hours of EMT refresher training based on which shall be the 1994 U.S. DOT EMT-B NSC, includes the performance parameters for adult and pediatric emergency medical clinical care, as approved by the department; ~~complete~~ 2 hours of HIV AIDS refresher training, in accordance with section 381.0034, F.S.; and, also maintain a current CPR card for the professional rescuer which may be included in the 30 hours of refresher training. The 1994 U.S. DOT EMT-B NSC shall be the criteria for department approval of refresher training courses. The department shall accept either the affirmation of a licensed EMS provider’s medical director ~~and chief operational officer or chief operational officer’s designee~~; or a certificate of completion of refresher training from a department approved Florida training program or a department approved continuing education provider as proof of compliance with the above requirements.

(b) Successfully ~~challenge and~~ pass the EMT certification examination within the immediately preceding 2-year certification cycle; and complete 2 hours of HIV AIDS refresher training, in accordance with section 381.0034, F.S.; and maintain a current CPR BLS card for the professional rescuer. Prior to taking the examination, a candidate shall submit DH Form 1583, Jan. 00, 98, ~~Emergency Medical Services Profile Data Form, EMT/Paramedic Certification Application~~, to the department so as to be received by the department no later than 30 calendar days prior to the date of the certification examination for which the applicant desires to be scheduled, and pay the required fees.

(c) Satisfactorily complete the first semester of the paramedic training course at a department approved an approved Florida training center within the immediately preceding 2-year certification cycle. Complete 2 hours of HIV/AIDS refresher training in accordance with section 381.0034, F.S., and also maintain a current CPR card for the professional rescuer.

(d) An individual must provide to the department, upon request, proof of compliance with the requirements in this section.

(3) In the event an applicant or certified EMT changes the mailing address he or she has provided the department, the applicant or certified EMT shall notify the department within 10 days of the address change.

(4) No change.

Specific Authority 381.0011, 381.0034, 381.0035, 401.23, 401.27, 401.35 FS. Law Implemented 381.001, 401.23, 401.27, 401.34, 401.41, 401.35, 401.411, 401.414 FS. History–New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.56, Amended 11-2-86, 4-12-88, 8-3-88, 12-10-92, 11-30-93, 12-10-95, 1-26-97, Formerly 10D-66.056, Amended 8-4-98, 1-3-99, _____.

64E-2.009 Paramedic.

(1) No change.

(a) successfully complete a department approved Florida an initial paramedic training education program that was conducted in accordance with the 1998 1985 U.S. DOT Paramedic NSC, which is incorporated by reference and is available for purchase from the Government Printing Office by telephoning 202-512-1800, or

(b) currently hold a valid paramedic certification from the National Registry of Emergency Medical Technicians or be currently certified in another state or U.S. territory and have the certifying authority submit to the department DH Form 1164, January 00, January 1998, Statement of Good Standing, which is incorporated by reference in section 64E-2.008, F.A.C., and

(c) apply for Florida paramedic certification on DH Form 1583, January 00, Jan. 98, Emergency Medical Services Profile Data Form, EMT/Paramedic Certification Application which is incorporated by reference in section 64E-2.008, F.A.C.

(2) Recertification – To be eligible for recertification as a paramedic an individual shall submit DH Form 622, Jan. 00, Jan. 99, ~~(this form shall become effective January 1, 1999), EMT/Paramedic Recertification Application Application for Recertification~~ which is incorporated by reference in section 64E-2.008(2), F.A.C., and within 2 years prior to the expiration date of his or her paramedic certification complete one of the following:

(a) complete 30 hours of paramedic ~~level~~ refresher training based on which shall be the U.S. D.O.T. Paramedic NSC, and includes the performance parameters for adult and pediatric emergency medical clinical care, as approved by the department and complete 2 hours of HIV AIDS refresher training in accordance with section 381.0034, F.S., and also

maintain a current Advanced Cardiac Life Support (ACLS) card as provided in section 401.27(4)(e)2., F.S., which may be included in the 30 hours of refresher training. ~~The 1994 U.S. DOT EMT-B NSC shall be the criteria for department approval of refresher training courses.~~ The department shall accept either the affirmation of a licensed EMS provider's medical director ~~and chief operational officer or chief operational officer's designee;~~ or a certificate of completion of refresher training from a department approved Florida training program, or a department approved continuing education provider as proof of compliance with the above requirements.

(b) ~~Successfully challenge and pass the paramedic certification examination within the first 2-year certification cycle; complete 2 hours of HIV AIDS refresher training in accordance with section 381.0034, F.S.; and also maintain a current ACLS card. Prior to taking the examination, a candidate shall submit DH Form 1583, January 00, Emergency Medical Technicians and Paramedics Certification Application/Examination Application, to the department so as to be received by the department no later than 30 calendar days prior to the date of the certification examination for which the applicant desires to be scheduled, and pay the required fees and BLS card for the professional rescuer.~~

(c) An individual must provide to the department, upon request, proof of compliance with the requirements in this section.

~~(3) Prior to taking the paramedic examination, a candidate shall submit DH Form 1583, Jan. 98, Profile Data Form, EMT/Paramedic Certification Application, which is incorporated by reference in section 64E-2.008(1)(c), F.A.C., to the department so as to be received no later than 30 calendar days prior to the certification examination date for which the applicant desires to be scheduled and pay the required fee.~~

(3)(4) In the event an applicant or certified paramedic changes the mailing address he or she has provided the department, the applicant or certified paramedic shall notify the department within 10 days of the address change.

Specific Authority 381.0011, 381.0034, 381.0035, 401.27, 401.35 FS. Law Implemented 381.001, 401.23, 401.27, 401.34, 401.35, 401.41, 401.411, 401.414 FS. History—New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.57, Amended 4-12-88, 8-3-88, 12-10-92, 11-30-93, 12-10-95, 1-26-97, Formerly 10D-66.057, Amended 8-4-98, 1-3-99, _____.

64E-2.0094 Voluntary Inactive Certification.

An EMT or paramedic who is currently certified can place their certificate on inactive status by sending a written request to the department and paying a fee of \$50. Any EMT or paramedic whose certificate has been placed on inactive status shall not function as an EMT or paramedic until such time as he or she has completed the following requirements for reactivating the certificate:

- (1) through (2)(e) No change.

1. DH Form 622, January 00, EMT/Paramedic Recertification Application, Jan. 99, (this form shall become effective January 1, 1999), Application for Recertification which is incorporated by reference in section 64E-2.008(2), F.A.C.

2. DH Form 1583, January 00, Emergency Medical Technicians and Paramedics Certification Application/ Examination Application, ~~Jan. 1998, Emergency Medical Services Profile Data Form, EMT/Paramedic Certification Application~~ which is incorporated by reference in section 64E-2.008, F.A.C.

- 3. through (3) No change.

Specific Authority 401.27, 401.35 FS. Law Implemented 401.27, 401.35 FS. History—New 8-4-98, Amended 1-3-99, _____.

64E-2.0095 Involuntary Inactive Certification.

- (1) through (2) No change.

(a) DH Form 622, January 00, EMT/Paramedic Recertification Application, Jan. 99, (this form shall become effective January 1, 1999), Application for Recertification which is incorporated by reference in section 64E-2.008(2), F.A.C.

- (b) through (3) No change.

Specific Authority 401.27, 401.35 FS. Law Implemented 401.271, 401.34, 401.35 FS. History—New 8-4-98, Amended 1-3-99, _____.

64E-2.0175 Pediatric Trauma Scorecard Methodology.

- (1) through (2) No change.

(a) Airway: In order to maintain optimal ventilation, the patient is intubated, or the patient's breathing is maintained assisted through such measures as manual jaw thrust, continuous single or multiple suctioning or through the use of other adjuncts to assist ventilatory efforts.

- (b) No change.

(c) Circulation: The patient has a faint or nonpalpable carotid radial or femoral pulse or the patient has a systolic blood pressure of less than 50 mmHg.

- (d) No change.

(e) Cutaneous: The patient has a major soft tissue disruption, including major degloving injury, or major flap avulsions or 2nd or 3rd degree burns to 10 percent or more of the total body surface area, or amputation at or above proximal to the wrist or ankle, or any penetrating injury to the head, neck or torso (excluding superficial wounds where the depth of the wound can be determined).

- (3) through (4) No change.

Specific Authority 395.405, 401.35 FS. Law Implemented 395.401, 305.4015, 395.402, 395.4025, 395.4045, 395.405, 401.30, 401.35 FS. History—New 8-4-98, Amended _____.

64E-2.034 Inspections.

(1) Inspections of Emergency Services Providers shall be documented on DH Form 1579, June 99, Service Records and Facilities Inspection Form; DH Form 627, June 99, Basic Life

Support Vehicle Inspection Form; DH Form 1039, June 99, Advanced Life Support Vehicle Inspection Form; DH Form 629, June 99, Air Ambulance Inspection Form; DH Form 1267, March 2000, Neonatal Interfacility Vehicle Inspection Form; DH Form 1831, June 99, Inspection Corrective Action Statement; DH Form 1264, September 99, Personnel Records Inspection Form; DH Form 1265, June 99, Supplemental Inspection Form and DH Form 1266, June 99, Equipment Test Results Inspection Form. These forms are incorporated by reference and available from the department.

(2) Completion of Inspection Forms:

(a) Inspection Codes – Inspection Forms DH Form 1579, June 99; DH Form 627, June 99; DH Form 1039, June 99; and DH Form 629, June 99; DH Form 1267, March 2000, shall be completed by the department with the following codes:

(b) through (4) No change.

Specific Authority 401.31, 401.35 FS. Law Implemented 401.31 FS. History—New 2-20-00, Amended _____.

64E-2.035 Emergency Treatment of Insect Stings.

(1) An individual who desires to be certified to administer epinephrine to a person who suffers adverse reactions to insect stings must:

(a) Be 18 years of age or older;

(b) Have, or reasonably expect to have as a result of occupation or volunteer status, responsibility for at least one other person who has severe adverse reactions to insect stings; and

(c) Have successfully completed, within the previous 2 years, a training program in the appropriate procedures for administration of epinephrine to persons who suffer adverse reactions to insect stings.

(2) Epinephrine administration training programs shall be conducted by a Florida licensed physician and shall include, at a minimum, 30 minutes of training on the following subjects:

(a) Definition of anaphylaxis;

(b) Agents which might cause anaphylaxis and the distinction between them, including insect stings, drugs, food and inhalants;

(c) Recognition of symptoms of anaphylaxis;

(d) Appropriate emergency treatment of anaphylaxis as a result of insect stings;

(e) Use of a method of administration of epinephrine, i.e., autoinjector, as a result of insect stings including demonstration verifying correct technique;

(f) Pharmacology of epinephrine including its indications, contraindications, and side effects;

(g) Instruction that administration of epinephrine shall be utilized only in the absence of the availability of a physician.

(3) The individual shall apply on DH Form 1882, March 2000, Application for Insect Sting Emergency Treatment Certification, which is incorporated by reference and available from the department, and submit documentation of successful

completion of the training requirements as outlined in section 64E-2.036(1), F.A.C., with the required certification fee of \$25 to the department.

(4) Certificates of training expire on March 1 of each odd-numbered year. The requirements for and process for renewal of certification are the same as that for initial certification.

Specific Authority 381.88(3) FS. Law Implemented 381.88 FS. History—New _____.

64E-2.036 Training Programs.

(1) Qualifications and procedures for EMT and paramedic training programs in addition to those contained in section 401.2701, F.S., are as follows:

(a) each applicant must demonstrate that EMT and paramedic students are not subject to call while participating in class, clinical or field sessions.

(b) each applicant must demonstrate that each EMT and paramedic student function under the direct supervision of an EMS preceptor and shall not be in the patient compartment alone during patient transport and shall not be used to meet staffing requirements.

(c) each applicant shall receive a scheduled site visit by the department. Any paramedic training program that is accredited by the Committee on Accreditation of Educational Programs for the Emergency Medical Services Professions (CoAEMSP) has the option to request that the department schedule its site visit to the institution in conjunction with the CoAEMSP site visit to avoid duplication of effort and unnecessary interruption of the student learning environment.

(2) To be approved as an EMT Training Program, an entity must submit a completed DH Form 1698E, September, 99, Application for Approval of an EMT Training Program, which is incorporated by reference and available from the department.

(3) To be approved as a Paramedic Training Program, an entity must submit a completed DH Form 1698P, September, 99, Application for Approval of a Paramedic Training Program, which is incorporated by reference and available from the department.

(4) Entities not licensed as an emergency medical services provider or a department approved Florida training program may conduct EMT or paramedic recertification training providing they meet the requirements contained in section 401.2715, F.S., and this section. To be approved as an EMS Recertification Training Program, each applicant must:

(a) submit DH Form 1698C, January 2000, Application for Review of Continuing Education Offering which is incorporated by reference and available from the department.

(b) submit a non-refundable fee of \$300 for approval of continuing education which is valid for a period of 2 years concurrently with the EMT and paramedic recertification cycle.

(c) submit the following for each course offering:

1. Behavioral objectives:

a. Describe expected learner outcomes in terms that can be evaluated, are attainable and are relevant to current US DOT NSC.

b. Determine teaching methodology and plan for evaluation.

c. Courses such as American Red Cross and American Heart Association CPR and ACLS will be reviewed to determine if there is documentation that they were conducted consistent with national standards, or that they have been reviewed and approved by another state's EMS Office, or by the Continuing Education Coordinating Board for Emergency Medical Services (CECBEMS).

2. Subject matter:

a. Must reflect the professional educational needs of the student.

b. Currency and accuracy will be documented by references/ bibliography.

