

Section I

**Notices of Development of Proposed Rules
and Negotiated Rulemaking**

DEPARTMENT OF REVENUE

Division of Ad Valorem Tax

RULE TITLE: Establishment of Market Areas; Market Area Codes
RULE NO.: 12D-8.0082

PURPOSE AND EFFECT: The purpose of the creation of proposed Rule 12D-8.0082, F.A.C., is to review considerations appropriate for inclusion in market area guidelines, including best practices from other states and industry standards such as the International Association of Assessing Officers's (IAAO's) standards. Begin to develop uniform market area guidelines that establish criteria for the identification of market areas by county property appraisers for preparation of the real property assessment roll under s. 193.114, F.S. These guidelines are being developed for adoption under the procedures set forth in section 120.54, F.S., and will be adopted as rules.

SUBJECT AREA TO BE ADDRESSED: Market area guidelines.

SPECIFIC AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 193.114, 193.1142, 213.05 FS.

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

TIME AND DATE: 1:30 p.m., Tuesday, April 3, 2001

PLACE: R. A. Gray Building, Auditorium, 500 S. Bronough St., Tallahassee, Florida

Copies of the agenda for the workshop may be obtained from: Sharon Gallops, Tax Law Specialist, Department of Revenue, Technical Assistance and Dispute Resolution, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)414-6108.

Persons needing an accommodation to participate in any proceeding before the Technical Assistance and Dispute Resolution Office should call (850)488-8026 (Voice) or 1(800)367-8331 (TDD), at least five working days before such proceeding.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sharon Gallops, Tax Law Specialist, Department of Revenue, Technical Assistance and Dispute Resolution, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)414-6108

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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|---|--------------------------|
| DOCKET NO.: 00-01R | |
| RULE CHAPTER TITLE: | RULE CHAPTER NO.: |
| Quality Assurance | 62-160 |
| RULE TITLES: | RULE NOS.: |
| Purpose, Scope and Applicability | 62-160.110 |
| Definitions | 62-160.120 |
| Approved Field Procedures | 62-160.200 |
| Approval of New and Alternative Field Procedures | 62-160.210 |
| Record Keeping and Reporting Requirements for Field Procedures | 62-160.220 |
| Laboratory Certification | 62-160.300 |
| Approved Laboratory Methods | 62-160.320 |
| Approval of New and Alternative Laboratory Methods | 62-160.330 |
| Record Keeping and Reporting Requirements for Laboratory Procedures | 62-160.340 |
| Sample Preservation and Holding Times | 62-160.400 |
| Research Field and Laboratory Procedures | 62-160.600 |
| Field and Laboratory Audits | 62-160.650 |
| Data Validation by the Department | 62-160.670 |
| Tables | 62-160.700 |
| Documents Incorporated by Reference | 62-160.800 |
| Forms | 62-160.900 |

PURPOSE AND EFFECT: The proposed rules are intended to implement Section 403.0623, Florida Statutes, establishing the quality assurance requirements for environmental data that is submitted directly or indirectly to the Department. These rules will also outline the criteria by which environmental data may be rejected by the Department.

SUBJECT AREA TO BE ADDRESSED: The Department proposes to eliminate the requirement of a Comprehensive Quality Assurance Plan and to replace it with certification by the Florida Department of Health Environmental Laboratory Certification program for laboratories, and to adopt revised Standard Operating Procedures for field operations.

SPECIFIC AUTHORITY: 403.0623 FS.

LAW IMPLEMENTED: 403.0623, 403.0625, 403.862, 403.863, 403.8635 FS.

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

TIME AND DATES: 9:00 a.m. – 5:00 p.m., Thursday and Friday, April 5-6, 2001

PLACE: Orlando Public Library Meeting Room, 101 East Central Boulevard, Orlando, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the agency at least 48 hours before the meeting by contacting the Personnel

Services Specialist in the Bureau of Personnel at (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Ms. Silky Labie, Department of Environmental Protection, 2600 Blair Stone Road, Environmental Assessment Section, MS 6511, Tallahassee, Florida 32399-2500, telephone (850)488-2796. The proposed rule revisions, workshop agenda and supporting documentation can be downloaded from the internet after March 15, 2001 by going to <http://www.myflorida.com>, then drilling down: Environment; Learn; Scientific Services; DEP Laboratories; Quality Assurance Program.

