

have used their periodic 24/60-month or 36/72-month time limit must be granted a hardship extension until a final determination is made. The RWB designee will forward a copy of the completed CF-ES 2082 to notify the department of the approval of a hardship extension.

(3) No change.

(4) Diligent participation. To meet the diligent participation criteria, the participant must: have no more than one work sanction imposed in the last eighteen months of receipt of cash assistance; and, be in satisfactory compliance with the individual responsibility plan service strategy as determined by the RWB designee's WAGES-coalition's contracted career case manager.

(5) through (7) No change.

(8) Review of Hardship Exemption Cases. The RWB designee must review hardship cases at least once every two years, except for domestic violence cases that must be reviewed every six months in accordance with 45 CFR Part 260, Section 260.55(b).

Specific Authority 414.45 FS. Law Implemented 414.105 FS. History--New 9-28-98, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lonna Cichon, Operations and Consultant II
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Audrey Mitchell, Program Administrator, Economic Self-Sufficiency Policy, Program Support
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 10, 1999

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-5.003
RULE TITLE: Other Personnel
NOTICE OF CHANGE

The Florida School for the Deaf and the Blind hereby gives notice of change to the above proposed rule published in the Florida Administrative Weekly, Vol. 26, No. 39, September 29, 2000. These changes are in response to comments received from the Department of Education. The changes of the rule shall be as follows:

Subsection (21) Career Education (Vocational) Teacher. Certification by the state of Florida in a Vocational Instructional area requiring at least a bachelor's degree, and twelve (12) semester hours in the appropriate area of specialty

(Hearing Impaired, Visually Impaired, Varying Exceptionalities). Teachers may be selected with certification in a degreed vocational instructional area with the understanding that the twelve (12) semester hours in the appropriate area of specialty must be completed over a specified period of time.

Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 12-19-74, Amended 10-9-84, 12-6-92, 10-26-94, 7-10-95, 2-22-97, 2-24-98, _____.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Emergency Management

RULE CHAPTER NO.: 9G-21
RULE CHAPTER TITLE: Hazardous Materials Risk Management Planning Fee Schedule

RULE NO.: 9G-21.004
RULE TITLE: Approved Forms

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. 17, September 15, 2000, issue of the Florida Administrative Weekly.

9G-21.004 Approved Forms.

Table with 3 columns: Form Number, Subject, Effective Date. Rows include RMP-001 Single Stationary Source Annual Registration Fee Form and RMP-002 Multiple Source Location Annual Registration Fee Form.

These forms are hereby adopted by reference as a part of Rule Chapter 9G-21, F.A.C., and may be obtained by calling or writing the Department of Community Affairs, Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

Specific Authority 252.937(2)(b) FS. Law Implemented 252.939(1) FS. History--New 11-9-98, Amended _____.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE CHAPTER NO.: 9J-2
RULE CHAPTER TITLE: Rules of Procedure and Practiced Pertaining to Developments of Regional Impact

RULE NO.: 9J-2.044
RULE TITLE: Hazardous Material Usage, Potable Water, Wastewater, and Solid Waste Facilities Uniform Standard Rule

NOTICE OF CHANGE

Notice is hereby given that changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 42, October 20, 2000, issue of the Florida Administrative Weekly.

9J-2.044 Hazardous Material Usage, Potable Water, Wastewater, and Solid Waste Facilities Uniform Standard Rule.

(1) through (2)(c) No change.

(d) "Consolidated Chemical List" means the list of chemicals in the United States Environmental Protection Agency (EPA) Publication Title III List of Lists (EPA 550-B-98-017), incorporated herein by reference.

(e) No change.

(6) through (10) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David Jordan, Assistant General Counsel, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Telephone number (850)488-0410, Suncom 278-0410.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE CHAPTER NO.: 9J-5 RULE CHAPTER TITLE: Minimum Criteria for Review of Local Government Comprehensive Plans and Plan Amendments, Evaluation and Appraisal Reports, Land Development Regulations and Determination of Compliance

RULE NO.: 9J-5.004 RULE TITLE: Public Participation

NOTICE OF CHANGE

Notice is hereby given that changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 42, October 20, 2000, issue of the Florida Administrative Weekly.

(9J-5.004 was proposed to be repealed in the Notice of Proposed Rulemaking. The Department has decided not to repeal it.)

9J-5.004 Public Participation.

(1) The local governing body and the local planning agency shall adopt procedures to provide for and encourage public participation in the planning process, including consideration of amendments to the comprehensive plan and evaluation and appraisal reports.

(2) The procedures shall include the following:

(a) Provisions to assure that real property owners are put on notice, through advertisement in a newspaper of general circulation in the area or other method adopted by the local government, of official actions that will affect the use of their property;

(b) Provisions for notice to keep the general public informed;

(c) Provisions to assure that there are opportunities for the public to provide written comments.

(d) Provisions to assure that the required public hearings are held; and

(e) Provisions to assure the consideration of and response to public comments.

(3) Local governments are encouraged to make executive summaries of comprehensive plans available to the general public and should, while the planning process is ongoing, release information at regular intervals to keep its citizenry apprised of planning activities.

Specific Authority 163.3177(9),(10) FS. Law Implemented 163.3177(9),(10), 163.3181 FS. History--New 3-6-86, Amended 10-20-86,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maria Abadal Cahill, Community Planning Policy Administrator, Division of Community Planning, Bureau of State Planning, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32303-2100, Telephone number (850)487-4545 or (850)922-1781

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE CHAPTER NO.: 9J-28 RULE CHAPTER TITLE: Rules of Procedure and Practice Pertaining to Quality Developments

RULE NO.: 9J-28.005 RULE TITLE: Notices, Agendas, Conduct of Proceedings

NOTICE OF CHANGE

Notice is hereby given that changes have been made to the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 42, October 20, 2000, issue of the Florida Administrative Weekly.

(9J-28.005 was proposed to be repealed in the Notice of Proposed Rulemaking. It is being kept, but with the changes shown below.)

9J-28.005 Notices, Agendas, Conduct of Proceedings.

With respect to FQDs, the Department shall provide notice and agenda, and shall conduct any proceedings governed by Chapter 120, Florida Statutes, in accordance with the Uniform Model Rules of Procedure, Chapters 28-101 to 110, Florida Administrative Code, to the extent that they are not superseded by these rules.