3. Faculty qualifications:

a. Provide evidence of academic credentials or expertise in the subject matter.

b. When the subject matter includes advanced life support, a physician, nurse or paramedic with expertise in the content area must be involved in the planning and instruction.

4. Medical Direction:

a. Provide evidence of current contract with a physician who has experience in emergency medicine, trauma or appropriate certification in prehospital care.

b. Responsibilities of physician must be clearly stated on contract.

5. Teaching strategies:

a. Learning experiences and teaching methods, relative to emergency medical services, are utilized to achieve the objectives.

b. Adult education principles are employed in teaching strategies.

c. Time is allowed for each activity to ensure opportunity for each student to meet the objectives.

6. Evaluation methods: Evidence shall be submitted that participants are given an opportunity to evaluate learning experiences, instructional methods, facilities and resources used.

7. Contact hour criteria:

a. All offerings shall be at least 50 minutes in length which is equivalent to 1 contact hour.

b. Increments of 25 minutes will be accepted if the offering extends beyond 1 contact hour.

(5) All training offered for the purpose of recertification of EMTs and paramedics must be documented through a system of record keeping which shall include: program title, course outline, course objectives, dates offered, name of instructor, contact hours and roster of attendees.

(6) The department shall periodically conduct monitoring site visits to entities conducting recertification training to verify that the training is being documented through record keeping that verifies compliance with the recertification requirements of sections 64E-2.008 and 64E-2.009, F.A.C., for all training conducted. These training records shall be retained for a minimum of 4 years, which shall include the 2 year period within each certification cycle and the immediate 2 year period following that certification cycle.

Specific Authority 401.27, 401.2715 FS. Law Implemented 401.27, 401.2715 FS. History—New _____.

64E-2.037 Security of Medications.

(1) Each ALS and air ambulance provider shall develop, implement, maintain, and have available for review by the department written operating procedures approved and signed by the medical director for procuring, storing, handling, dispensing, and disposal of all controlled substances, medications, and fluids. Such operating procedures and any records produced in accordance with such operating procedures shall be made available to the department upon request and retained by the licensee pursuant to section 64E-2.013(1), F.A.C. The provider's written operating procedures addressing controlled substances, medications, and fluids that are kept on-site and on vehicles shall include:

(a) Storage procedures for controlled substances, medications, and fluids. These procedures must address the provider's method for meeting applicable state and federal requirements, referenced in (2), to ensure safe handling, sanitary storage, and temperature and ventilation regulation of stored controlled substances, medications, and fluids. These procedures must also provide a method of segregating and storing medical supplies to preclude confusion of expired supplies with medical supplies authorized for current use.

(b) Security procedures which include the provider's method of ensuring against theft, tampering with or contamination of controlled substances, medications, and fluids and the identities and position titles of employees who have access to controlled substances.

(c) The amount of each controlled substance, authorized by the medical director, to be carried on board any vehicle and in on site storage.

(d) Documentation procedure for the distribution, disposal, and re-supply of controlled substances, medications, and fluids maintained on site or carried on any vehicle of the provider. This procedure shall address on-site and shift change inventory procedures for all controlled substances stocked by the provider or carried on any vehicle of the provider and

identify a record keeping procedure, which includes inventory schedules for stocking of medical supplies and reporting and resolving any discrepancy found during an inventory.

(2) All operating procedures related to controlled substances, medications, and fluids shall be consistent with and meet the minimum federal requirements specified by the United States Department of Justice, Drug Enforcement Administration in Title 21, Code of Federal Regulations, Food and Drugs, Part 1300 to END, Chapter II and minimum state requirements specified in chapters 499 and 893, Florida Statutes and rules adopted there under.

Specific Authority 401.26, 401.35 FS. Law Implemented 401.25, 401.26 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pam Lesley, Senior Management Analyst
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dino J. Villani, Chief
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 5, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 6, 1999, December 17, 1999, December 31, 1999, January 21, 2000
P.O. X00699

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NOS.:	RULE TITLES:
61G1-16.004	Title Block
61G1-16.005	Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Architecture and Interior Design hereby gives notice of an additional public hearing on the above-referenced rule(s) to be held on June 8, 2000, at 3:00 p.m., at The Wyndham Casa Marina Resort, 1500 Reynolds Street, Key West, Florida 33040. This additional public hearing is being held in response to comments provided by the staff of the Joint Administrative Procedures Committee. The rules were originally published in Vol. 26, No. 6, of the February 11, 2000, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Architecture and Interior Design, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.:	RULE TITLE:
61G4-15.031	Medical Gas Certification

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. 11, of the March 17, 2000, issue of the Florida Administrative Weekly. The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. When changed subsections (1) through (4) shall read as follows:

(1) Licensed plumbing contractors, as described in Section 489.1136(1)(a), F.S., engaged in, or who wish to engage in, the business of medical gas systems pursuant to Section 489.1136, F.S., shall take and complete a thirty-two (32) hour course on medical gas systems. Such course shall be Board approved and shall consist of both classroom and practical work designed to teach familiarity with the National Fire Prevention Association (NFPA) Standard 99C (“Standard on Gas and Vacuum Systems”), latest edition, as adopted by the Florida State Fire Marshall, and the American Society of Sanitary Engineers (ASSE) Series 6000 (“Professional Qualifications Standards for Medical Gas Systems Installers, Inspectors and Verifiers”), latest edition, to augment those issues addressed by the NFPA Standard 99C relative to medical gas systems and designed to teach the subject matter required by Section 489.1136(1)(a), F.S.

(2) The Board shall approve only those courses submitted by an instructional entity, which is incremental and incidental to the plumbing industry, and which teaches familiarity with the National Fire Prevention Association (NFPA) Standard 99C (“Standard on Gas and Vacuum Systems”), latest edition, as adopted by the Florida State Fire Marshall, and the American Society of Sanitary Engineers (ASSE) Series 6000 (“Professional Qualifications Standards for Medical Gas Systems Installers, Inspectors and Verifiers”), latest edition, to augment those issues addressed by the NFPA Standard 99C relative to medical gas systems.

(3) Any instructional entity providing a Board approved medical gas course shall issue a certificate of completion of such course(s) to the student who has successfully completed each Board approved course. Such certificate(s) shall be

available for inspection by any entity or person seeking to have the contractor engage in the business of installation, improvement, repair or maintenance of a medical gas system.

(4)(a) Any natural person employed by a licensed plumbing contractor to provide work on medical gas systems as specified in Section 489.1136(1)(b), F.S, shall take and complete a thirty-two (32) hour course on medical gas systems. Such course shall be Board approved and shall consist of both classroom and practical work designed to teach familiarity with the National Fire Prevention Association (NFPA) Standard 99C (“Standard on Gas and Vacuum Systems”), latest edition, as adopted by the Florida State Fire Marshall, and the American Society of Sanitary Engineering (ASSE) Series 6000, (“Professional Qualifications Standards for Medical Gas Systems Installers, Inspectors and Verifiers”), latest edition, to augment those issues addressed by the NFPA Standard 99C relative to medical gas systems, and designed to teach familiarity and practicable ability as provided in Section 489.1136(1)(b), F.S. Such course shall also include the administration of a practical examination as set forth in Section 489.1136(1)(b), F.S.

(b) Any other natural person who wishes to perform only brazing duties incidental to medical gas systems as specified in Section 489.1136(1)(c), F.S., shall pass an examination approved by the Board. Such examination shall be designed pursuant to the requirements of Section 489.1136(1)(c), F.S., including testing for knowledge of NFPA Standard 99C and ASSE Series 6000, and including a practical examination based on the standards set forth in American Society of Mechanical Engineers (ASME) Section IX or on the American Welding Society (AWS) – B2.2, as approved by NFPA Standard 99C, and shall be approved by the Board upon request by the examination sponsor and review by the Board to determine that the examination is properly designed.

In addition to the changes set forth above, subsection (6) shall be deleted in its entirety. The subsections numbered (7) through (9) shall be renumbered as subsections (6) through (8).
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors’ Licensing Board

RULE NO.: 61G6-9.009
RULE TITLE: Required Records Maintained by Course Sponsors

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 7, February 18, 2000 issue of the Florida Administrative Weekly has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Electrical Contractors’ Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0071

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-3.005
RULE TITLE: Requirement for Physician Office Registration; Inspection or Accreditation

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule, as noticed in Vol. 26, No. 4, January 28, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-12.003
RULE TITLE: Application for Licensure

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Osteopathic Medicine hereby gives notice of an additional public hearing to be held on the above-referenced rule in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The Board will consider the rule at its next meeting scheduled for June 9-11, 2000, at the Crowne Plaza Hotel, 950 N.W. LeJeune Road, Miami, Florida. This rule will be discussed at 6:00 p.m. or shortly thereafter on June 9, 2000. The rule was originally published in Vol. 26, No. 12, of the March 24, 2000, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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).

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-12.009
RULE TITLE: Fees for Licensure Pursuant to Section 461.018, Florida Statutes

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Podiatric Medicine hereby gives notice of an additional public hearing on the above-referenced rule to be held on June 23, 2000, at 9:00 a.m., at The Double Tree Hotel,

4500 W. Cypress Street, Tampa, Florida 33607. This additional public hearing is being held in response to comments provided by the staff of the Joint Administrative Procedures Committee. The rule was originally published in Vol. 26, No. 8, of the February 25, 2000, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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).

DEPARTMENT OF HEALTH

Office of Vital Statistics

RULE CHAPTER NO.: 64V-1 RULE CHAPTER TITLE: Vital Statistics-Birth, Death and Fetal Death Certificates

NOTICE OF CHANGE

Notice is hereby given that proposed amendment to rule chapter 64V-1, FAC., published in the Florida Administrative Weekly, Vol. 26, No. 13, March 31, 2000, has been changed to reflect comments received from the Joint Administrative Procedures Committee. The changes are as follows:

1. 64V-1.001 Adding statute citation of 382.003(11) to Law Implemented section of rule.
2. 64V-1.002 Adding statute citation of 382.003(11) to Law Implemented section of rule.
3. 64V-1.006 Adding statute citation of 382.003(11) to Law Implemented section of rule.
4. 64V-1.0032 Adding statute citation of 382.003(11) to Law Implemented section of rule.
5. 64V-1.007 Adding statute citation of 382.003(11) to Law Implemented section of rule.
6. 64V-1.001(10) Change language to read as follows:

(10) Applications for delayed certificates which have not been completed within 1 year from the date of the application shall be dismissed. Upon dismissal, the State Registrar shall so advise the applicant and all ~~At~~ documents submitted in support of the delayed birth registration shall be returned to the applicant at last known address after review.

THE PERSON TO BE CONTACTED REGARDING THE NOTICE OF PROPOSED RULE IS: Kathleen Dunkley Stephens, Senior Management Analyst II, 1217 Pearl St., Jacksonville, Florida 32202, (904)359-6990 or Suncom 826-6990

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.: 67-44.007
67-44.009

RULE TITLES:
Credit Underwriting Procedures and Loan Origination
Terms and Conditions of Loans

NOTICE OF CHANGE

Notice is hereby given that in response to oral and written comments and recommendations made by the Joint Administrative Procedures Committee, the following changes in addition to non-published technical corrections/clarifications have been made to Rule 67-44, Florida Administrative Code, as published in Vol. 26, No. 9 of the Florida Administrative Weekly on March 3, 2000.

67-44.007 Credit Underwriting Procedures and Loan Origination.

(13) A failure to comply with any part of this Rule without the written permission of the Corporation will result in the disqualification of the Applicant and withdrawal of the Loan commitment. Any such waiver must be requested in writing by the Applicant. Variances and waivers shall be granted when the Applicant demonstrates that the purpose of the underlying statute will be or has been achieved by other means and when application of a rule would create a substantial hardship or would violate principles of fairness.

67-44.009 Terms and Conditions of Loans.

(5) When a Permanent Loan is used in conjunction with another Florida Housing subordinate mortgage program, a (HOME) Home Ownership with Single Family Bond Program or HAP Permanent Loan, the aggregate amount of the Permanent Loan and the other Florida Housing subordinate loan may not exceed thirty-five percent (35%) of the total purchase price of the Home. To be eligible to combine proceeds from two Florida Housing second mortgage loan programs, the Eligible Borrower's total household income can not exceed 50 percent of the State or local median income, whichever is greater.

**Section IV
Emergency Rules**

NONE

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department has issued a Final Order in response to the Petition for Waiver filed by BUCKHORN ESTATES SPECIAL DEPENDANT

DISTRICT and assigned the number DCA00-WAI-063. Notice of this petition appeared in the April 7, 2000 edition of the Florida Administrative Weekly. It is ordered that the Department waive, and by this Final Order does waive, the late fee assessed to Petitioner, BUCKHORN ESTATES SPECIAL DEPENDANT DISTRICT with respect to the annual special district fee for state fiscal year 1999.

A copy of the Final Order may be obtained from: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has received a Petition for Waiver dated May 5, 2000 from the City of Satellite Beach. The petitioner seeks a temporary waiver, with respect to its Series P9A Florida Communities Trust grant application, from the literal interpretation of one aspect of Rule 9K-4.002(26), Fla. Admin. Code. The rule requires that real property to be recognized as an eligible source of local match must be acquired by the grant applicant within 180 days after the application deadline.