A copy of the agenda may also be obtained by contacting Amanda Cantrell, Department of Environmental Protection, Environmental Assessment Section, 2600 Blair Stone Road, MS 6511, Tallahassee, Florida 32399-2400, (850)488-2796

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.:00-47R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Noticed General Environmental 62-341
Resource Permits

RULE TITLES: RULE NOS.:

Policy and Purpose 62-341.201

Noticed General Permit for Private Single-
Family Residences in Jupiter Farms,
Palm Beach County 62-341.476

PURPOSE, EFFECT AND SUBJECT AREA TO BE ADDRESSED: A new Noticed General Permit (NGP) is proposed to provide an expedited Environmental Resource Permit (ERP) for the construction, alteration, maintenance, operation, abandonment, and removal of single-family residences and associated on-site residential structures within specified sections of Jupiter Farms, Palm Beach County. The NGP will specify the maximum acreage of wetland impacts that will be authorized, and will specify other general and specific limiting conditions. The NGP will not authorize any commercial activities.

Jupiter Farms is an older, platted subdivision covering approximately 8,960 acres in northern Palm Beach County. It is approximately 85% built out. Approximately 890 acres of wetlands, as defined under Chapter 62-340, of the Florida Administrative Code, remain within Jupiter Farms. Most of these wetlands are isolated (not surificially connected to other surface waters). Development of single-family homes within the isolated wetlands of Jupiter Farms did not require a dredge and fill permit from the Department prior to October 3, 1995 (the date of implementation of the ERP permit program), and there has been a long-standing development practice of filling

such wetlands within Jupiter Farms for activities ranging from single-family homes to pastures and barns. Since October 3, 1995, ERP permits have been required for dredging, filling, and construction in all wetlands and other surface waters (including isolated wetlands). However, a large number of residences have been constructed in the isolated wetlands within Jupiter Farms without the required ERP permits; these cases are pending appropriate enforcement resolution. The intent of this general permit is to streamline the permitting of future residential construction in Jupiter Farms, including authorizing the types and amount (acreage) of on-site residential improvements that traditionally have been constructed, while offsetting wetland losses through regionally significant mitigation.

All applicants for this NPG must offset wetland impacts from the proposed activities by donating money to Palm Beach County for restoration and enhancement of specific wetland sites approved by this rule to offset such wetland impacts. The County initially will use the money to implement restoration, enhancement, and management of wetlands within the South Loxahatchee Slough Restoration Project (SLSRP). However, because the SLSRP cannot provide enough mitigation to offset all of the wetland impacts that could result from single-family residential construction within Jupiter Farms, the NGP will need to be modified in the future to authorize donation of funds to other wetland restoration and enhancement sites.

This Notice supersedes a previous Notice of Proposed Rule Development published in Vol. 26, No. 41 of the October 13, 2000, Florida Administrative Weekly, which advertised development of a proposed statewide noticed general permit for private single-family residences. The Department currently has suspended efforts at developing a statewide noticed general permit for single-family residences. However, there may be future rulemaking to adopt additional general permits for new single-family residences at specific geographic locations.

In addition to the above, this proposed rulemaking will amend section 62-341.201 to reflect that this and other general permits under chapter 62-341 may authorize mitigation to offset wetland impacts.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.118(1), 373.406(5), 373.414(9), 373.418, 403.805(1) FS.

LAW IMPLEMENTED: 373.118, 373.406(5), 373.413, 373.414(9), 373.416, 373.418, 373.426 FS.