Specific Authority 380.032(2)(a), 380.061(8)(b) FS. Law Implemented 380.061 FS. History—New 1-23-90, Amended.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David Jordan, Assistant General Counsel, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32303-2100, Telephone number (850)488-0410, Suncom 278-0410

DEPARTMENT OF REVENUE

NOTICE OF CABINET AGENDA ON JANUARY 23, 2001

The Governor and Cabinet, on January 23, 2001, sitting as head of the Department of Revenue, will consider the proposed amendments to Rule 12A-1.005, F.A.C. (Admissions). The proposed amendments: (1) incorporate the decision regarding assessments imposed upon members of private clubs that are used for capital expenditures rendered in Department of Revenue v. John's Island Club, 680 So. 2d 475 (Fla. 1st DCA 1996); (2) restructure the current rule to provide a more organized presentation of the guidelines regarding the admissions tax; (3) remove or conform obsolete provisions to current statutory provisions; and (4) incorporate the provisions of s. 2, Chapter 2000-345, L.O.F., effective July 1, 2000, through June 30, 2003. The proposed rule was noticed for the first Rule Development Workshop in the Florida Administrative Weekly on October 9, 1998 (Vol. 24, No. 41, pp. 5431-5434). A rule development workshop was held on October 27, 1998, in Room B-12, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida, regarding the proposed amendments to Rule 12A-1.005, F.A.C. Changes were made to those proposed amendments, and a revised proposed rule was noticed for workshop in the Florida Administrative Weekly on February 26, 1999 (Vol. 25, No. 8, pp. 769-772). A second rule development workshop was held on March 17, 1999, in Room B-12, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida. Changes were made to the proposed amendments presented at the second rule development workshop, and a revised proposed rule was noticed for workshop in the Florida Administrative Weekly on December 30, 1999 (Vol. 25, No. 52, pp. 5897-5902). A third rule development workshop was held on January 20, 2000, in Room B-12, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida. Changes were also made to the proposed amendments presented at the third rule development workshop, and a revised proposed rule was noticed for workshop in the Florida Administrative Weekly on September 8, 2000 (Vol. 26, No. 36, pp. 4150-4157). A fourth and final rule development workshop was held on September 26, 2000, in Room 116, Larson Building, 200 E. Gaines Street, Tallahassee, Florida. Changes were made to the proposed amendments based on written comments and comments received at the workshop and included in the Notice of Proposed Rulemaking.

The proposed amendments were noticed for a rule hearing in the Florida Administrative Weekly on November 3, 2000 (Vol. 26, No. 41 pp. 5050-5058). A hearing was conducted on November 28, 2000. As the result of comments that participants at the hearing were in agreement with the Department's proposed rule amendments, no changes were made to the proposed rule text.

DEPARTMENT OF REVENUE

NOTICE OF CABINET AGENDA ON JANUARY 23, 2001

The Governor and Cabinet, on January 23, 2001, sitting as head of the Department of Revenue, will consider the proposed amendments to Rule 12A-1.061, F.A.C. (Rentals, Leases, and Licenses to Use Transient Accommodations). The proposed amendments: (1) clarify that each room or unit in a multiple unit structure is a "transient accommodation" for purposes of Rule 12A-1.061, F.A.C.; (2) provide guidelines regarding the application of the transient rental taxes when a reservation voucher is sold by a reservation company for presentation to rent transient accommodations at the price indication on the voucher; and (3) provide guidelines for taxpayers that rent, lease, let, or license a number of transient accommodations within a multiple unit structure to one person for that person's own use.

The proposed amendments were noticed for a rule hearing in the Florida Administrative Weekly on October 6, 2000 (Vol. 26, No. 40, pp. 4573-4575). A hearing was conducted on November 9, 2000. No one attended the hearing to provide testimony; no written comments were received by the Department.

DEPARTMENT OF REVENUE

NOTICE OF CABINET AGENDA ON JANUARY 23, 2001

The Governor and Cabinet, on January 23, 2001, sitting as head of the Department of Revenue, will consider the proposed amendments to Rule 12A-1.0091, F.A.C. (Cleaning Services) and Rule 12A-1.061, F.A.C. (Rentals, Leases, and Licenses to Use Transient Accommodations). The purpose of the first Notice of Proposed Rulemaking containing amendments to Rules 12A-1.0091 and 12A-1.061, F.A.C., is to provide that charges for cleaning residential facilities used as living accommodations are not subject to tax, even though the rental or lease charges to guests to use such accommodations may be subject to the taxes imposed on transient rentals. The proposed rules were noticed for a Rule Development Workshop in the Florida Administrative Weekly on March 3, 2000 (Vol. 26, No. 9, pp. 1030-1033). The workshop was held on March 23, 2000. No one appeared at the workshop to testify and no one submitted written comments.

The proposed amendments were noticed for a rule hearing in the Florida Administrative Weekly on October 6, 2000 (Vol. 26, No. 40, pp. 4569-4573). A hearing was conducted on November 9, 2000. No one attended the hearing to provide testimony; no written comments were received by the Department.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
14-15	Incorporation by Reference
RULE NO.:	RULE TITLE:
14-15.013	Policy and Guidelines for Vehicular Connections to Roads on the State Highway System (Driveway Regulation Manual)

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule repeal, as noticed in Vol. 26, No. 51, December 22, 2000, Florida Administrative Weekly, has been withdrawn.

NOTE: This was a duplicate notice which was inadvertently submitted for publication. Withdrawal of this duplicate notice of rulemaking will have no effect upon the Notice of rulemaking which was published in Vol. 26, No. 50, December 15, 2000, Florida Administrative Weekly.

STATE BOARD OF ADMINISTRATION

RULE NO.:	RULE TITLE:
19-9.001	Investment Policy Statement

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 the Vol. 26, No. 44, which is the November 3, 2000, issue of the Florida Administrative Weekly.

The Investment Policy Statement, which is adopted and incorporated by reference in Rule 19-9.001 will be changed as follows:

1) New Section I: Purpose will now read as follows and subsequent sections will be renumbered:

"Section 121.4501(14), Florida Statutes, directs the Trustees of the State Board of Administration to adopt and approve the Public Employee Optional Retirement Program Investment Policy Statement (IPS). The IPS will be revised or supplemented as policies are changed or developed."