A copy of the Petition, which has been assigned the number DCA00-WAI-186, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF LAW ENFORCEMENT

The Department of Law Enforcement, Criminal Justice Standards and Training has taken action on a petition for waiver received from Zoe Gail McLendon, on January 5, 2000. Notice of receipt of this petition was published in the Florida Administrative Weekly, Vol. 26, No. 3, dated January 21, 2000. No public comment was received. The petition requested a waiver of Rule 11B-27.0026(2)(a) and (2)(b), FAC., pursuant to Section 120.542, F.S. Petitioner requested that the Commission waive the reactivation requirements contained in Rule 11B-27.0026(2)(a) and (2)(b), FAC., which require successful completion of the Officer Certification Examination Course pursuant to Rule 11B-35.008, FAC., to include demonstration of proficiency in the high-liability courses pursuant to Rule 11B-35.0024(1), FAC., and successfully passing the State Officer Certification Examination pursuant with procedures in Rule Chapter 11B-30, FAC., Officer Certification Examination. On May 1, 2000, the Criminal Justice Standards and Training Commission denied a variance or waiver to Zoe Gail McLendon in a final order, OGC File No.: VAR2000-2. The Commission concluded as a matter of law that it did not have the authority to waive the statutory requirements of section 943.1395, F.S.

For a copy of the final order write or call: Shehla A. Milliron, Florida Department of Law Enforcement, Box 1489, Tallahassee, FL 32302-1489, Telephone (850)410-7676.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that Payphone Connection, Inc.'s request for exemption from Rule 25-24.515(13), Florida Administrative Code, filed January 21, 2000, in Docket No. 000063-TC, was approved by the Commission at its March 28, 2000, Agenda Conference. Order No. PSC-00-0759-PAA-TC, issued April 17, 2000, memorialized the decision. The rule requires that all pay telephone stations allow incoming calls to be received. 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 February 11, 2000.

A copy of the order can be obtained from: Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission granted a Petition from BellSouth Public Communications, Inc., in Docket No. 000064-TC, seeking waiver of Rule 25-24.515(13), Florida Administrative Code. The rule requires that pay phones receive incoming calls and the waiver allows incoming calls to be blocked at the following pay telephone station: Caribbean House, 226 Petronia Street, Key West, FL 33040. By Order No. PSC-00-0688-PAA-TC issued on April 12, 2000, the Petition for waiver was granted. No protests against this order were received.

A copy of the order may be obtained from: Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850 or by calling (850)413-6770.

For additional information, contact: Marlene Stern, Division of Legal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6230.

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that BellSouth Public Communications, Inc.'s petition for exemption of Rule 25-24.515(13), Florida Administrative Code, filed January 21, 2000, in Docket No. 000065-TC was approved by the Commission at its March 28, 2000, Agenda Conference. Order No. PSC-00-0638-PAA-TC, issued April 5, 2000, memorialized the decision. The rule requires all payphones to allow incoming calls. 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 February 11, 2000.

A copy of the Order can be obtained from either the Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770 or the Commission's Homepage at <http://www.floridapsc.com>.

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission granted a Petition from Sprint Payphone Services, Inc., in Docket No. 000092-TC, seeking waiver of Rule 25-24.515(13), Florida Administrative Code. The rule requires that pay phones receive incoming calls and the waiver allows incoming calls to be blocked at the following pay telephone station: Blue Bay Motor Lodge, 3407 W. Hwy. 98, Panama City, FL. By Order No. PSC-00-0688-PAA-TC issued on April 12, 2000, the Petition for waiver was granted. No protests against this order were received.

A copy of the order may be obtained from: Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770.

For additional information, contact: Marlene Stern, Division of Legal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6230.

NOTICE IS HEREBY GIVEN that on May 1, 2000, the Florida Public Service Commission received a Petition from Florida Power & Light Company (FPL), Docket No. 000478-EL, seeking partial and temporary waivers of Rules 25-6.099 and 25-6.100(1),(2),(4), and (5), Florida Administrative Code. The waivers are sought in connection with FPL's Petition for Approval of a Pre-Pay Residential Service Experimental Rate, filed April 24, 2000 in the same docket, which proposes a pre-pay residential pilot program. FPL seeks waivers of the aforementioned rules for the limited purposes and duration of the proposed pilot program and only with respect to customers who elect to participate in the program, if approved. Rule 25-6.099, Florida Administrative Code, requires that each service meter be clearly marked to indicate the units measured and that, unless special circumstances warrant, meters be read at monthly intervals on the approximate corresponding day of each meter-reading period. Rule 25-6.100(1), Florida Administrative Code, requires that bills be rendered monthly and as promptly as possible following the reading of meters. Rule 25-6.100(2), Florida Administrative Code, requires that bills reflect certain information, including: a) the meter reading and the date the meter was read in addition to the meter reading for the previous period; b) the number of kilowatt hours consumed; c) the dollar amount of the bill; d) identification of the applicable rate schedule; e) the date by which payment must be made; f) the average daily kilowatt consumption for the current period and for the same period in the previous year; g) the delinquent date; h) any conversion factors which can be used by customers to convert from meter reading units to billing units; I) the current

month's consumption and charges separately from budgeted amounts where budget billing is used; and j) the name of the utility. Rule 25-6.100(4), Florida Administrative Code, provides that the regular meter reading date may not be advanced or postponed more than five days without pro-ration of the billing for the period; and Rule 25-6.100(4), Florida Administrative Code, requires pro-ration of charges for initial or opening bills, unless energy consumption is carried over to the next normal billing period.

Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0863, within 14 days of publication of this notice.

A copy of the Petition may be obtained from the Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770.

For additional information, contact: Donna Clemons, Division of Legal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6199.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on 4 May 1999, a petition from United Petroleum, Inc., seeking a temporary variance from certain closure requirements under Rules 62-761.200(54)(1) and 62-761.800(3), Florida Administrative Code, for the United Petroleum site located in Tampa, FL. The petition has been assigned OGC case number 00-0984. Copies may be received from, and written comments submitted to, Rebecca Grace, Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on April 27, 2000, a petition from Global BioSciences, Inc., seeking a variance under section 120.542 of the Florida Statutes from the prohibition from a zone of discharge under rule 62-522.300(2)(a), Florida Administrative Code, for the use of Butane Biostimulation Technologies to clean up sites with contaminated ground water and soils. The petition has been assigned OGC case number 00-0939. 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.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received on 1 May 2000, a petition from Heritage Hotel Holding Company for waiver pursuant to subsection 376.3071(12)(k)(5), F.S., of certain record keeping requirements under subsection 376.3071(12)(e), F.S. The petition has been assigned OGC case number 00-0967. 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.: Rebecca Grace. Comments must be received no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT ON April 13, 2000, the Department of Health received a Petition for Variance from Rule 64E-5.622, FAC., from 21st Century Oncology, Inc. The Petitioner requests permanent waiver from the rule that specifies dose rate requirements for the release of patients containing radiopharmaceuticals or permanent implants.

Comments on this Petition should be filed with: Angela Hall, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, FL 32399-1703.

A copy of the petition may be obtained from: Angela Hall, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, FL 32399-1703.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF INSURANCE

The **Department of Insurance, Division of State Fire Marshal** announces a public meeting to which all persons are invited.

DATE AND TIME: June 6, 2000, 9:00 a.m.

PLACE: McCarthy Building, 941 W. Morris Blvd., Winter Park, FL

PURPOSE: Florida Fire Code Advisory Council meeting.

A copy of the agenda may be obtained by writing: Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, FL 32399-0342.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a Tele-conference meeting of the Florida Alligator Marketing and Education Advisory Committee.

DATE AND TIME: May 19, 2000, 2:00 p.m.

PLACE: Via telephone, Florida Department of Agriculture and Consumer Services, Bureau of Seafood and Aquaculture Marketing, Tallahassee, FL 32310, Tele-conference Phone Number (850)921-6623

PURPOSE: To discuss and vote on 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.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry (DOF)** and the Lake Talquin State Forest Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited.

Public Meeting – Lake Talquin State Forest Management Plan Advisory Group

DATE AND TIME: Thursday, June 8, 2000, 5:00 p.m.

PLACE: Eyster Auditorium, Doyle Conner Building, Doyle Conner Agriculture Complex, 3125 Conner Boulevard, Tallahassee, FL

PURPOSE: To allow the Lake Talquin State Forest Management Plan Advisory Group to review advisory group procedures and to prepare for a public hearing the evening of June 8, 2000.

Public Hearing

DATE AND TIME: Thursday, June 8, 2000, 7:00 p.m.

PLACE: Eyster Auditorium, Doyle Conner Building, Doyle Conner Agriculture Complex, 3125 Conner Boulevard, Tallahassee, FL

PURPOSE: To solicit public comment on the management of the Lake Talquin State Forest.

Comments may be presented orally or in writing at the hearing. Written comments may also be submitted: DOF, Tallahassee District Office, 865 Geddie Road, Tallahassee, FL 32304, and should be mailed so as to arrive at the District Office by the date of the public hearing.

Public Meeting – Lake Talquin State Forest Management Plan Advisory Group

DATE AND TIME: Friday, June 9, 2000, 1:00 p.m.

PLACE: Division of Forestry, Tallahassee District Office, 865 Geddie Road, Tallahassee, FL

PURPOSE: To allow the Lake Talquin State Forest Management Plan Advisory Group to review comments from the public hearing of June 8, 2000, and provide input to the DOF to help in preparation of a management plan for the Lake Talquin State Forest.

Copies of a working draft of the plan are available by contacting the Tallahassee District Office in writing at the above address or by telephone, (850)414-1136.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of these proceedings. Any request for special accommodations can be made by writing the DOF, Tallahassee District Office at the above listed address.

You are hereby notified in accordance with Chapter 286.0105, Florida Statutes, should you decide to appeal any decision made as a result of, or take exception to any findings of fact, with respect to any matter considered at the hearing and meetings referred to above, you may need to ensure that a verbatim record of the proceedings is made. Such record shall include testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF EDUCATION

The **Community Hospital Education Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 31, 2000, 1:00 p.m.

PLACE: Florida Education Center, Room 1505, 325 West Gaines Street, Tallahassee, Florida

PURPOSE: Regular Quarterly Meeting of the Council via Conference Call.

FOR AGENDA: Patricia C. Haynie, Ph.D., Vice Chancellor, State University System, Florida Education Center, Suite 1520, 325 West Gaines Street, Tallahassee, Florida 32399-1950, telephone (850)201-7120.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity and Diversity at least seven (7) days in advance, by calling (850)201-7160 (Voice), (850)201-7164 (TDD), so that their needs can be accommodated.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a meeting of the State Energy Program (SEP) Clean Fuel Florida Advisory Board (CFF) to which all interested parties are invited.

SEP CFF MEETING

DATES AND TIMES: June 29, 2000, 1:00 p.m. – 5:00 p.m.; June 30, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: University of South Florida, Center for Urban Transportation Research, 4202 East Fowler Avenue, Room CUT 100, Tampa, Florida 33620-5375

ACTIONS TO BE TAKEN: The CFF will consider the following items:

- 1) Baseline Status Report
- 2) Objectives

APPEAL INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public meeting he or she may need a record or transcript of the proceeding and for such purposes he or she may need to ensure that a record of the proceeding is made, which record may include testimony and evidence relevant to the appeal.

Anyone who wants a copy of the agenda or additional information on this meeting may write or call: Emily Cook, Administrative Assistant, Department of Community Affairs, 2255 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-2475.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the SEP, (850)488-2475, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the SEP, (850)488-2475, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the SEP using the Florida Dual Party System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 8, 2000, 8:30 a.m. – 5:00 p.m.

PLACE: The Hilton Garden Inn, Orlando Airport, 7300 Augusta National Drive, Orlando, Florida 32822, Telephone number (407)240-3725

PURPOSE: The Violent Crime Council will meet on June 8, 2000, to hear presentations and discuss issues relating to the Florida Violent Crime Apprehension Program (ViCAP), presented by Mary Ann Krauss, FBI, Quantico, VA; CrimeTrax Update, presented by Gary Yates, FDLE Headquarters; and other items of interest.

A copy of the agenda may be obtained by writing: Senior Management Analyst, Joyce Gainous-Harris, Florida Department of Law Enforcement, Division of Criminal Investigations and Forensic Sciences Program, Post Office Box 1489, Tallahassee, Florida 32302 or by telephoning (850)410-7778.

Accommodations are made for individuals with disabilities as defined by the Americans With Disabilities Act (ADA).

DEPARTMENT OF TRANSPORTATION

Notice is hereby given that the Florida **Department of Transportation** will hold a hearing on:

DATE AND TIME: May 31, 2000, 6:00 p.m. – 8:00 p.m.
 PLACE: City Commission Chambers, Clearwater City Hall, 112 South Osceola Avenue, 3rd Floor, Clearwater, Florida
 PURPOSE: To offer the opportunity for a public hearing concerning the proposed jurisdictional roadway transfer and access management classification for Pierce Boulevard, Court Street and Chestnut Street in the City of Clearwater. The City of Clearwater has requested the transfer of SR 60/Cleveland Street/Gulf-to-Bay Boulevard off the State Highway System onto the City of Clearwater Road System and the transfer of Pierce Boulevard/Chestnut/Court Streets off the City of Clearwater Road System and onto the State Highway System.
 All persons interested on this subject please contact: Charles A. Q. Gray, Jr., Florida Department of Transportation, District Seven, 11201 N. McKinley Drive, Tampa, Florida 33612, Phone (813)975-6439 or 1(800)226-7220, Ext. 7796.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 31, 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.

The **Florida Parole Commission** and the Parole Qualifications Committee announce that a public meeting will be held to which all persons are invited.

DATE AND TIME: Wednesday, June 7, 2000, 9:00 a.m.
 PLACE: Hyatt Regency, Orlando Airport, 9300 Airport Boulevard, Orlando, Florida
 PURPOSE: To discuss applications and determine those individuals who will be interviewed for the Commissioner vacancy.

Any person who decides to appeal a decision of the Florida Parole Commission or the Parole Qualifications Committee 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, Attention: Frank Trueblood, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, Telephone (850)488-3417.

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 no later than five working days prior to the proceeding at the address given on the notice.

The **Florida Parole Commission** and the Florida Parole Commission Qualifications Committee announce that a public meeting will be held to which all persons are invited.