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

TIME AND DATE: 7:00 p.m. (evening), April 5, 2001 (Thursday)

PLACE: Department of Environmental Protection Office, 400 N. Congress Avenue, Public Meeting Room, 2nd Floor, West Palm Beach, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jeanese McCree at the Department of Environmental Protection, 2600 Blair Stone

Road, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)921-9901, or e-mail: Jeanese.McCree@dep.state.fl.us. Draft rule language may be accessed on the Internet at the following address: http://www.dep.state.fl.us/water/slerp/pds/draft.htm.

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 the Personnel Services Specialist in the Bureau of Personnel, (850)488-2996 or 1(800)955-8771 (TDD), at least seven days before the meeting.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Beaches and Shores

DOCKET NO.:00-49R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Rules And Procedures For Application for Coastal Construction Permits 62B-41

RULE TITLES: RULE NOS.:

Definitions 62B-41.002

General Prohibitions 62B-41.003

Exemptions from Permit Requirements 62B-41.004

Policy and Eligibility Criteria for Coastal Construction Permits 62B-41.005

Protection of Marine Turtles 62B-41.0055

Design, Siting and Other Requirements 62B-41.007

Experimental Coastal Construction 62B-41.0075

Permit Application Requirements and Procedures 62B-41.008

Permit Processing and Administration Fees 62B-41.0085

Revisions or Modifications of Approved Permits 62B-41.013

Coastal Construction Permit Conditions 62B-41.015

PURPOSE AND EFFECT: To update the rule accounting for the Departmental reorganization, amend definitions and, clarify policy regarding sand specifications.

SUBJECT AREA TO BE ADDRESSED: Rules and procedures for application for coastal construction permits.

SPECIFIC AUTHORITY: 161.041, 161.051, 161.0535, 161.061, 161.121, 370.12, 370.021 FS.

LAW IMPLEMENTED: Section 27, Chapter 89-175, Laws of Florida, 161.011, 161.021, 161.031, 161.041, 161.042, 161.051, 161.0535, 161.054, 161.061, 161.071, 161.081, 161.088, 161.091, 161.101, 161.111, 161.141, 161.142, 161.161, 161.163, 161.181, 161.191, 161.201, 161.211, 161.212, 370.02(5)(b)2., 370.021(1), 370.12, 327.40 FS.

IF REQUESTED IN WRITING WITHIN 14 DAYS OF THE DATE OF PUBLICATION OF THIS NOTICE, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOW BELOW (IF NOT REQUESTED, THIS WORKSHOP WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., April 4, 2001

PLACE: Conference Room A, 3800 Commonwealth Boulevard, Tallahassee, Florida 32399-3000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rosaline Beckham, Florida Department of Environmental Protection, Office of Beaches and Coastal Systems, Mail Station #300, Tallahassee, Florida 32399-3000, (850)487-1262, Extension 186

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: RULE NO.:

Courses Required for Initial Licensure, Renewal, or Reactivation 64B5-12.019

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

SUBJECT AREA TO BE ADDRESSED: Courses required for initial licensure, renewal, or reactivation.

SPECIFIC AUTHORITY: 456.031, 456.033 FS.

LAW IMPLEMENTED: 456.031, 456.033 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: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-12.019 Courses Required for Initial Licensure, Renewal, or Reactivation.

(1) through (2) No change.

(3) Every such course for the purpose of obtaining initial licensure shall have a minimum of two (2) hours dedicated to the subject areas set forth. Every such course for the purpose of renewal or reactivation of licensure shall have ~~no more and~~ no less than one (1) hour dedicated to the subject areas set forth. Furthermore, every such course shall include information on current Florida law and its impact on testing, confidentiality of

test results, and treatment of patients. However, any such course completed outside of Florida, which complies with the criteria set forth in paragraph (2) above shall be approved by the Board if the applicant or licensee submits to the Board a statement that he or she has reviewed and studied current Florida law and its impact on testing, confidentiality of test results, and treatment of patients. To fulfill the requirements of this paragraph every HIV/AIDS course shall include or each applicant or licensee shall review and study Chapters 381 and 384, Florida Statutes.