2) In new Section III: The first sentence of the second paragraph will now read: "The State Board of Administration (Board), the Division of Retirement, and affected employers administer the PEORP."

3) In new Section IV: The first sentence of the fourth paragraph will now read as follows: "The Board and the President of the Senate and the Speaker of the House appoint a seven-member Public Employee Optional Retirement Program Advisory Committee (PEORPAC)."

4) In new Section VIII, the last paragraph and the bullets will be deleted.

5) In new Section IX, the title will now read: "Role of Third-Party Administrator" and the last paragraph will be deleted.

6) In new Section X, "Tier IV" in Table 1 will now read: "Tier IV: Bundled Provider (Reserved) – The role of Bundled Providers will be adopted by a separate rule." The rest of the material in that Tier will be deleted and footnote 1 at the bottom of the page will also be deleted.

7) Also in new Section X, the reference to "Tier IV" in the last sentence in the last paragraph will be deleted.

8) In new Section XI, the paragraph numbered 11) will be deleted.

9) In new Section XII, the last sentence in the first paragraph will read as follows: "In the selection of investment managers or investment products, consideration shall be given to their effectiveness in minimizing the direct and indirect costs of transferring the total present value of accumulated benefit obligations for existing employees that choose membership in PEORP from the defined benefit trust to the PEORP trust."

10) Also in new Section XII: The second full paragraph, through to the end of the bullet points, will be replaced with the following: "On at least an annual basis, a review will be conducted of the performance of each approved investment product provider to ensure compliance with established selection criteria, Board policy and procedures and all contractual provisions."

11) In new Section 14, the first sentence will be deleted.

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-302.104	Correctional Probation Officers Carrying Firearms

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. 35, September 1, 2000, issue of the Florida Administrative Weekly, and revised by the first notice of change published in Vol 26, No. 46, November 17, 2000 issue of the Florida Administrative Weekly:

33-302.104 Correctional Probation Officers Carrying Firearms.

(1) through (2)(e)2. No change.

3. The Deputy Assistant Secretary of Community Corrections or the Assistant Secretary of Community Corrections is the reviewing authority for the Directors of Regional Community Corrections.

(3) through (j) No change.

(k) The officer shall immediately notify his or her immediate supervisor in the case of theft or loss of the authorized firearm. The officer or supervisor shall notify local law enforcement agencies and the Florida Department of Law Enforcement. An Inspector General's Office Electronic Mail E-Form shall be prepared by the officer any time a loss or theft occurs and shall be submitted to his or her immediate supervisor within 24 hours.

(4) through (12) No change.

Specific Authority 20.315, 120.53(1)(a), 790.06, 944.09 FS. Law Implemented 20.315, 120.53(1)(a), 790.06, 944.09 FS. History--New 5-28-86, Amended 7-7-92, 12-20-92, 3-30-94, 9-27-94, 12-19-94, 3-8-95, 2-15-98, Formerly 33-24.013, Amended.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-302.105 Probation and Parole – Use of Force
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. 46, November 17, 2000, issue of the Florida Administrative Weekly:

33-302.105 Probation and Parole – Use of Force.

(1) through (3)(c) No change.

(d) Whenever an employee witnesses a use of force incident, but was not physically involved in the use of force, the employee shall complete an Inspector General's Office Electronic Mail e-Form ~~enter a report on the Management Information Notification System (MINS) database.~~

(e) The circuit administrator shall review the report and any other statements from the offender or witnesses and process his or her recommendation on whether the appropriate level of force was used in the incident to the inspector general field office for review within five working days (Monday-Friday). The Circuit Administrator will forward a copy of the information to the Regional Director.

(f) through (7) No change.

Specific Authority 944.09 FS. Law Implemented 944.35 FS. History--New 5-28-86, Amended 8-6-90, 2-15-98, Formerly 33-24.017, Amended.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: RULE TITLE:
61G19-9.0015 Exemption of Spouses of Members
of Armed Forces from License
Renewal Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 30, July 28, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-9.009 Standard of Care for Office Surgery
CORRECTED NOTICE OF PARTIAL
WITHDRAWAL OF RULE AMENDMENTS

Notice is hereby given that the Board of Medicine is partially withdrawing several amendments to the above referenced rule. This replaces the Notice of Partial Withdrawal of Rule Amendments which was filed on December 13, 2000, and published in December 22, 2000, Florida Administrative Weekly. The notice filed contained a typographical error in the rule number. The above-referenced rule amendments were originally noticed in Vol. 26, No. 49, of the Florida Administrative Weekly on December 8, 2000. The portions of the rule amendments which are being withdrawn are as follows:

The amendments to subsections (2)(c), (2)(e), (2)(g), and (6).

All other amendments to this rule shall remain as published in the December 8, 2000, Florida Administrative Weekly. The person to be contacted with regard to this rule is Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NOS.: RULE TITLES:
65C-19.001 Definitions
65C-19.004 Allowability of Costs
65C-19.005 Time Studies
65C-19.006 Cost Pool

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. 40, October 6, 2000, issue of the Florida Administrative Weekly:

65C-19.001 Definitions.

For purposes of this rule chapter, the following definitions shall apply.

(1) "Allowable expenditures" means those expenditures which meet the requirements of Title IV-E of the Social Security Act and OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments (Federal Register, Vol. 60, No. 95, at page 26484 (May 17, 1995) and amended (August 29, 1997)), or OMB Circular A-122, Cost Principles for Non-Profit Organizations (Federal Register 60 FR 52516), or 45 CFR 74.81 Prohibition against profit (Federal Register 59 at page 43760, Aug. 25, 1994, as amended at 61 FR 11747, Mar. 22, 1996) and Administration for Children and Families ACYF-CB-PA-97-01 Policy Announcement, incorporated by reference.

(3) "Cost allocation plan (CAP)" means a narrative description of the procedures that will be used in identifying, measuring, and allocating all administrative costs to all programs administered and supervised by State public assistance agencies as described in Attachment D of OMB Circular A-87 or attachment A of OMB Circular A-122.