DATE AND TIME: Friday, June 23, 2000, 8:00 a.m.
 PLACE: Aviation Authority Boardroom, Orlando Airport, 1 Airport Boulevard, Orlando, Florida
 PURPOSE: To meet and conduct interviews for position of Parole Commissioner.

Any person who decides to appeal a decision of the Florida Parole Commission or the Florida Parole Commission Qualifications Committee 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, Attention: Mr. Frank Trueblood, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, Telephone (850)488-3417, Suncom 278-3417.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency by sending the notice no later than five working days prior to the proceeding to the address given on the notice.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 990054-WU – Application for amendment of Certificate No. 106-W to add and delete territory in Lake County by Florida Water Services Corporation.

DATE AND TIME: June 5, 2000, 1:30 p.m.
 PLACE: Commission Hearing Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida
 PURPOSE: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the

identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

Any person requiring some accommodation at this prehearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the prehearing. 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: June 6, 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 the 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: June 6, 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 conference.

Any person who is hearing or speech impaired should contact the Commission through the Florida Relay Service by using the following numbers: 1(800)955-8770 (Voice) or 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. 991220-TP – Petition by Global NAPS, Inc. for arbitration of interconnection rates, terms and conditions and related relief of proposed agreement with BellSouth Telecommunications, Inc.

DATE AND TIME: June 7, 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 Global NAPS, Inc. for arbitration of interconnection rates, terms and conditions and related relief of proposed agreement with BellSouth Telecommunications, 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 May 25, 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).

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Partnership for School Readiness, **Executive Office of the Governor** announces the following public meeting to which all persons are invited.

DATE AND TIME: May 30, 2000, 9:00 a.m. – 5:00 p.m.
PLACE: The Knott Building, Room 412, Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Florida Partnership for School Readiness.

A copy of the agenda may be obtained by contacting: Kristin Gilmore, Florida Partnership for School Readiness, Executive Office of the Governor, Room 131, Knott Building, Tallahassee, Florida 32399, (850)488-0337.

REGIONAL PLANNING COUNCILS

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, June 8, 2000, 9:00 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Agency on Bay Management.

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, June 12, 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.

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, June 12, 2000, 10:00 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Tampa Bay Regional Planning Council.

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, June 19, 2000, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Area Agency on Aging.

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, June 26, 2000, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: 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 **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 5, 2000, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

PURPOSE: Any Development Order received prior to the meeting; Sunrise Land Development of Regional Impact Assessment – City of Sunrise; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Proposed Local Government Comprehensive Plan Amendment for Miami and Fort Lauderdale; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will 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.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD), if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited. In addition to its regular business, the agenda will include the review of any Local Government Plan Amendment(s) received in a timely manner.

DATE AND TIME: May 25, 2000, 10:30 a.m., Eastern Time, 9:30 a.m., Central Time

PLACE: The Holiday Inn Select, 316 W. Tennessee Street, Tallahassee, Florida

PURPOSE: To hold the regular monthly meeting of the Apalachee Regional Planning Council's Board of Directors.

An agenda may be obtained by writing: Apalachee Regional Planning Council, 314 East Central Avenue, Blountstown, FL 32424, or calling (904)674-4571.

If special accommodations at the meeting are required because of a disability or impairment, please contact Council Offices, (850)674-4571, prior to the meeting.

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. For such purpose, he/she will need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Thursday, June 1, 2000, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

PURPOSE: Regular Commission Meeting.

A copy of the agenda may be obtained by writing: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709. Meeting materials also will be available from 8:00 a.m. – 5:00 p.m., Monday through Friday at 2822 Remington Green Circle, Suite 101, prior to the meeting.

If a person decides to appeal any decision made by the Commission with respect to a matter considered at this meeting, he will need a record of the proceeding, and for such purpose he may need to ensure that a verbatim record of this proceeding 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 asked to advise the Commission at least 48 hours before the meeting by contacting the Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the Commission by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

The Americans with Disabilities Act Working Group, which is administered by the **Department of Labor and Employment Security, Division of Vocational Rehabilitation** announces a meeting of the Americans with Disabilities Act Working Group Web Accessibility Task Force Meeting to which all interested persons are invited.

DATE AND TIME: May 26, 2000, 9:00 a.m. – 12:30 p.m.

PLACE: Division of Vocational Rehabilitation Headquarters, 2002 Old St. Augustine Road, Building A, Room 360, 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)921-5400 or Suncom 291-5400.

A copy of the agenda may be obtained by writing or calling: American with Disabilities Act Working Group, 2002 Old St. Augustine Road, Building A, Tallahassee, Florida 32399, (850)487-3423 (Voice or TTY). Should you require accommodations or materials in alternate formats, please contact Doris Farmer, (850)487-3424 (Voice or TTY).

WATER MANAGEMENT DISTRICTS

The **Southwest Florida Water Management District** announces the following public meetings to which all persons are invited.

FINANCE AND ADMINISTRATION COMMITTEE BUDGET WORKSHOP

DATE AND TIME: Wednesday, May 31, 2000, 9:00 a.m.

PLACE: Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Discussion of draft FY 2001 budget.

HILLSBOROUGH RIVER BASIN BOARD MEETING

DATE AND TIME: Wednesday, June 7, 2000, 1:00 p.m.

PLACE: TECO Energy Control Center, 8030 Palm River Road, Tampa, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

NORTHWEST HILLSBOROUGH BASIN BOARD MEETING

DATE AND TIME: Thursday, June 8, 2000, 9:00 a.m.

PLACE: Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

WITHLACOOCHIE RIVER BASIN BOARD MEETING

DATE AND TIME: Tuesday, June 13, 2000, 8:30 a.m.

PLACE: District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

COASTAL RIVERS BASIN BOARD MEETING

DATE AND TIME: Tuesday, June 13, 2000, 1:00 p.m.

PLACE: District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

PINELLAS-ANCLOTE RIVER BASIN BOARD MEETING

DATE AND TIME: Wednesday, June 14, 2000, 9:00 a.m.

PLACE: Oldsmar City Hall, 100 State Street, Oldsmar, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

ALAFIA RIVER BASIN BOARD MEETING

DATE AND TIME: Thursday, June 15, 2000, 7:00 p.m.

PLACE: East Bay High School, Media Center, 7710 Big Bend Road, Gibsonton, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

MANASOTA BASIN BOARD MEETING

DATE AND TIME: Wednesday, June 21, 2000, 10:00 a.m.

PLACE: Sarasota County South Annex, 4000 S. Tamiami Trail, Venice, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

PEACE RIVER BASIN BOARD MEETING

DATE AND TIME: Friday, June 23, 2000, 9:30 a.m.

PLACE: Highlands County Administration Building, 411 S. Eucalyptus St., Sebring, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED:
Consideration of Basin business including discussion of the Fiscal Year 2001 budget and adoption of tentative millage.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only) or (352)796-7211, Extension 4604, Fax (904)754-6874, TDD ONLY 1(800)231-6103 (Florida).

The **South Florida Water Management District** announces a special public workshop, meeting and hearing 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: June 2, 2000, 9:00 a.m.

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33416

PURPOSE: 1) Acquisition of certain lands described in the District's approved Save Our Rivers Land Acquisition and Management Plan, which lands are further described as follows:

Part of the Caloosahatchee Basin Storage Reservoir Project comprised of five parcels referred to as SFWMD Tract No. GX-100-001, GX-100-002, GX-100-003 and GX-100-004, consisting of approximately 9,020.98 acres and lying in Sections 1, 2, 3, 6, 10, 11, 12, 23 through 36, Townships 43 & 44 South, Range 25 East in Hendry County, Florida, and 2) conduct other Governing Board business.

Additional information concerning specific parcels or interests or a more specific legal description of the lands being considered for acquisition may be obtained by contacting: Blair Littlejohn, III, Interim Director, Real Estate, Engineering and Construction, South Florida Water Management District, at the above address, or by calling 1(800)432-2045, Ext. 6842 (toll free in Florida) or (561)682-6842.

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.

A copy of the agenda for this special public workshop, meeting, and hearing may be obtained by contacting: Darryl Bell, Governing Board Operations Director, 1(800)432-2045, Ext. 6206 (toll free in Florida) or (561)682-6206 or from the SFWMD's web site at <http://sfwmd.gov/agenda.html>.

Pursuant to the American with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the SFWMD at least 48 hours prior to this special public workshop, meeting, and hearing by contacting Tony Burns, District Clerk, 1(800)432-2045, Ext. 6206 (toll free in Florida) or (561)682-6206. If you are hearing or speech impaired, please contact the SFWMD by calling its TDD number at (561)697-2574.

The **South Florida Water Management District** announces a regular and 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: June 14, 2000, 9:00 a.m.

PLACE: To be determined

PURPOSE: A. Regular Governing Board Workshop/Meeting to discuss and consider District business including regulatory and non-regulatory matters;

B. Conduct meeting of the Human Resources Committee;

C. Conduct meeting of the Audit Committee.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members. In the event of emergency conditions due to an imminent tropical storm or hurricane, this meeting may be conducted by teleconference in order to take action on items listed on the Thursday, June 15, 2000, meeting agenda, including regulatory and non-regulatory items.

DATE AND TIME: June 14, 2000, time to be determined

PLACE: To be determined

PURPOSE: Possible off-site dinner with Governing Board members after workshop/meeting. No discussion of the Governing Board's business or activities shall occur between or among Board members at this dinner site.

DATE AND TIME: June 15, 2000, 7:00 a.m.

PLACE: To be determined

PURPOSE: Breakfast workshop with Governing Board members and senior management.

DATE AND TIME: June 15, 2000, 8:30 a.m.

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Regular Governing Board meeting for consideration of regulatory and non-regulatory matters, including public meetings. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

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, or may be acquired via the SFWMD Web Site at <http://www.sfwmd.gov/agenda.html>.

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 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: Darryl Bell, Governing Board Operations Director, 3301 Gun Club Road, West Palm Beach, Florida 33416-4680.

The **South Florida Water Management District** announces a closed door attorney-client meeting as follows:

DATE AND TIME: June 15, 2000, immediately following Governing Board Meeting, but not to begin before 2:00 p.m.

PLACE: Governing Board Chambers, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Attorney-Client Session pursuant to Fla. Stat. Section 286.011(8) (1993) to discuss settlement negotiations or strategy related to litigation expenditures in Natural Resources Defense Council, Inc. v. U.S. Army Corps of Engineers and South Florida Water Management District, et al., U.S. District Court, Southern District of Florida.

ATTENDEES: Governing Board members: M. Collins, M. Minton, M. Berger, V. Carter, G. Fernandez, P. Gleason. N. Gutierrez, Jr., H. Thornton, T. Williams; District Executive Director: F. Finch; District Attorneys: J. Fumero and R. Clements.

The subject matter shall be confined to pending litigation. At the conclusion of the session, the Governing Board meeting shall be re-opened. Pursuant to Florida law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. Transcript of the attorney-client session shall be made part of the public record upon conclusion of the litigation.

REGIONAL UTILITY AUTHORITIES

The **Peace River/Manasota Regional Water Supply Authority** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Wednesday, June 7, 2000, 10:00 a.m.

PLACE: Manatee County Administrative Center, 1112 Manatee Avenue, West, Bradenton, FL

PURPOSE: Conduct regular business of the Authority.

A copy of the agenda may be obtained by writing: Peace River Manasota Regional Water Supply Authority, 1645 Barber Road, Suite A, Sarasota, Florida 34240.

Although Authority board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure a verbatim record of the meeting is made, including testimony and evidence upon which an appeal is to be based. Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

SPACEPORT FLORIDA AUTHORITY

The **Florida Space Research Institute** will hold a public meeting of its board of directors on:

DATE AND TIME: June 1, 2000, 1:00 p.m. – 5:00 p.m.

PLACE: Offices of the Spaceport Florida Authority, 100 Spaceport Way, Cape Canaveral, Florida.

PURPOSE: The meeting will include discussion of personnel, budget and academic issues. Call Edward Ellegood at (321)730-5301, Extension 1105, for information or an agenda.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Pilotage Rate Review Board** announces the following public meeting to be held by telephone conference call to which all persons are invited to attend.

DATE AND TIME: June 1, 2000, 12:00 p.m.

PLACE: Access Phone (850)488-5776, Suncom 278-5776

PURPOSE: Board meeting to approve order from the May 5, 2000 Rate Hearing for the Ports of Panama City and Port St. Joe.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Pilotage Rate Review Board, 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 **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official probable cause panel meeting to which portions or all will be closed to the public.

DATE AND TIME: June 19, 2000, 1:00 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607

PURPOSE: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling Stacey Merchant, (850)921-7868.

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 at least 48 hours before the meeting by contacting Stacey Merchant at (850)921-7868. If you are hearing or speech impaired, please contact the agency by calling 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, they 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 will include the testimony and evidence upon which the appeal is based.

For further information, contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official committee and general business meetings to which all persons are invited.

DATE AND TIME: June 20, 2000, 8:30 a.m. or shortly thereafter

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607

PURPOSE: Committee and General Business Meetings of the Board.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling Stacey Merchant, (850)921-7868.

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 at least 48 hours before the meeting by contacting Stacey Merchant, (850)921-7868. If you are hearing or speech impaired, please contact the agency by calling 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, they 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 will include the testimony and evidence upon which the appeal is based.

For further information, contact the Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Professional Engineers** announces a public meeting of the Board Operations Committee which all persons are invited:

DATE AND TIME: Friday, June 2, 2000, 10:00 a.m.

PLACE: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, FL 32301

PURPOSE: Review of operating procedures within the Board office.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

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 Board at least forty eight (48) hours before the meeting by contacting Dennis Barton, (850)521-0500.

The Florida **Board of Veterinary Medicine** announces the following meeting to which all parties are invited to attend.

DATE AND TIME: June 7, 2000, 8:00 a.m.

PLACE: Celebration Hotel, 700 Bloom Street, Celebration, FL 34747, (407)566-6000

PURPOSE: General Board and Business meeting.

To obtain a copy of the agenda, further information or submit written or other physical evidence, contact in writing: Board of Veterinary Medicine, 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)922-2404, 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).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** (DEP) announces a public meeting of the Lake Okeechobee Technical Advisory Committee (TAC) to which all persons are invited.

DATE AND TIME: Wednesday, May 31, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: DEP, Southeast District Office, 400 North Congress Avenue, West Palm Beach, Florida

PURPOSE: The purpose of the Lake Okeechobee TAC is to assist in the development of a Total Maximum Daily Load (TMDL) for total phosphorus in Lake Okeechobee. Discussion may include the in-lake cycling of phosphorus with emphasis on the role of sediments in phosphorus cycling, tools currently available for modeling the Lake Okeechobee system and the formulation of a method for determining allowable phosphorus loading to the lake.

A copy of the agenda for the meeting may be obtained by contacting: Kim Shugar, Department of Environmental Protection, 2600 Blair Stone Road, MS #3525, Tallahassee, Florida 32399-2400 or by calling her at (850)921-9395.

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 at least 48 hours before the meeting by contacting the Personnel Services 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, May 30, 2000, 7:00 p.m. (EDT)

PLACE: Sopchoppy High School, Auditorium, 146 Yellowjacket Avenue, Sopchoppy, Florida 32358

PURPOSE: To receive comments regarding management and land uses for Ochlockonee River 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 to the Department of Environmental Protection, Division of Recreation and Parks, District 1, Administration, 4620 State Park Lane, Panama City, Florida 32408.

DEPARTMENT OF HEALTH

The Florida **Department of Health** announces a meeting of The KidCare Coordinating Council to which all persons are invited:

DATE AND TIME: Friday, May 26, 2000, 9:00 a.m. – 12:30 p.m.

PLACE: The Capital Circle Office Center, The Betty Easley Building, Room 166, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The KidCare Coordinating Council, an advisory body appointed by the Secretary of the Florida Department of Health, will meet on Friday, May 26, 2000, 9:00 a.m. – 12:30 p.m. in Tallahassee to discuss KidCare, Florida's child health insurance program. The council is charged with offering guidance to the Department and to the Secretary as well as other state government groups about possible changes and adjustments to the KidCare Program which may result in recommendations for legislative action, state agency rule change, federal agency rule change or Congressional action.

A copy of the agenda may be obtained from: Francine Millinor, The Chiles Center, (850)487-6277, fmillinor@com1.med.usf.edu

The **Correctional Medical Authority** announces a meeting of the Mental Health Committee to be held in Tallahassee, Florida. All persons are invited.

DATE AND TIME: June 2, 2000, 10:00 a.m. – 2:00 p.m.

PLACE: State Office Complex, 2585 Merchants Road Boulevard, Conference Room 235T, Second Floor, Tallahassee, FL 32399

PURPOSE: Continued discussion of issues relating to mental health care in the Florida Department of Corrections.

PLEASE NOTE THE ABOVE ADDRESS IS NEW – AFTER OCTOBER 15, 1999, CMA IS NO LONGER LOCATED AT THE ALEXANDER BUILDING.

A copy of the agenda may be obtained by writing: Murdina Campbell, Correctional Medical Authority, 2020 Capital Circle, S. E., B-04, Tallahassee, FL 32399-1732 or phone (850)245-4044.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

The Florida **Department of Health**, Bureau of HIV/AIDS, on behalf of the Florida Minority HIV and AIDS Task Force announces an upcoming public forum and business meeting of the Task Force.

DATES AND TIMES: Public Forum, Thursday, June 2, 2000, 4:00 p.m. – 8:00 p.m.; Business Meeting, Friday, June 2, 2000, 8:00 a.m. – 1:00 p.m.

PLACE: Public Forum – First West Florida Baptist District Association Building, 2400 W. Strong Street, Pensacola, Florida 32505, phone number (850)437-9000; Business Meeting – Escambia County Health Department, Conference Rooms 302 and 303, 1295 West Fairfield Drive, Pensacola, FL 32501, phone number (850)595-6557

PURPOSE: Pursuant to the 1999 Legislature, the Minority HIV/AIDS Task Force was created to “develop and provide specific recommendations to the Governor, the Legislature and the Department of Health on ways to strengthen HIV and AIDS prevention programs and early intervention and treatment efforts in the state's black, Hispanic and other minority communities, as well as ways to address the many needs of the state's minorities infected with HIV and their families.” All persons, including representatives of city and county governments, health officials and public and private community organizations are invited to attend.

Written comments for the Task Force to consider may be submitted to: Department of Health, Bureau of HIV/AIDS, 4052 Bald Cypress Way, Bin #A09, Tallahassee, Florida 32399-1715.

Persons requiring special accommodations should contact Ronald Henderson, (850)245-4433, by May 24, 2000.

The **Board of Chiropractic Medicine** will hold a meeting to which all persons are invited to attend.

DATE AND TIME: Friday, June 9, 2000, 9:00 a.m.

PLACE: Embassy Suites Hotel, Tampa Airport, 555 N. Westshore Boulevard, Tampa, Florida 33609, (813)875-1555

PURPOSE: General board business.

Any person requiring a special accommodation 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 call the Board using the 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 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 from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Sherra W. Causey, Board of Chiropractic Medicine, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, FL 32399-3257.

The Florida **Board of Medicine**, Probable Cause Panel (North) announces a meeting by telephone conference call.

DATE AND TIME: Monday, May 22, 2000, 9:00 a.m.

PLACE: Telephone Conference Call, University Centre Hotel, 1535 S. W. Archer Road, Gainesville, Florida 32608, (352)371-3339

PURPOSE: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

The meet me number may be obtained by contacting: Pamela King, Regulatory Supervisor, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, (850)488-3600.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 32317-4229, Telephone (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Medicine**, Expert Witness Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: Friday, June 2, 2000, 7:30 a.m. or soon thereafter

PLACE: The Marriott Hotel, 6650 North Andrews Avenue, Ft. Lauderdale, Florida 33309, (954)771-0440

PURPOSE: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)488-3622, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the committee with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings and for such purpose, he may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Board of Medicine**, Dietetics-Nutrition/Electrolysis Committee announces a meeting to which all persons are invited.

DATE AND TIME: Friday, June 2, 2000, 5:00 p.m. or soon thereafter

PLACE: The Marriott Hotel, 6650 North Andrews Avenue, Ft. Lauderdale, Florida 33309, (954)771-0440

PURPOSE: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)488-3622, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

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 will need a record of the proceedings and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The Florida **Board of Medicine**, Legislative Committee announces a meeting to which all persons are invited.

DATE AND TIME: Saturday, June 9, 2000, 10:00 a.m.

PLACE: The Hyatt Regency, 9300 Airport Boulevard, Orlando, Florida 32827, (407)825-1234

PURPOSE: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)488-3622, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, Florida Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

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 will need a record of the proceedings and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The Florida **Board of Medicine**, Surgical Care Committee announces a meeting to which all persons are invited.

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

PLACE: The Hyatt Regency, 9300 Airport Boulevard, Orlando, Florida 32827, (407)825-1234

PURPOSE: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)488-3622, at least five (5)

calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, Florida Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

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 will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The **Department of Health, Board of Nursing** announces will hold the following meeting to which all persons are invited. South Probable Cause Panel

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

PLACE: 2727 Mahan Drive, Tallahassee, FL 32308, telephone conference

PURPOSE: To reconsider cases which are a matter of public record.

A list of cases to be reconsidered may be obtained through written request: Agency for Health Care Administration, 2727 Mahan Drive, Ft. Knox, #3 Building, Tallahassee, Florida 32308, Attn.: Reginald D. Dixon, Staff Attorney.

If a person decides to appeal any decision made by the board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal to be based.

A copy of any item on the agenda may be obtained by writing: Dr. Ruth Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Ste. 202, Jacksonville, FL 32207. You will be charged \$.15 per page for the number of copies desired.

The **Board of Optometry** will hold a conference call meeting to which all persons are invited to attend.

DATE AND TIME: Friday, June 16, 2000, 11:45 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Tallahassee, FL 32399, at Meet Me Number (850)921-2470

PURPOSE: General board business.

Any person requiring a special accommodation 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 call the Board using the 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 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 from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Sherra W. Causey, Board of Optometry, 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: Friday, June 2, 2000, 1:00 p.m. or soon thereafter

PLACE: Marriott Tampa International Airport, Tampa, FL 33607, (813)878-6516

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.

The **Department of Health, Board of Pharmacy** announces a public meeting to which all persons are invited.

DATE AND TIME: June 11, 2000, 1:00 p.m., EDT

PLACE: Hyatt Orlando Airport, One Airport Blvd., Orlando, FL

PURPOSE: The Rules Committee will consider changes to 64B16-26.320, 64B16-27.105, 64B16-28.901 and .902.

A copy of the agenda may be obtained by writing: John D. Taylor, Executive Director, Board of Pharmacy, 4042 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Sharon Knowles, (850)488-7220, at least five calendar days prior to the meeting. 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).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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.

The **Department of Health, Board of Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIME: June 12-13, 2000, 8:00 a.m., EDT

PLACE: Hyatt Orlando Airport, One Airport Blvd., Orlando, FL

PURPOSE: The Board will conduct disciplinary proceedings, general board business and rules review.

The probable cause panel will meet after the June 12, 2000 session.

This meeting is closed to the public, however, there may be cases where probable cause was previously found which are to be reconsidered.

A copy of the board agenda and any probable cause materials which are open to the public may be obtained by writing: John D. Taylor, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Sharon Knowles, (850)488-7220, at least five calendar days prior to the meeting. 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).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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.

The Florida **Emergency Medical Services Advisory Council** will hold a conference call to endorse the final recommendations of the Transformation of EMS team.

DATE AND TIME: May 25, 2000, 10:00 a.m. – 12:00 Noon (EST)

PLACE: Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738, conference call number is 1(888)860-6808

PURPOSE: To endorse the final recommendations of the Transformation of EMS team.

For additional information regarding the conference call please call: Patsy Paschal, The Bureau of Emergency Medical Services, (850)245-4440, Ext. 2772.

For further information, write: Patsy Paschal, 2020 Capital Circle, S. E., Bin #C18 (HEMS), Tallahassee, Florida 32399-1738 or call (850)245-4440, Ext. 2772.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services**, Alcohol, Drug Abuse and Mental Health Program Office announces a public meeting to which all persons are invited:

DATE AND TIME: May 31, 2000, 3:30 p.m.

PLACE: Department of Children and Family Services, 500 West 11th Street, First Floor, Conference Room No. 1, Panama City, Florida 32401

PURPOSE: The department is seeking public input and information regarding the re-designation of the Bay Medical Behavioral Health Center as a Baker Act private receiving facility in Bay County (District 2A).

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 Alcohol, Drug Abuse and Mental Health, 500 W. 11th Street, Panama City, FL 32401.

For further information contact: Jerry Brown, (850)488-2419.

The **Department of Children and Family Services**, District 5, Health and Human Services Board announces the following public meetings to which all persons are invited:

Health and Human Services Board

DATES AND TIME: June 7, 2000 and June 14, 2000, 9:30 a.m.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular board meeting for general business.

The Health and Human Services Board standing committees will meet as follows:

Planning, Budget and Evaluation Committee

DATES AND TIME: June 7, 2000 and June 14, 2000, immediately following the board meeting.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular committee meeting for general business.

Legislative Committee

DATE AND TIME: June 16, 2000, 10:00 a.m.

PLACE: Mary Grizzle State Office Building, Room 418D, 11351 Ulmerton Road, Largo, FL

PURPOSE: Regular committee meeting for general business.

Comprehensive Services for Adults and Children Committee

DATE AND TIME: June 12, 2000, 3:00 p.m.

PLACE: Emmanuel Community Baptist Church, 1150 C.R. 1, Palm Harbor, FL

PURPOSE: Regular committee meeting for general business.
Family Support Committee
DATE AND TIME: June 21, 2000, 9:00 a.m.
PLACE: Mary Grizzle State Office Building, Room 418D,
11351 Ulmerton Road, Largo, FL
PURPOSE: Regular committee meeting for general business.
Family Care Council
DATE AND TIME: June 26, 2000, 7:00 p.m.
PLACE: Countryside Library, 2741 Route 580, Clearwater, FL
PURPOSE: Regular meeting for general business.
Community-Based Care Pasco Task Force
DATE AND TIME: June 14, 2000, 2:30 p.m.
PLACE: Counsel Square II, Conference Room 150, 7601 Little
Road, New Port Richey, FL
Community-Based Care Pinellas Task Force
DATE AND TIME: June 28, 2000, 9:00 a.m.
PLACE: Mary Grizzle State Office Building, Room 418D,
11351 Ulmerton Road, Largo, FL
PURPOSE: To discuss implementation of community-based
care in District 5.
Agendas can be obtained seven days in advance of each
meeting at: Mary Grizzle State Office Building, Suite 414,
11351 Ulmerton Road, Largo, FL.
Persons needing accommodation to participate in these
meetings should call at least 3 days in advance of the meeting,
(727)588-7071 or TDD (727)588-6662 to arrange
accommodations.

The **Department of Children and Family Services**, Refugee
Programs Administration Office announces the following
public meetings to which all interested persons are invited.