65C-19.004 Allowability of Costs.

In order to be reimbursable, costs must:

(2) Be allocable to Federal awards under the provisions of OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments (~~Federal Register, Vol. 60, No. 95, at page 26484 (May 17 1995)), incorporated by reference, or OMB Circular A-122, Cost Principles for Non-Profit Organizations, or 45 CFR 74.81 Prohibition against profit and Administration for Children and Families ACYF-CB-PA-97-01 Policy Announcement.~~

(7) Be determined in accordance with generally accepted accounting principles, except as otherwise provided for in OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments (~~Federal Register, Vol. 60, No. 95, at page 26484 (May 17, 1995) and amended August 29, 1997)), incorporated by reference, or OMB Circular A-122, Cost Principles for Non-Profit Organizations, or 45 CFR 74.81 Prohibition against profit, or ACYF-CB-PA-97-01 Policy Announcement.~~

(9) Be adequately documented as required by OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments, or OMB Circular A-122, Cost Principles for Non-Profit Organizations.

65C-19.005 ~~Time Studies~~ Administrative Costs.

A time study is a staff time log on which a staff member records his or her activities in 15-minute increments during a day, during a randomly selected week per month, using a menu of activities. The time study must include all activities performed by staff and will be used to calculate the administrative cost reimbursement by the Title IV-E foster care program.

65C-19.006 Cost Pool.

The administrative cost pool(s) for which Title IV-E reimbursement is being sought shall contain expenses of the local agency as identified below and allowable as stated in OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments, or OMB Circular A-122, Cost Principles for Non-Profit Organizations, or 45 CFR 74.81 Prohibition against profit, or ACYF-CB-PA-97-01, Policy Announcement and Title IV-E of the Social Security Act, as applicable.

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-48.002	Definitions
67-48.028	Carryover Allocation Provisions

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. 44, November 3, 2000, issue of the Florida Administrative Weekly. This change is in addition to the changes listed in Notice of Change published in Vol. 26, No. 51, December 22, 2000, issue of the Florida Administrative Weekly.

67-48.002 Definitions.

(11) "Application Package" or "Form CAP01" means the computer disks, forms, tabs and instructions thereto, obtained from the Corporation at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, which shall be completed and submitted to the Corporation in accordance with this Rule Chapter in order to apply for the SAIL, HOME, and/or HC Program(s). The Application Package is adopted and incorporated herein by reference, effective on the date of the latest amendment to this Rule Chapter.

Application Instructions.

NOTE: Applications will NOT be accepted prior to February 20, 2001 ~~February 6, 2001~~. Applications must be received by the Corporation and clocked in by 5:00 p.m., Tallahassee time, February 26, 2001. No fax or other electronic transmissions will be received at the Corporation's offices. Applications received after the deadline will be clocked-in and returned to the Applicant.

Form 1, Applicant and Development Data.

Section I, Applicant Information.

Item C, Developer Entity, page 3, has been changed to read as follows:

The Developer entity (including principal(s) of the Developer entity with experience as listed in Form 3) must be consistent with Form 3 AND MAY NOT BE CHANGED UNTIL AFTER FINAL CERTIFICATE(S) OF OCCUPANCY HAS BEEN ISSUED FOR THE PROPOSED DEVELOPMENT.

Form 2, Portfolio Diversification and Geographic Distribution.

Section II, Portfolio Diversification, opening paragraph, page 2, has been changed to read as follows:

A. Targeted Resident ~~Tenant~~ Population: Indicate the targeted group and the percentage of the residential units that will be targeted for that population for this Development. Check all that apply:

Form 3, Experience of Development Team.

Section A. Title, page 1, has been changed to read as follows:

Experience of Developer or Developer pPrincipal(s).

First paragraph, first sentence, page 1, has been changed to read as follows:

The Developer or pPrincipal(s) of the Developer entity must complete the certification form provided on Page 4 of 14 and attach the executed certification behind tab labeled "Form 3, Exhibit _____".

Certification of Member of Development Team – Developer, page 4, has been changed to include the following:

Certification of Member of Development Team – Developer or Principal(s) of Developer Entity

Name of pPrincipal of Developer entity, if applicable:

The certification paragraph has been changed to read as follows:

As the Developer or a pPrincipal of the Developer entity of the referenced Development, I hereby certify that I have the requisite skills, experience and credit worthiness to successfully produce the units proposed by this Application. I further certify that the design, plans and specifications for the proposed Development will comply with all federal, state and local requirements and the requirements of the Fair Housing Act, Section 504 of the Rehabilitation Act, and the Americans with Disabilities Act. I have developed at least two affordable housing developments similar in nature to the Development proposed by this Application AS EVIDENCED BY THE ACCOMPANYING PRIOR EXPERIENCE CHART. I understand that I am the Developer or principal of the Developer entity of record for this Development and that, if funded by the Corporation, I will remain in this capacity until the Development has been completed. I further understand that the Corporation reserves the right to penalize the Developers entity whose Developments is are not built in accordance with the commitments made within the Application and/or incorporated into the approved credit underwriting report.

Developer and witness signature lines have been changed to include the following:

Developer’s or pPrincipal’s Signature Witness to Developer’s or pPrincipal’s Signature

Form 7, Development Feasibility and Ability to Proceed Section I. Quality of Design

“IMPORTANT” note, page 3, has been changed to read as follows:

IMPORTANT! CHECKING ITEMS IN SECTIONS A, B, AND C OF QUALITY OF DESIGN COMMITS THE APPLICANT TO PROVIDE THEM. ALL CHECKED ITEMS WILL BE INCLUDED IN THE EXTENDED USE AGREEMENT AND/OR THE LAND USE RESTRICTION AGREEMENT AS APPLICABLE, WITH THE EXCEPTION OF THE CHILD CARE OR ADULT DAY CARE FACILITY AND PUBLIC TRANSPORTATION. HOWEVER, IF THE CHILD CARE OR ADULT DAY CARE FACILITY AND/OR PUBLIC TRANSPORTATION IS/ARE SELECTED AND CANNOT BE VERIFIED IN CREDIT

UNDERWRITING, THEN AN ALTERNATE ITEM OR ITEMS FROM THE APPROPRIATE LIST MUST BE PROVIDED.