MEETING: District 4/Duval County Refugee Task Force
DATE AND TIME: There is no meeting scheduled for June
(Contact person is Juel Kamke, (850)413-8217)

MEETING: Districts 5, 6 and 14 – Tampa Bay Area Refugee
Task Force

***RCA PUBLIC/PRIVATE PARTNERSHIP MEETING:**

DATE AND TIME: Thursday, June 22, 2000, 10:30 a.m.

* Special Called Meeting

DATE AND TIME: Tuesday, June 27, 2000, 9:30 a.m.

PLACE: Lutheran Services of Florida, 2700 W. Martin Luther
King Blvd., 3rd Floor, Conference Rm., Tampa, FL (Contact
person is Osman Uzun, (850)413-4200)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of issues relevant to Refugee resettlement in the
Tampa Area/Children and Family Services District(s) 5, 6 and
14.

A copy of the agenda may be obtained by writing: Osman
Uzun, Refugee Programs Administration Office, 1317
Winewood Blvd., Building 1, Room 303, Tallahassee, Florida
32399-0700.

MEETING: District 7/Orlando Refugee Task Force

DATE AND TIME: Wednesday, June 14, 2000, 1:30 p.m. –
3:30 p.m.

PLACE: Catholic Charities of Orlando, 1771 N. Samoran
Blvd., Orlando, Florida (Contact person is Juel Kamke,
(850)488-3791)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of issues relevant to Refugee resettlement in the
Palm Beach County/Children and Family Services, District 9
area.

A copy of the agenda may be obtained by writing: Juel Kamke,
Refugee Programs Administration Office, 1317 Winewood
Blvd., Building 1, Room 303, Tallahassee, Florida
32399-0700.

MEETING: District 9/Palm Beach County Refugee Task Force

DATE AND TIME: Wednesday, July 19, 2000, 1:30 p.m. –
3:30 p.m.

PLACE: Naval and Marine Corps Reserve Center, 1227
Marine Drive, West Palm Beach, Florida (Contact person is
William Long, (850)488-3791)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This meeting will be happening every other month after the
May 17, 2000 meeting. Discussion of issues relevant to
Refugee resettlement in the Palm Beach County/Children and
Family Services, District 9 area.

A copy of the agenda may be obtained by writing: William
Long, Refugee Programs Administration Office, 1317
Winewood Blvd., Building 1, Room 303, Tallahassee, Florida
32399-0700.

MEETING: District 10/Broward County Refugee Task Force

DATE AND TIME: Tuesday, June 27, 2000, 9:00 a.m. – 12:00
p.m.

PLACE: First Lutheran Church, 441 N. E. 3rd Ave., Ft.
Lauderdale, Florida 33301 (Contact person is Cheraka
Thomas, (850)414-0067)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of issues relevant to Refugee resettlement in the
Broward County/Children and Family Services, District 10
area.

A copy of the agenda may be obtained by writing: Cheraka
Thomas, Refugee Programs Administration Office, 1317
Winewood Blvd., Building 1, Room 303, Tallahassee, Florida
32399-0700.

MEETING: District 11/Miami Area Refugee Task Force

DATE AND TIME: Friday, June 9, 2000, 10:00 a.m. – 12:00
p.m.

PLACE: Lindsey Hopkins Technical Education Center,
Faculty Dining Room, 750 Northwest 20th Street, Miami,
Florida 33127 (Contact person is Taddese Fessehayee or
Deirdre Williams, (850)488-3791)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discussion of issues relevant to Refugee resettlement in the Miami Area/Children and Family Services, District 11.

A copy of the agenda may be obtained by writing: Taddese Fessehaye or Deirdre Williams, Refugee Programs Administration Office, 1317 Winewood Blvd., Building 1, Room 303, Tallahassee, Florida 32399-0700.

Pursuant to the Provisions of the American's with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting at the Refugee Programs Administration Office, (850)488-3791 or Fax (850)487-4272. If you are hearing or speech impaired, please contact the agency by calling TDD Number (850)922-4449 and reference the specific Refugee Task Force Meeting by location and date.

NAVIGATION DISTRICTS

The **West Coast Inland Navigation District** announces the following Board of Commissioners meeting to which all interested parties are invited:

DATE AND TIME: Friday, May 26, 2000, 10:30 a.m.

PLACE: South County Administration Center, 4000 S. Tamiami Trail, Venice, FL

PURPOSE: To conduct the regular business of the Navigation District.

A copy of the agenda for this meeting may be obtained by writing: WCIND, Post Office Box 1845, Venice, FL 34284.

No verbatim record will be made of this meeting. Any person wishing to appeal decisions made at this meeting may need to ensure that a verbatim record is made.

The Board of Commissioners of the **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 19, 2000, 8:30 a.m.

PLACE: The Brannon Center, 105 S. Riverside Drive, New Smyrna Beach (Volusia County), Florida

PURPOSE: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Personnel, Manatee Sign and Property Acquisition and Management Committees will meet.

Please contact: District office, 1314 Marcinski Road, Jupiter, FL 33477, telephone (561)627-3386, for more information.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need a record of the proceeding and for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission** announces a series of public workshops concerning hoop nets, to which all interested persons are invited:

DATE AND TIME: June 8, 2000, 6:30 p.m. – 8:00 p.m.

PLACE: Jacksonville University, Reid Medical Science Center, Reid Auditorium, 2800 University Blvd., Jacksonville, Florida

PURPOSE: The purpose of this workshop is to receive public input regarding whether hoop nets should be allowed for the harvest of certain saltwater species, such as trouts, flounders, croakers, whiting and spot. Hoop nets are cylindrical net traps, consisting of nylon netting attached to hoops made of steel or fiberglass. The hoops may be as big as 6 feet in diameter. Hoop nets are soaked for 3-4 days and are pulled periodically to remove the fish trapped within them. Hoop nets have been traditionally allowed for the harvest of certain fresh water fish in the St. Johns River system.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting Andrena Knicely, (850)487-1406. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

For further information, contact: Dr. Russell Nelson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

VISIT FLORIDA

The **VISIT FLORIDA** announces public meetings of the Finance Committee and Marketing Committee as follows:

MEETING: Marketing Committee

DATE AND TIME: Tuesday, May 23, 2000, 9:00 a.m. – 12:00 Noon

PLACE: Adam's Mark Orlando Hotel, 1500 Sand Lake Road, Orlando, FL 32809, (407)859-1500

MEETING: Finance Committee

DATE AND TIME: Thursday, May 25, 2000, 10:00 a.m. – 3:00 p.m.

PLACE: Hyatt Regency Orlando Airport, 9300 Airport Boulevard, Orlando, FL 32827, (407)825-1234

For further information contact: Sandy Stevens, CMP, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

NORTHEAST FLORIDA AREA AGENCY ON AGING

The **Northeast Florida Area Agency on Aging** (PSA4) announces a Budget/Finance Committee meeting, Program Committee Meeting and a Board of Directors meeting to which all persons are invited:

DATE AND TIMES: May 24, 2000, Program Committee Meeting – 1:00 p.m.; Budget and Finance Committee – 2:00 p.m.; Board of Directors Meeting – 2:30 p.m.

PLACE: St. Johns County Public Library, 1960 U.S. 1, St. Augustine, Florida

PURPOSE: General Board business and voting on committee recommendations.

A copy of the agenda may be obtained by contacting: The Northeast Florida Area Agency on Aging, Inc., 590 S. Ellis Road, Jacksonville, FL 32254, (904)786-5111.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center and Research Institute**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 30, 2000, 4:30 p.m. – 5:30 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: Mrs. Cheryl Bartolomeo, 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: Mrs. Cheryl Bartolomeo, by Tuesday, May 23, 2000.

The **H. Lee Moffitt Cancer Center and Research Institute**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 31, 2000, 11:30 a.m.

PLACE: Moffitt Board Room, 12902 Magnolia Drive, Tampa, FL

PURPOSE: To conduct general business of the Joint Finance and Planning Committee of the Board of Directors.

A copy of the agenda may be obtained by writing: Ms. Barbara Sawyer, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612.

Persons requiring special accommodations due to disability or physical impairment should contact: Ms. Barbara Sawyer, by Friday, May 26, 2000.

FLORIDA HEALTHY KIDS CORPORATION

The **Florida Healthy Kids Corporation** announces the Board of Directors meeting to which all persons are invited to attend.

DATE AND TIME: May 31, 2000, 10:00 a.m. – 4:00 p.m.

PLACE: The Ray Sittig Hall, 301 S. Bronough Street, Tallahassee, Florida

PURPOSE: Meeting of the Board of Directors.

Further details and an agenda for the meeting may be obtained by contacting: Amber Floyd, Florida Healthy Kids Corporation, (850)224-KIDS (5437), Extension 6122.

FLORIDA HEALTHCARE PURCHASING COOPERATIVE

The **Florida Healthcare Purchasing Cooperative** announces a meeting of the FHPC Board of Directors in Tallahassee, Florida.

DATE AND TIME: Thursday, June 1, 2000, 9:00 a.m.

PLACE: TBA

PURPOSE: To discuss general business of the Cooperative.

Call (904)471-2400, for an agenda.

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF BANKING AND FINANCE

NOTICE IS HEREBY GIVEN that the Department of Banking and Finance, Division of Securities and Investor Protection, received a Petition for Declaratory Statement from counsel for Zap.Com Corporation on April 17, 2000 (File No. 2659-S-4/00). The Petition seeks the Department's position on whether a third party service organization and its employees who engage in ministerial activities for Zap.Com in connection with Zap.Com's offering of stock would be required to register as a dealer or associated person.

A copy of the Petition can be obtained by writing: Agency Clerk, Department of Banking and Finance, Suite 526, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida has denied the Petition for Declaratory Statement filed by The Gables of Vero Beach Condominium Association, Inc., Docket Number 2000-044.

The petition was denied because the Petitioner failed to specify the statute, rule or order upon which it sought a declaratory statement and failed to include a statement of the impact of any agency statute, rule or order upon Petitioner's particular circumstances.

A copy of the final order may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Margaret DiGaetano, M.D. The Petitioner seeks the Board's interpretation of whether the various agreements described in the petition would result in violation of the fee-splitting prohibition set forth in Section 458.331(1)(i), Florida Statutes, in light of the Board's prior ruling in, In Re: Petition for Declaratory Statement of Magan L. Bakarania, M.D., 20 FALR 395.

The Board will consider this petition at its meeting scheduled for June 2, 2000, 2:00 p.m. or as soon thereafter as can be heard, at the Marriott North, 6650 North Andrews Avenue, Ft. Lauderdale, Florida 33309.

Copies of the petition may be obtained by writing: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Frederick Hauber, M.D. The Petitioner seeks the Board's interpretation of whether or not the practice management arrangement described in the petition is in violation of Section 458.331(1)(i), Florida Statutes, in light of the Board's prior ruling in, In Re: Petition for Declaratory Statement of Magan L. Bakarania, M.D., 20 FALR 395.

The Board will consider this petition at its meeting scheduled for June 2, 2000, 2:00 p.m. or as soon thereafter as can be heard, at the Marriott North, 6650 North Andrews Avenue, Ft. Lauderdale, Florida 33309.

Copies of the petition may be obtained by writing: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

**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:

NONE

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

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-304, Project and Location: Carnegie Library Remodeling/Expansion (Restoration of Building), Florida A & M University, Tallahassee, Florida 32307.

This project proposes an expansion to the existing Carnegie Library facility located in the center of Florida A & M University's main campus in Tallahassee, FL. This project consists of a partial restoration of the existing 4,000 SF facility and an addition consisting of Classroom, Study, Research, Office, Exhibit and Student Academic Support type spaces. This expansion is proposed to be located adjacent to the existing facility.

The selected firm will provide program validation, 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 10:00 a.m., local time, on June 16, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

Florida International University, on behalf of the Board of Regents announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project and Location: FIU/FMC Cooperative Use Facility, Florida International University at Florida Memorial College, Miami, Florida.

The project consists of construction of a multi-story multi-user facility, which would include classrooms, offices, laboratories, and support space. The total building area is estimated to be 33,700 GSF. The total project budget is limited to \$5,000,000. The selected firm will provide design, construction documents, and administration for the referenced project. Blanket professional liability insurance will be required in the amount of \$1,000,000, 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. A completed Board of Regents "Professional Qualifications Supplement (SUSPQS)", dated September 1999. 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 properly 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 that do not comply with the above instructions will not be considered. Application material 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 and the Project Fact Sheet may be obtained by contacting: Facilities Management, Florida International University, Campus

Support Complex, Room 236, University Park, Miami, Florida 33199, telephone (305)348-4000 or by Faxing a request to (305)348-4010. Requests for meetings by individual firms will not be granted.

Submit qualifications to: Mary Varela Witham, Facilities Planner/Contract Administrator, Florida International University, Facilities Management, Campus Support Complex, University Park, Miami, Florida 33199, by 2:00 p.m., local time, June 19, 2000. Late submittals shall be disqualified. Facsimile (FAX) submittals are not acceptable and will not be considered.

RFBP No. 54004032

Milk Products

The Putnam County District School Board, Palatka, Florida is soliciting sealed bids from responsible vendors to supply milk products to the Food Service Department. Bid proposals will be received in the Purchasing Office, 1207 Washington Street, Palatka, Florida 32177, until 2:00 p.m., local time, May 24, 2000.

Interested vendors may obtain a copy of the RFBP from the Purchasing Office, Putnam County District Schools, Phone (904)329-0525.

RFBP No. 54007030

Ice Cream Products

The Putnam County District School Board, Palatka, Florida is soliciting sealed bids from responsible vendors to supply ice cream products to the Food Service Department. Bid proposals will be received in the Purchasing Office, 1207 Washington Street, Palatka, Florida 32177, until 2:00 p.m., local time, May 16, 2000.

Interested vendors may obtain a copy of the RFBP from the Purchasing Office, Putnam County District Schools, Phone (904)329-0525.