The list of Non-Elderly features on Page 3 has been changed as follows:

Section IV. Site Plan / Plat Approval

Paragraph B.1.b.2., page 8, has been changed to read as follows:

2. Provide date that Development was last substantially rehabilitated: _____

If never rehabilitated, check box:?

Paragraph B.2.b.2., page 8, has been changed to read as follows:

2. Provide date that Development was last substantially rehabilitated: _____

If never rehabilitated, check box:?

Section V. Environmental Safety

Paragraph 3, page 9, has been changed to read as follows:

3. If the Phase I Environmental Report discloses potential problems on the proposed site and requires or recommends a Phase II Report, the firm that prepared the Phase II Report (even if the same firm that prepared the Phase I report) MUST certify that the Phase II Report has been performed by completing the “Verification of Environmental Safety Form – Phase II Environmental Assessment” form (found at Form 7, Pg. 16 48 of 20 22), certifying that a Phase II Environmental Report, prepared in accordance with ASTM Practice #E1527-00, has been performed. A true and correct copy of the executive summary, summary OR findings and conclusions portion of the Phase II Report must accompany the verification form. These items can be found at tab labeled Form 7, Exhibit _____. The Applicant must submit a detailed plan, including a timeframe for and cost of resolution. The plan can be found behind tab labeled Form 7, Exhibit _____. Zero points will be awarded if a Phase II Report is required or recommended and it has not been completed and the required information has not been provided in accordance with the Phase II verification form. If the Phase II report contains an affirmative statement that no remedial plan is necessary, no plan will be required for scoring purposes.

Paragraph 5, page 9, has been changed to read as follows:

5. If the Phase II Environmental Report discloses potential problems on the proposed site, a remedial plan which addresses all potential problems must be submitted by the Applicant. The plan must include a timeframe for and cost of resolution. Zero points will be awarded if the Phase II discloses potential problems and the plan, including timeframe and cost, to resolve the problems is not provided. If the Phase II report contains an affirmative statement that no remedial plan is necessary, no plan will be required for scoring purposes. The plan can be found behind tab labeled From 7, Exhibit _____.

Local Government Verification of Status of Site Plan Approval (for Multifamily Developments) form, page 14, fourth line, has been changed to read as follows:

Size of Parcel (acreage, number of lots, or square footage):

Local Government Verification of Status of Plat Approval (for Single-Family Developments) form, page 15, fourth line, has been changed to read as follows:

Size of Parcel (acreage, number of lots, or square footage):

Verification of Environmental Safety Phase II Environmental Assessment form, Item 1, opening sentence, page 18, has been changed to read as follows:

1. A Phase II Report was required or recommended by the Phase I Report. I hereby certify that the Phase II Assessment Report was performed in accordance with ASTM Practice #E1527-00 by _____ and a report dated _____ was prepared.

Form 8, Resident Programs

Section C, Financial Incentive for Assistance with Purchasing a Home, opening paragraph, page 4, has been changed to read as follows:

Financial Incentive for Assistance with Purchasing a Home – for SAIL OR HOME APPLICANTS ONLY (15 points): If the Applicant wishes to receive points for this section, it must commit to provide a financial incentive for the purchase of a home which includes the following provisions:

Section C, Financial Incentive for Assistance with Purchasing a Unit in the Development, has been added, as follows:

Financial Incentive for Assistance with Purchasing a Unit in the Development – FOR HC APPLICANTS ONLY (15 points): If the Applicant wishes to receive points for this section, it must commit to provide a financial incentive for the purchase of a unit in the Development which includes the following provisions:

1. The financial incentive must be not less than 5% of the rent for the resident's unit during the resident's entire occupancy (Note: Resident will receive the 5% credit for all months for which the resident is in compliance with the terms and conditions of the lease. Damages to the unit in excess of the security deposit will be deducted from the incentive.);

2. The benefit must be in the form of a gift or grant; may not be a loan of any nature;

3. The benefits of the incentive must accrue from the beginning of occupancy;

4. The vesting period can be no longer than 2 years of continuous residency; AND,

5. No fee, deposit or any other such charge can be levied against the resident as a condition of participation in this program.

Will the Applicant offer meaningful financial incentives to residents occupying set-aside units who wish to move into home ownership? (Points Awarded = 15)

Yes _____ No _____

Applicants will not be penalized with respect to their obligation to maintain the set-aside units for the length of time committed in Form 9 "Commitment to Provide Longer Set-Aside" if residents become homeowners pursuant to this program.

Form 11, Demographic and Set-Aside Commitment Section IV, Summary of Total Set-Aside Commitment, page 4, has been changed to read as follows:

IV. Summary of Total Set-Aside Commitment – Item B, page 4, has been changed to read as follows:

~~B.~~ Complete the following:

Items B.2. and B.3., pages 4 and 5, have been changed as follows:

~~2. Has the Applicant committed to construct and maintain an Assisted Living Facility on Form 11 (Section VII.F.)? Yes: _____ No: _____~~

~~2.3.~~ Complete the following chart: Percentage may be taken out to two decimal points. Section IV will be relied upon for scoring purposes and for the Applicant's commitment whenever there is an inconsistency between the Sections of this Form

Form 13, Commitment to Provide Set-Aside Units Beyond the Minimum Set-Aside Selected, Section V, Rent Levels for HOME

Fourth paragraph, last sentence on page 4, has been changed to read as follows:

Actual rents charged should NOT exceed the published High and Low HOME rents, adjusted for utility allowance and bedroom size, while also remaining attractive to lower income residents tenants.

Item A, second bullet item, page 4, has been changed to read as follows:

- Rents which are 30% of annual incomes for households at 50% of area median income adjusted for family size minus resident tenant – paid utilities. (See Appendix 5 for HOME rent limits.)

Item B, High HOME Rent Units and Proposed Rents

Both bullet items, page 5, have been changed to read as follows:

The Section 8 Fair Market Rents (FMRs) for existing housing minus resident tenant

-paid utilities; or

- Rents which are 30% of 65% of area median income adjusted for family size minus resident tenant -paid utilities (See Appendix 5 for HOME rent limits.)