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: Additions, Remodeling, Renovations and Site Improvements at Jean Ribault High School No. 96 and William M. Raines High School No. 165 and Window Replacement at Jean Ribault Middle School No. 212: Stage II Reroofing of Building Nos. 1 and 8 at William M. Raines High School No. 165 and all old built-up roofing at Jean Ribault High School No. 96

BID NUMBER: C-90390 (Stage II)

SCOPE OF WORK:

This is for Stage II reroofing of Building Nos. 1 and 8 at William M. Raines High School No. 165 and all old built-up roofing at Jean Ribault High School No. 96.

BIDS:

Bids will be received until 2:00 p.m. on Tuesday, June 20, 2000 and immediately thereafter publicly opened, read aloud and recorded in Conference Room No. 513D, 5th Floor Facilities, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207.

All roofing contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on June 8, 2000, 10:00 a.m., local time at William M. Raines High School No. 165, 3663 Raines Ave., Jacksonville Florida 32209. 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 prime bidders shall be licensed state certified roofing contractors and registered corporations, subcontractors shall be licensed contractors as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of Akel, Logan & Shafer P.A., 110 Riverside Avenue, Jacksonville, Florida 32202-4995. A refundable deposit of seventy-five dollars per set is required.

Duval County School Board point of contact is Dale Hughes, Plant Services (904)381-3873.

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 3 percent overall Minority Business Enterprise participation is required.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

REQUEST FOR PROPOSALS

RFPBDRS 13-99/00

Sealed responses will be received by the Department of Environmental Protection (DEP), Alfred B. Maclay State Gardens, 3540 Thomasville Road, Tallahassee, Florida 32308, until the time, day and date shown below:

3:30 p.m., Monday, June 19, 2000

This Request for Proposals (RFP) is for paving and or certified contractors, in the State of Florida, to construct 1.75 miles of roadway, to improve and expand the bath house parking expanding it to a 140 car parking area, to construct an additional beach access boardwalk complete with a 20 car stabilized parking area and composting toilet, and to add a 10 car stabilized parking area to the administration building at Lake Louisa State Park in Clermont (Lake Co.), Florida.

Any person with a qualified disability shall not be denied equal access and effective communication regarding any solicitation documents or the attendance at any related meeting or solicitation response opening. If accommodations are needed because of a disability, please contact the Contracts Section, (850)488-3539.

Solicitation packages may be obtained at the above address by calling telephone number (850)488-3539. Please specify the solicitation package by the DEP Solicitation No. provided above. Minority businesses are encouraged to participate. The Department reserves the right to reject any or all proposals received.

DEPARTMENT OF HEALTH

RE-ADVERTISEMENT

INVITATION TO BID

THIS IS A RE-ADVERTISEMENT OF THIS PROJECT PROVIDING NEW DATES FOR RESPONSES.

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF HEALTH, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO.: DOH 98163100

SAMAS CODE: 64-30-1-00314-64200000-00-081108-98

PROJECT NAME AND LOCATION: Central Lab Complex Renovations Phase I, Jacksonville, Florida

FOR: State of Florida, Department of Health

PRE-QUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489 and 633 of the Florida Statutes for licensure or certification must submit pre-qualification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Department of Management Services for the current biennium

(July 1 through June 30) of odd numbered years. Call (850)488-6233, for information on pre-qualification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Rule 60D-5.004. A copy of rule requirements is included in the Instruction To Bidders under Article B-2 "Bidders Qualification Requirements and Procedures".

PUBLIC ENTITY CRIME INFORMATION STATEMENT:

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

PROJECT DESCRIPTION:

This project consists of construction of renovation of approximately 40,000 square feet of offices on four floors in the Porter Annex Building and a new 4000 square feet addition for secure records storage. Renovation work includes new ceiling, fire sprinkler system, fire pump, hvac system modifications, lighting and power distribution. New construction includes composite prestressed/cast-in-place concrete structure on spread footings, masonry exterior walls, modified bitumen roofing, interior finishes, new mechanical/electrical systems and a gaseous fire suppression system.

PERFORMANCE BOND AND LABOR MATERIAL

PAYMENT BOND: If the construction contract award amount is more than \$100,000.00, a Performance and a Labor and Material Payment Bond SHALL be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: Tuesday, June 20, 2000, until 2:00 p.m., local time

PLACE: Central Lab Complex, 1217 Pearl Street, Jacksonville, Florida 32202, Telephone (904)791-1562

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Addenda, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the following:

ARCHITECT-ENGINEER: Smith McCrary Architects, Inc., North Regency Executive Park, 9485 Regency Square Blvd., Suite 410, Jacksonville, Florida 32225, Attention: Thomas McCrary, AIA, Telephone (904)724-2216.

PRE-BID MEETING: Contractors are advised that the Architect will conduct a Pre-Bid meeting on May 30, 2000, 10:00 a.m., local time at the Central Lab Complex, 1217 Pearl

Street, Jacksonville, Florida 32202, during which time contractors may request clarification of Bid Document information.

DEPOSIT: \$150.00 per set of Drawings and Specifications is required with a limit of two (2) sets per General Contractor or Prime Bidder and one set per mechanical subcontractor and/or electrical subcontractor. The deposit shall only be returned to those General Contractors or Prime Bidders, mechanical subcontractors and/or electrical subcontractors, who, after having examined the Drawings and Specifications:

- a. Submit a request for pre-qualification and fail to qualify, or
- b. Submit a bid (in the case of mechanical and/or electrical subcontractor's submission of a bid to a prime bidder), and return the Drawings and Specifications in good condition within fifteen (15) days of the date of receipt of bids.

Full sets of drawings and specifications may be purchased by payment of the printing and handling cost at the rate of \$150.00 per set.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 4:00 p.m., local time, June 20, 2000, at the location where the bids were opened. In the event that the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5 by the Owner.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE SERVICES OF A FOOD SERVICE MANAGEMENT COMPANY FOR THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:30 A.M., EST., MONDAY, JUNE 12, 2000. THERE WILL BE A MANDATORY PREBID CONFERENCE ON MAY 26, 2000, 8:30 A.M., EST.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED: EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7TH AVENUE, MIAMI, FLORIDA 33127, TELEPHONE NUMBER IS (305)637-2677.

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE SERVICES OF A LABORATORY SERVICE COMPANY FOR THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:30 A.M., EST., THURSDAY, JUNE 15, 2000.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED: EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7TH AVENUE, MIAMI, FLORIDA 33127, TELEPHONE NUMBER IS (305)637-2677.

INVITATION TO BID

Sealed bids will be received by the Department of Children and Family Services, District 5, until 10:00 a.m., June 12, 2000 for Courier Services within Pinellas County.

Bid Conditions and Specifications may be obtained by contacting: Manuel Lambrinos, Property Administrator, (727)588-6616 or Robert E. McCraney, Purchasing Director, (727)588-6612, Largo State Office Building, 11351 Ulmerton Road, Suite 125, Largo, Florida 33778-1630.

The State of Florida, Department of Children and Family Services, reserves the right to reject any and all bids received and to award the bid judged to be in the best interest of the State of Florida.

FISH AND WILDLIFE CONSERVATION COMMISSION

INVITATION TO BID

Competitive sealed invitation to bid will be received by the Purchasing Office until the time and date shown for the following:

DATE AND TIME: JUNE 14, 2000, 11:00 a.m.

BID NO.: FWC 99/00-71

BID TITLE: CHILLER REPLACEMENT

MANDATORY PRE-BID CONFERENCE: May 26, 2000, 10:00 a.m., at the Conference Room, 2nd Floor, Room 272, 620 S. Meridian St., Bryant Building, Tallahassee, Florida.

This project will provide for the replacement of one 185-ton water-cooled centrifugal chiller with a similar rotary screw chiller. Chilled water pumps are to be replaced. There is associated electrical work and minor refrigeration room improvements. Alternates include the replacement of the condenser water well pump and the installation of a central energy management control system.

Please direct all questions to Jamie Pickel or Charlie Miller, (850)488-1030.

PROPOSAL: Proposals must be submitted in full accordance with requirements of the Bidding and Contractual Conditions. Bid specifications may be obtained from the Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Purchasing Room 364, Bryant Building, Tallahassee, Florida 32399-1600.

A copy of the ITB may be obtained from the above address or by calling (850)488-3427 or by faxing a request to (850)921-2500. The Commission reserves the right to reject any and all bids/proposals.

PRO 2-1

CITY OF ARCADIA

NOTICE TO PROFESSIONAL CONSULTANTS

The City of Arcadia requests qualified consultants in the practice of Architecture, Professional Engineering or Landscape Architecture submit letters of interest and qualifications for consideration in the competitive selection for the design of 1900's historical replica street lighting in the downtown area consisting of underground wiring and 43 street light fixtures.

Services needed include design, securing required permits and construction inspection.

Applicant submittals will ranked on a short list utilizing the qualifying factors stated in the Consultant's Competitive Negotiation Act (F.S. 287.055), letters of interest and supporting information.

Qualified firms desiring consideration should submit ten (10) copies of letter of interest and Statement of Qualifications including resumes of key personnel to: Edward J. Strube, City Administrator, P. O. Box 351, Arcadia, FL 34265, (863)494-4114. Submittals must be received no later than 4:00 p.m., Friday, June 2, 2000.

HEALTH COUNCIL OF SOUTH FLORIDA

REQUEST FOR LETTERS OF INTEREST AND QUALIFICATIONS FOR MONROE COUNTY COMMUNITY TRANSPORTATION COORDINATOR

The Health Council of South Florida, Inc. is seeking letters of interest and statements of qualifications from qualified agencies or firms to coordinate transportation services for the transportation disadvantaged in Monroe County, Florida. The selected contractor will be the designated Community Transportation Coordinator for the Transportation Disadvantaged Program, as authorized by Chapter 427, Florida Statutes, and more fully described in Rule 41-2 of the Florida Administrative Code.

The Community Transportation Coordinator is defined by Chapter 427, Florida Statutes as a transportation entity recommended by the appropriate designated official planning agency to ensure that coordinated transportation services are provided to the transportation disadvantaged population in a

designated service area. The Community Transportation Coordinator has full responsibility for the delivery of transportation services for the transportation disadvantaged as outlined in s. 427.015(2).

The transportation disadvantaged are defined by Chapter 427, Florida Statutes as "those persons who because of physical or mental disability, income status or age are unable to transport themselves or purchase transportation and are, therefore, dependent upon others to obtain access to health care, employment, education, shopping, social activities or other life sustaining activities or children who are handicapped or high-risk or at-risk as defined in s. 411.202".

Interested providers are required to demonstrate knowledge of Monroe County, especially its transportation system. Experience in transporting the physically, mentally and economically disabled is required. Operations of coordinated services would be beneficial.

Selection of potential providers will be based on a ranking of their expertise, financial capabilities, overall capabilities, recent experience in similar programs and proposed methods of achieving cost-effective services. Letters of interest and qualifications should be limited to a maximum of eight (8) pages.

Potential providers should submit three (3) copies of their expression of interest and qualifications in a sealed envelope:

Health Council of South Florida
5757 Blue Lagoon Drive, Suite 170
Miami, Florida 33126

ATTENTION: Sonya R. Albury, Executive Director

Letters must be marked, "LETTER OF INTEREST AND QUALIFICATIONS FOR MONROE COUNTY COMMUNITY TRANSPORTATION COORDINATOR."

Letters of interest and qualifications must be received by 5:00 p.m., Friday, June 16, 2000.

Questions should be addressed in writing: Silvia P. Torres, Health Council of South Florida, at the address above listed.

Faxed and e-mailed responses will not be accepted. Late letters will be returned unopened with the notation, "This letter of interest was received after the delivery time designated for receipt and opening in the legal notice". Only responses to the request for letters of interest will be considered if a request for proposals is issued for Community Transportation Coordinator.

The Designated Planning Organization for Monroe County reserves the right to accept or reject any and all responses in the best interest of the State.

TAMPA BAY ESTUARY PROGRAM

REQUEST FOR PROPOSALS

The Tampa Bay Estuary Program (TBEP), is requesting proposals from qualified respondents to conduct the following project:

T-99-04 TECHNICAL SUPPORT

Request for proposal instructions and associated proposal documents may be obtained from TBEP, 100 8th Avenue, Southeast, MS: I-1/NEP, St. Petersburg, Florida 33701. Sealed proposals will be received at the above-stated address until 2:00 p.m., Tuesday, June 19, 2000, at which time they will be publicly opened.

The total TBEP FY 1999-00 budget is \$672,733, (51%) of which is federally funded. TBEP encourages and promotes the utilization of organizations owned or controlled by socially and economically disadvantaged, Minority Business Enterprises and Women's Business Enterprises.

TBEP reserves the right to reject any and all proposals. Dated this April 26, 2000.

Section XII Miscellaneous

DEPARTMENT OF BANKING AND FINANCE

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following application and/or other notices. 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., June 9, 2000):

CORRECTION

Application to Merge Constituent Institutions: Belle-Tel Credit Union, Orlando, Florida and Lake County Schools Credit Union, Eustis, Florida; published in the May 12, 2000, Florida Administrative Weekly, should have read:

Application to Merge Constituent Institutions: Bell-Tel Credit Union, Orlando, Florida and Lake County Schools Credit Union, Eustis, Florida; with Resulting Institution: Bell-Tel Credit Union, Orlando, Florida.

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Federal Employees Credit Union, 1055 South Congress Avenue, West Palm Beach, Florida 33406

Expansion Includes: Ecclestone Organization, West Palm Beach, Florida 33401

Received: May 4, 2000

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

NOTICE OF ACCEPTANCE OF APPLICATIONS ENDANGERED AND THREATENED NATIVE FLORA GRANTS PROGRAM

The Florida Department of Agriculture and Consumer Services, Division of Plant Industry announces that it is once again soliciting applications for the Endangered and Threatened Native Flora Grants Program.