The headings for columns D and F have been changed to read as follows:

D. Lesser of Monthly High HOME Rents or Sec. 8 FMR

F. Maximum High HOME Rent (D-E)

Item C, page 6, has been changed to read as follows:

C. UTILITY ALLOWANCE: Evidence of utility allowance may be found behind tab labeled "Form 13, Exhibit ____". Rent limits by HUD are provided at Appendix 5 and include all utilities. Those utilities paid by residents ~~tenants~~ must be subtracted from the rents provided to determine the maximum allowable rents. Each owner should use the utility allowance schedule of the local public housing authority to make the utility adjustments.

Form 19, third paragraph, page 1, has been changed to read as follows:

Points will be awarded on this form for committing to set aside units for residents ~~tenants~~ at or below 50% of area median income (AMI), based on county designations. (Maximum points = 50)

Form 21, Special Targeting, Section II.B., NOTE, has been changed as follows:

~~NOTE: An ALF Development will be included for purposes of meeting the QAP targeting goal of having 3 elderly Developments and it will be counted toward the 20% maximum.~~

(72) "Income Certification", "Tenant Income Certification" or "Form TIC-1" means that Form TIC-1, as amended from time to time which is adopted and incorporated herein by reference, revised February 1999, and which shall be used to certify the income of all residents residing in a set-aside unit in a Development. A copy of such form is included as an attachment to the Application Package.

(87) "Qualified Allocation Plan" or "QAP" means, with respect to the HC Program, the Qualified Allocation Plan which is adopted and incorporated herein by reference, effective on the date of the latest amendment to this Rule Chapter, and which was approved by the Governor of the State of Florida, pursuant to Section 42(m)(1)(B) of the Code and sets forth the selection criteria and the preferences of the Corporation for Developments which will receive Housing Credits. The QAP is included as an attachment to the Application Package.

Paragraph (B) Qualified Allocation Plan, page 1, has been changed to read as follows:

(B) QUALIFIED ALLOCATION PLAN. – For purposes of this paragraph, the term 'qualified allocation plan' means any plan –

(i) which sets forth selection criteria to be used to determine housing priorities of the housing credit agency which are appropriate to local conditions,

(ii) which also gives preference in allocating housing credit dollar amounts among selected projects to –

(I) projects serving the lowest income tenants, ~~and~~

(II) projects obligated to serve qualified tenants for the longest periods, and

(III) projects located in qualified census tracts, the development of which contributes to a concerted community revitalization plan, and

(iii) which provides a procedure that the agency (or an agent or other private contractor of such agency) will follow in monitoring for noncompliance with the provisions of this section and in notifying the Internal Revenue Service of such noncompliance which such agency becomes aware of.

Paragraph (C) Certain Selection Criteria Must Be Used, page 1, has been changed to read as follows:

(C) CERTAIN SELECTION CRITERIA MUST BE USED. – The selection criteria set forth in a qualified allocation plan must include

(i) project location,

(ii) housing needs characteristics,

(iii) project characteristics,

(iv) sponsor characteristics, including whether the project involves the use of existing housing as part of a community revitalization plan,

(v) tenant populations of individuals with children participation of local tax-exempt organizations,

(vi) tenant populations with special housing needs, ~~and~~

(vii) public housing waiting lists, ~~and-~~

(viii) projects intended for eventual tenant ownership.

Section 1.a., page 3, has been changed to read as follows:

a. Applicants that choose on Form 21 to compete within the Rural Development 514/516 Set-Aside will, to the extent not fully or partially funded in such Set Aside, also be eligible to compete within the Geographic Set-Aside within which the Development is located (in the event of competition within the Geographic Set-Aside, such RD 514/516 Applicant shall be counted as a Farmworker/Commercial Fishing Worker Development); Such Applicant will be eligible to compete within the respective Geographic Set-Aside after application of Sections 6, 7 and 13 hereof.

Section 2.a., page 6, has been changed to read as follows:

a. Applicants that choose on Form ~~21~~ 22 to compete within the Rural Development 515 Set-Aside will, to the extent not fully or partially funded in such Set-Aside, also be eligible to compete within the Geographic Set-Aside within which the Development is located. Such Applicant will be eligible to compete within the respective Geographic Set-Aside after application of Sections 6, 7 and 13 hereof.

Section 3.a., page 7, has been changed to read as follows:

a. Applicants that meet the above criteria and choose to compete as a Front Porch Florida Applicant will first compete within this HOPE VI/Front Porch Florida Set-Aside and, to the extent not fully or partially funded, may also compete within the Geographic Set-Aside within which such Development is located (in the event of competition within the Geographic Set-Aside, such Front Porch Applicant shall continue to be

counted as an Urban In-Fill Development). Such Applicant will be eligible to compete within the respective Geographic Set-Aside after application of Sections 6, 7 and 13 hereof.

Section 6

Paragraph d, page 12, has been changed to read as follows:

d. If the 12% Non-Profit goal is still not met, with any Non-Profit moved up aforesaid being fully funded, the procedure will be repeated until not less than 12% of the 2001 Allocation Authority has been allocated to Non-Profit Applicants.

Paragraph f, page 13, has been changed to read as follows:

f. The last Non-Profit Applicant moved into the funding range in order to meet the initial 12% goal and ~~or~~ in order to meet the minimum 10% federal requirement after October 1, 2001, will be fully funded contingent upon successful credit underwriting even though that may result in a total Non-Profit allocation in excess of 12% or, if applicable, 10%.

Section 7

The first paragraph, pages 13 through 15, have been changed to read as follows:

7. FHFC's goal is to have a diversified rental housing portfolio. Therefore, its special targeting goal is to allocate credits, regardless of Geographic Set-Aside and to the extent such targeting goals can be met in accordance with these procedures, to a minimum of two Elderly Developments, one Farmworker/Fishing Worker Development in addition to any Developments funded under the Rural Development 514/516 Set-Aside, one Urban In-Fill Development in which at least 75% of the set-aside units are located in one or more High Rise buildings (7 stories or higher) (a "UI High Rise"), and two additional Urban In-Fill Developments. Developments will be classified as Elderly, Farmworker/Fishing Worker, and Urban In-Fill only to the extent so designated on Form 21 of the Application. Developments funded within the HOPE VI/Front Porch Florida Set-Aside, as stated in Section 3 above, will count toward meeting the goal of funding Urban In-Fill Developments. Either a Front Porch Florida Development or HOPE VI Development in which at least 75% of the set-aside units are located in one or more High Rise buildings 7 stories or higher will meet the requirement of funding at least one UI High Rise. Developments which intend to qualify as a UI High Rise must also designate a High Rise design on Form 1 of the Application. No action will be taken to move an Elderly Development from below to above the tentative funding line in order to achieve the goal of two Elderly Developments if by doing so, more than 20% of the Allocation Authority amount as of March 22, 2001 will be tentatively allocated to Elderly Developments. Any adjustments made in the ranking of Developments to meet the special targeting goal will be made after any necessary adjustments have been made to insure FHFC has met its 12% Non-Profit goal set aside. No additional adjustments will be made to achieve the special targeting goal if the Executive Director or the Board of Directors determines,

based on a negative recommendation from the Credit Underwriter, that an Elderly, Farmworker/Fishing Worker, or Urban In-Fill Development in the initial funding range, should not receive a credit allocation.

The sixth paragraph, page 17, has been changed to read as follows:

The procedure described above will be followed to bring each Development required for special targeting into the funding range. An exception to the procedure is that an Elderly Development that is below the tentative funding line that is located in a different county than an Elderly Development(~~s~~) already in the tentative funding range will be moved up in ranking into the funding range before a higher ranked Elderly Development located in the same county as an Elderly Development already in the tentative funding range. A further exception is that if it is necessary to bring a UI High Rise into the funding range to achieve the special targeting goals, and the highest-ranked UI High-Rise has applied as either a Front Porch Applicant or a HOPE VI Applicant, such UI High Rise shall be moved to the highest ranked position below the tentative funding line in the Front Porch/HOPE VI Set-Aside and the lowest-ranked Applicant in the funding range in the Front Porch/HOPE VI Set-Aside not otherwise required to meet a special targeting goal or the 12% Non-Profit goal shall be moved to a position immediately below the UI High Rise so moved. If all ranked Applicants in the Front Porch/HOPE VI Set-Aside are required to meet a special targeting goal, such UI High Rise shall not be moved up as aforesaid and the highest ranking UI High Rise which can be moved into the funding range in accordance with the following paragraph shall be moved up in its Geographic Set-Aside as specified in the following paragraph.

Section 8

Situation G, page 22, has been changed to read as follows:

Situation G: This situation is completely different than those above. FHFC Board has approved the Final Ranking and Scoring Spreadsheet which includes two Elderly Applications in the funding range. The two Elderly Applications are invited into credit underwriting but one of the Elderly Applications is unable to successfully complete credit underwriting or receives a negative recommendation from the credit underwriter as of October 15, 2001. The credits reserved for this Application will be first used to fund those Applications that have been partially funded, in the order specified in Section 9 of the QAP. Any remaining funds will, to the extent specified in Section 10, be carried over to the 2002 cycle. An Elderly Application below the funding line will have no priority.

Section 10, page 23, has been changed to read as follows:

10. Any Allocation Authority received on or after October 1, 2001 or such later date as the Board approves final rankings, including any amount received as a result of a ranked Applicant above the funding line withdrawing or otherwise failing to proceed, will be used, subject to the provisions of

Section 6(e) hereof, (i) to fully fund any Application that has been partially funded by the method described in Section 9 above and then (ii) applied to the 2002 housing credits cycle; provided that, any such Allocation Authority received which, if after application of (ii) above would cause FHFC to be above the de minimis requirements for use of allocation necessary to participate in the national tax credit pool, shall instead be applied as provided in Section 9 above. No further effort will be made to achieve 2001 targeting goals with any such additional Allocation Authority. If the 10% Non-Profit requirement has been met at the time such additional Allocation Authority is received, no further effort will be made to achieve the Non-Profit goal or adjust any previous adjustment of Applicant rankings necessary to achieve such goal. If any post-September Allocation Authority remains, it shall be treated in accordance with the IRS Stacking Regulations.

Section 14, page 24, has been changed to read as follows:

14. Except as otherwise set forth herein and except for Binding Commitments awarded pursuant to Chapter 67-48.005(2), F.A.C., no Binding Commitment shall be awarded for an amount in excess of 40% of the Applicant's total allocation request. When drawing any tentative funding line, pursuant to this QAP, would result in an Application being only partially funded such that more than 40% of its funding at that point would be in the form of a Binding Commitment, then the tentative funding line will be drawn immediately above that Application. Doing so will necessarily result in some credits remaining temporarily unallocated in that Set-Aside. If such unallocated credits remain after rankings, Set-Asides, the 12% Non-Profit goal and special targeting goals have been accomplished pursuant to this QAP, then those unallocated credits will be distributed pursuant to Section 9. ~~In the event the Applicant's total allocation request is in excess of 105% of the sum of the amount of the Allocation available for such Applicant and the Binding Commitment limitation, such Applicant will not be funded. Applicants ranked lower than the subject Applicant in the applicable Set-Aside will not be funded, and any excess Allocation Authority shall be applied as provided in Section 9 hereof. All determinations regarding Binding Commitments and application of the above-referenced limitation shall be made after application of Sections 6, 7 and 13 hereof.~~

Any Applications meeting threshold in the RD Set-Asides and any Front Porch Applications meeting threshold in the HOPE VI/Front Porch Set-Aside which due to the above-referenced limitation or otherwise are not ranked above the respective tentative funding lines in such Set-Asides after application of Sections 6, 7 and 13 hereof shall then be eligible to compete for available allocation within their respective Geographic Set-Asides.

After movement of any such Applications in the RD Set-Asides or Front Porch Applications in the HOPE VI/Front Porch Set-Aside as aforesaid, the respective Geographic Set-Asides shall be re-ranked and, to the extent necessary to achieve the 12% Non-Profit goal and special targeting goals, the provisions of Sections 6 and 7 reapplied. Any resulting excess Allocation Authority (including Allocation Authority available because of the application of the first paragraph of this Section 14) shall be applied as provided in Section 9 hereof.