Grants may be awarded for activities which provide recognition of those native flora to the state that are endangered and threatened; and activities that encourage, within a controlled program, the protection, curation, propagation, reintroduction and monitoring of native flora that are identified as endangered or threatened.

Who is eligible to apply? By law, a qualified corporation is a not-for-profit corporation pursuant to s. 501(c)(3) of the Internal Revenue Code of 1954, and which is described in and allowed to receive contributions pursuant to the provisions of, s. 170 of the Internal Revenue Code of 1954, and which is a corporation not for profit incorporated pursuant to Chapter 617, Florida Statutes, and which can demonstrate, based on program criteria, the ability to protect, conserve, propagate, reintroduce and monitor endangered and threatened native flora.

If the projects receive legislative approval, funds will become available after July 1, 2001. The deadline for filing applications is July 30, 2000 and applications must be delivered to the Division of Plant Industry's Plant Inspection office by 5:00 p.m. on that date or be clearly postmarked on or before that date.

Further information and an application may be obtained: Mr. Dan Phelps, Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100, (352)372-3505, Ext. 162 or Fax (352)955-2301.

DEPARTMENT OF COMMUNITY AFFAIRS

IN RE: COUNTY OF POLK)
LAND DEVELOPMENT)
REGULATIONS ADOPTED)
BY ORDINANCE NO.)
00-09 Docket No. DCA00-OR-185

FINAL ORDER

The Department of Community Affairs (Department) hereby issues this Final Order pursuant to Section 380.05(6), Florida Statutes, approving Polk County's land development regulations adopted by Ordinance No. 00-09. A copy of the complete ordinance is attached hereto.

FINDING OF FACTS

1. Polk County is located within the area designated by Section 380.0551, Florida Statutes, as the Green Swamp Area of Critical State Concern.
2. On March 10, 2000, Polk County rendered to the Department Ordinance No. 00-09 which was adopted by Polk County on March 1, 2000. The ordinance adopted the Polk County Land Development Code and repealed several existing ordinances and their amendments.
3. Subsection 163.3164(23), Florida Statutes, defines "land development regulations" as "...ordinances enacted by governing bodies for the regulation of any aspect of development...".
4. The adopted LDC Chapters are as follows:
 - a. Chapter 1. General Provisions.
 - b. Chapter 2. Land Use Districts and Regulations.
 - c. Chapter 3. Conditional Uses.
 - d. Chapter 4. Special Districts.
 - e. Chapter 5. Green Swamp Area of Critical State Concern.
 - f. Chapter 6. Resource Protection.
 - g. Chapter 7. Site Development Standards.
 - h. Chapter 8. Subdivisions.
 - i. Chapter 9. Development Review Procedures.
 - j. Chapter 10. Definitions.

CONCLUSIONS OF LAW

5. Section 380.05(6), Florida Statutes, requires the Department to enter a Final Order accepting or rejecting the County's adopted land development regulations within 60 days of submission to the Department.
6. Subsection 163.3194(1)(b), Florida Statutes, requires "...all development regulations... [to] be consistent with the adopted comprehensive plan...".
7. Pursuant to Subsection 380.05(1)(a), Florida Statutes, the Department has conducted a review of Ordinance No. 00-09 and finds that the Ordinance is consistent with the Polk County Comprehensive Plan and the Principles for Guiding Development in the Green Swamp Area of Critical State Concern.

WHEREFORE IT IS ORDERED that Ordinance 00-09 is consistent with Section 380.0551, Florida Statutes and are hereby APPROVED.

DONE AND ORDERED this 9th day of May, 2000 in Tallahassee, Florida.

/s/

 Steven M Seibert, Secretary
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, FL 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY SUBSTANTIALLY AFFECTED PERSON SHALL HAVE THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER ONE ALLEGES ANY DISPUTED ISSUE OF MATERIAL FACT IN THE PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, SUCH PERSON IS ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF THE PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, A SUBSTANTIALLY AFFECTED PERSON MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR SUCH PERSON MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF THERE IS A DISPUTE OF ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, A SUBSTANTIALLY AFFECTED PERSON MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, SUCH PERSON MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE AND WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDING OF FACT AND ORDERS AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

MEDIATION IS AVAILABLE WITH RESPECT TO THIS ACTION.

IF A SUBSTANTIALLY AFFECTED PERSON DESIRES EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE

PROCEEDINGS" MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS WITHIN 21 CALENDAR DAYS OF RECEIPT OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY, THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

THE PETITION MUST INCLUDE THE SIGNATURE OF SOMEONE AUTHORIZED TO ACT ON BEHALF OF THE SUBSTANTIALLY AFFECTED PERSON. A PETITION MUST SPECIFICALLY REQUEST AN ADMINISTRATIVE PROCEEDING, IT MUST ADMIT OR DENY EACH MATERIAL FACT CONTAINED IN THE NOTICE OF AGENCY ACTION AND IT MUST STATE ANY DEFENSE WHICH IS RELIED UPON.

THE RIGHT TO AN ADMINISTRATIVE PROCEEDING WILL BE WAIVED IF A PETITION IS NOT FILED WITH THE AGENCY CLERK WITHIN 21 DAYS OF RECEIPT OF THIS NOTICE.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to the persons listed below by U.S. Mail this 10th day of May, 2000.

/s/ _____
Paula P. Ford, Agency Clerk

copies furnished to:
Colin M. Roopnarine
Assistant General Counsel
Department of Community Affairs
2555 Shumard Oak Boulevard
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DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District Seven, District Secretary has approved the re-classification of US 41 (SR 45), from CR 48 to SR 44 and signed the Citrus County Final Access Management Classification documents. The State Highway System in Citrus County has been classified as provided for, in the Rule Chapter 14-97, FAC. The documentation may be reviewed at the following location: Florida Department of Transportation, District Seven Office, Planning Department, 11201 North McKinley Drive, Tampa, Florida 33612.

If you require further information on the Access Management Classifications in Citrus County you may contact: Mr. Waddah Farah, Corridor Management Administrator, Florida

Department of Transportation, District Seven Office, Planning Department, 11201 North McKinley Drive, Tampa, Florida 33612, Phone No. (813)975-6440.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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, Big Dog Motorcycles, LLC, intends to allow the establishment of Big Bike of Orlando, d/b/a Indian Motorcycle of Orlando, as a dealership for the sale of Big Dog Motorcycles, 5815 East Colonial Drive (Orange County), Florida 32807, on or after May 5, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Big Bike of Orlando, d/b/a Indian Motorcycle of Orlando are: dealer operator: Bruce Scott and Indian Motorcycle Orlando, 5815 East Colonial Drive, Orlando, FL 32807; principal investor(s): Big Bike of Orlando, Inc. and Bruce Scott, 9543 Sunbeam Rd., Jacksonville, FL 32257-1101.

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. Nick Messer, President, Big Dog Motorcycles, LLC, 140 North Ohio, Wichita, Kansas 67214.

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, Southeast Toyota Distributors, Inc., intends to allow the establishment of Kendall Imports, LLC, d/b/a Kendall Toyota, as a dealership

for the sale of repair parts and accessories and maintenance of motor vehicles, at a location described as follows: "on the S/W (Southwest) corner of 130th Street and 124th Avenue, Miami (Dade County), Florida". This property is known as Lots 1, 2 and 3, Block 1, Kendall-Tamiami Industrial Park, according to the Plat thereof, as recorded in Plat Book 143, Page 55, Public Records of Miami-Dade County, Florida, on or after May 8, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Kendall Imports, LLC, d/b/a Kendall Toyota are: dealer operator: Gerald F. Bean, President and Charles Sanchez, General Manager, 10943 S. Dixie Highway, Miami, FL 33156; principal investor(s): Kendall Imports LP, a Delaware corporation, 1013 Centre Road, Wilmington (New Castle County), Delaware 19805 and Gerald F. Bean, 10943 South Dixie Highway, Miami, FL 33156.

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: Walter B. Bovard, Asst., Vice President Market Representation, 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 establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION

The Florida Department of Environmental Protection has determined that the stormwater improvements to Forked Creek, Hudson Bayou and North Creek basins, for Sarasota County, will not adversely affect the environment. The project proposes construction and modification of ditches, culverts and outfall structure. Desalination facility construction and canal improvements are also included in the project. The proposed

project cost is estimated at \$3,373,700. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing: Troy Mullis, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

DEPARTMENT OF HEALTH

On May 4, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency SUSPENSION ORDER with regard to the license of Jo-Ellen Hutto, P.N., License number 1170981. Jo-Ellen Hutto's last known address is 4201 49th Street, North, St. Petersburg, FL 33709. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant Sections 455.621(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 26, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Babu Mangilipudi, M.D., license number ME 0049229. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 455.225(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 26, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Alex A. Yemat, M.D., license number ME 062900. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 455.225(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 2, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Roland N. Rozas,

M.D., license number ME 0040636. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 455.225(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 2, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Wilfredo C. Aqui, M.D., license number ME 0031711. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 455.225(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FISH AND WILDLIFE CONSERVATION COMMISSION

NOTICE TO LOCAL GOVERNMENTAL ENTITIES, COUNTIES, INCORPORATED MUNICIPALITIES AND NAVIGATIONAL DISTRICTS

FLORIDA BOATING IMPROVEMENT GRANTS PROGRAM 2000/2001 FUNDING AVAILABLE

The Florida Fish and Wildlife Conservation Commission is administering a financial assistance program, to provide grant funding for waterway projects designed to serve the needs of recreational boating. Funding priority is given to counties where, due to the number of vessel registration, sufficient financial resources are unavailable. The four categories of projects identified for this program are, recreational channel marking, public launching facilities, aquatic plant control and other local boating-related projects.

Applications will be accepted from June 1, 2000 through July 14, 2000. Applications must be postmarked no later than July 14, 2000 or delivered in person by 5:00 p.m. July 14, 2000. Application packages can be obtained by writing or calling:

Ms. Wendy Huszagh
Florida Fish and Wildlife Conservation Commission
Division of Law Enforcement
620 South Meridian Street
Tallahassee, FL 32399-1600
(850)488-5600, Ext. 173

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN May 1, 2000
 and May 5, 2000

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

5F-11.002	5/3/00	5/23/00	26/10	
5F-11.028	5/3/00	5/23/00	26/10	

DEPARTMENT OF EDUCATION

Florida A & M University

6C3-3.004	5/5/00	5/25/00	Newspaper	
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STATE BOARD OF ADMINISTRATION

Florida Prepaid Postsecondary Education Expense Board

19B-4.001	5/1/00	5/21/00	26/10	
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DEPARTMENT OF CORRECTIONS

33-204.005	5/1/00	5/21/00	26/12	
33-601.302	5/1/00	5/21/00	26/12	
33-601.303	5/1/00	5/21/00	26/12	
33-601.304	5/1/00	5/21/00	26/12	
33-601.305	5/1/00	5/21/00	26/12	
33-601.307	5/1/00	5/21/00	26/12	
33-601.308	5/1/00	5/21/00	26/12	
33-601.309	5/1/00	5/21/00	26/12	
33-601.310	5/1/00	5/21/00	26/12	
33-601.311	5/1/00	5/21/00	26/12	
33-601.312	5/1/00	5/21/00	26/12	
33-601.313	5/1/00	5/21/00	26/12	

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

40E-1.607	5/4/00	5/24/00	26/9	
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AGENCY FOR HEALTH CARE ADMINISTRATION

Office of Licensure and Certification

59A-3.081	5/5/00	5/25/00	26/6	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

61G7-10.0011	5/1/00	5/21/00	26/13	
61G7-10.003	5/1/00	5/21/00	26/6	26/13

Board of Professional Land Surveyors

61G17-7.003	5/1/00	5/21/00	26/13	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

65C-20.009	5/1/00	5/21/00	25/41	26/11
65C-20.011	5/1/00	5/21/00	25/41	26/11
65C-20.013	5/1/00	5/21/00	25/41	26/11
65C-25.001	5/1/00	5/21/00	25/41	26/11
65C-25.002	5/1/00	5/21/00	25/41	26/11
65C-25.003	5/1/00	5/21/00	25/41	26/11
65C-25.004	5/1/00	5/21/00	25/41	26/11
65C-25.005	5/1/00	5/21/00	25/41	26/11
65C-25.006	5/1/00	5/21/00	25/41	26/11
65C-25.007	5/1/00	5/21/00	25/41	26/11
65C-25.008	5/1/00	5/21/00	25/41	26/11

Substance Abuse Program

65D-30.001	5/5/00	5/25/00	26/6	
65D-30.002	5/5/00	5/25/00	26/6	25/14
65D-30.003	5/5/00	5/25/00	26/6	26/14
65D-30.004	5/5/00	5/25/00	26/6	25/14
65D-30.005	5/5/00	5/25/00	26/6	26/14
65D-30.006	5/5/00	5/25/00	26/6	26/14
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65D-30.008	5/5/00	5/25/00	26/6	26/14
65D-30.009	5/5/00	5/25/00	26/6	26/14
65D-30.010	5/5/00	5/25/00	26/6	26/14
65D-30.011	5/5/00	5/25/00	26/6	26/14
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65D-30.013	5/5/00	5/25/00	26/6	26/14
65D-30.014	5/5/00	5/25/00	26/6	26/14

NAVIGATION DISTRICTS

Florida Inland Navigation District

66B-2.004	5/5/00	5/25/00	26/11	
66B-2.006	5/5/00	5/25/00	26/11	
66B-2.008	5/5/00	5/25/00	26/11	