Example 1: The top three ranked Applicants in the HOPE VI/Front Porch Set-Aside (UI1, UI2 and UI3) are for-profit Applicants. The fourth ranked Applicant (UI4) is a Non-Profit Applicant, and is the highest ranked Non-Profit Applicant among all Applications in the cycle which have achieved threshold. UI3 is requesting \$1.5 million in credits and only \$500,000 is available after funding the first and second ranked Applications. UI3 thus fails the Section 14 Binding Commitment limitation and the tentative funding line is drawn below UI2. An analysis of the tentative funding lines in all Set-Asides indicates that the 12% Non-Profit goal has not been met. To accomplish the 12% Non-Profit goal, UI4 is moved to the position immediately below UI2, and then UI2 is moved below UI4. The tentative funding line is redrawn. After application of Sections 6 and 7 of the QAP and the achievement of the 12% Non-Profit goal and the special targeting goals, any Front Porch Applications in the HOPE VI/Front Porch Set-Aside which have not achieved funding will move over to compete within their respective Geographic Set-Aside.

Example 2: Facts are the same as in Example 1, and UI3 is a large county Front Porch Applicant that has not been funded in the HOPE VI/Front Porch Set-Aside. UI3 has a higher score than any Applicant in the Large County Set-Aside. Prior to any movement of UI3, the tentative funding range in the Large County Set-Aside consists of two large family Applicants (LF1 and LF2) and a Non-Profit Applicant (NP1), ranked 1, 2 and 3. UI3 moves over to compete within the Large County Set-Aside and is ranked first. The tentative funding line is redrawn, and NP1 falls below the tentative funding line. After similar rerankings (to the extent necessary as a result of competing Applications from the RD or HOPE VI/Front Porch Set-Asides) in the other Geographic Set-Asides, an analysis will then be made to determine if the 12% Non-Profit goal continues to be met. If not, application of Section 6 will follow, with the highest-ranked unfunded Non-Profit Applicant being moved up in its Set-Aside. An analysis will then be made to determine if the special targeting goals continue to be met. If not, application of Section 7 will follow, across all Geographic Set-Asides.

Part I, Selection Criteria

Section D, Sponsor Characteristics, page 28, has been changed to include the following additional entry and revised wording to the last paragraph:

* Developments which are located in Urban In-Fill Areas, Developments which qualify under the HOPE VI program, and Developments in the Front Porch Florida program, involving the use of existing housing as part of a community revitalization plan, will be targeted.

These criteria are addressed in Forms 1 and 3 entitled Applicant and Development Data and Experience of Development Team and at Form 21 entitled Special Targeting which are incorporated in FHFC rules by reference.

Section F, Participation of Local Tax-Exempt Organizations, page 29, has been changed to read as follows:

F. Tenant Populations of Individuals with Children
~~Participation of Local Tax-Exempt Organizations:~~

* Developments for large families with children are specifically sponsored by tax-exempt organizations will be targeted.

This criterion is specifically addressed in the Application at Form 21 + entitled Special Targeting Applicant and Development Data, which is incorporated in FHFC rules by reference.

Section H, Developments Intended for Eventual Tenant Ownership, has been added as follows:

H. Developments Intended for Eventual Resident Ownership:

* Developments which provide specific programs for enabling residents to purchase a unit in the Development will be targeted.

This criterion is specifically addressed in the Application at Form 8 entitled Resident Programs.

Part II, Priorities, Sections E, F, G, H and I, pages 30 through 33, have been changed to read as follows:

E. Developments located in qualified census tracts, the development of which contributes to a concerted community revitalization plan will be targeted.

* This criterion is specifically addressed in the Application at Form 21, entitled Special Targeting; which is incorporated by reference in FHFC rules, and in Section 7 of this QAP.

~~F.F.~~ Developments which require the least amount of housing credits to produce an affordable unit will be targeted.

* This criterion is specifically addressed in Section 13 of this QAP.

~~G.F.~~ The FHFC will initially allocate not less than 12% (as described in Section 6 of this QAP) of the state's Allocation Authority to Developments involving qualified, Non-Profit Applicants, provided they are Non-Profits organized under Chapter 617, Florida Statutes or similar state statute if incorporated outside Florida, and as set forth in Section 42(h)(5) of the Internal Revenue Code, as amended, and Rule Chapter 67-48, Florida Administrative Code.

~~H.G.~~ FHFC has a goal to allocate housing credits to a minimum of two Elderly Developments. No action, though, will be taken to move an Elderly Development from below to above the tentative funding line in order to achieve the goal of two Elderly Developments if more than 20% of the Allocation Authority amount as of March 22, 2001 is tentatively allocated to Elderly Developments already above the tentative funding line. If an Elderly Development meeting threshold has to be brought from below to above the tentative funding line to meet this objective, then priority will go to the highest scoring Elderly Development located in a county different than those Elderly Developments already above the tentative funding line.

~~I.H.~~ In the event Developments have to be brought from below the tentative funding line to above the line in order to meet special targeting goals then the Developments will be moved into the funding range by first selecting an Elderly Application, then a Farmworker/Commercial Fishing Worker, then an Urban In-Fill. If funds remain, allocation will be provided to a second Elderly Development, then a second Urban In-Fill Development, then a third Urban In-Fill Development, as necessary until all available Allocation Authority is used.

~~J.I.~~ Provided they are consistent with the QAP, the decisions of the Board of Directors of FHFC regarding Binding Commitments or the allocation of housing credits are solely within the discretion of the Board and shall be considered final.

67-48.028 Carryover Allocation Provisions.

(2) In order to qualify for Carryover, an Applicant shall have tax basis in the Housing Credit Development which is greater than 10% of the reasonably expected basis in the Housing Credit Development by the date required by federal law due date specified in Rule 67-48.028(3), F.A.C., pursuant to section 42(h)(1)(E) of the Code. Certification that the Applicant has met the greater than 10% basis requirement shall be signed by the Applicant's attorney or certified public accountant.

(3) All Carryover documentation and the signed certification evidencing the required basis, must be submitted to the Corporation by the date required by federal law no later than the close of business on November 14 of the applicable calendar year.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE:	RULE NO.:
Instant Game Number 331, FAST CASH	53ER00-54
SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 331, "FAST CASH," for which the Department of the Lottery will start selling tickets on a date to	