(4) through (8) No change.

Specific Authority 455.604 FS. Law Implemented 455.597, 455.604 FS. History—New 1-18-89, Amended 10-28-91, 2-1-93, Formerly 21G-12.019, Amended 6-14-94, Formerly 61F5-12.019, Amended 11-15-95, 2-10-97, Formerly 59Q-12.019, Amended 10-29-00,_____.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: COURSES REQUIRED OF DENTISTS FOR RENEWAL AND REACTIVATION
RULE NO.: 64B5-12.020

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

SUBJECT AREA TO BE ADDRESSED: Courses required of dentists for renewal and reactivation.

SPECIFIC AUTHORITY: 466.004 FS.

LAW IMPLEMENTED: 456.013(8), 466.0135 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: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-12.020 Courses Required of Dentists for Renewal and Reactivation.

Licensed dentists are required to complete the following continuing education during each license renewal biennium.

- (1) No change.
- (2) Instruction in laws, rules and ethics and rules governing the practice of dentistry and dental hygiene consisting of at least 2 hours of instruction in relevant topics including: Chapter 456 and 466, Florida Statutes, Rule Chapter 64B5, Florida Administrative Code, professional responsibility and competence; legal standards, confidentiality; professional

relationships; recordkeeping; common malpractice complaints; commonly reported violations reported to the Department; and relevant case studies.

(a) through (b) No change.

Specific Authority 466.004 FS. Law Implemented 466.0135 FS. History—New 4-11-94, Amended 7-18-94, Formerly 61F5-12.020, 59Q-12.020, Amended 1-23-01,_____.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program Office

RULE CHAPTER TITLE: TEMPORARY CASH ASSISTANCE
RULE CHAPTER NO.: 65A-4
RULE TITLE: LEARNFARE REQUIREMENTS
RULE NO.: 65A-4.2131

PURPOSE AND EFFECT: The 2000 Legislature amended s. 414.125, F.S., to require a reduction in temporary cash assistance (TCA) for a participant’s dependent child or for an eligible teenage participant who is identified by the local school district as a habitual truant pursuant to s. 228.041(28), F.S. Also, a TCA participant with a school-age child is required to have a conference with an appropriate school official during each school semester to assure that the participant is involved in the child’s educational progress and is aware of any existing attendance or academic problems. Upon notification by the local school board that a TCA participant or participant’s child failed to meet the Learnfare requirements without good cause, a sanction is to be imposed by the department.

SUBJECT AREA TO BE ADDRESSED: The proposed rule provides for a reduction of TCA for a participant’s eligible dependent school age child (age 6-16) or an eligible teenage participant who is not exempt from education participation requirements and is identified as a habitual truant as defined in s. 228.041, F.S. It also provides for a TCA participant with a dependent child, age 6 to 16, to meet school conference requirements each semester. Additionally, it provides for the local school board to notify the department when a TCA participant’s child or an eligible teenage participant is identified as a habitual truant or the participant failed to meet school conference requirements.

SPECIFIC AUTHORITY: 414.45 FS.

LAW IMPLEMENTED: 414.125 FS.

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

TIME AND DATE: 9:00 a.m., April 3, 2001
PLACE: 1317 Winewood Blvd., Bldg. 3, Room 455, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Audrey Mitchell, Program Administrator, Economic Self-Sufficiency Program

Support Unit, 1317 Winewood Boulevard, Building 3, Room 421, Tallahassee, Florida 32399-0700, Telephone (850)488-3090

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

**Section II
Proposed Rules**

DEPARTMENT OF INSURANCE

RULE TITLE: Effect of Law Enforcement Records on Applications for Licensure

RULE NO.: 4-211.0031

PURPOSE AND EFFECT: To repeal the rule as per the review of section 120, F.S.

SUMMARY: To Repeal rule.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 112.011, 626.161, 626.171, 626.201, 626.211, 626.291, 626.601, 626.611(7),(14), 626.621(8), 626.631, 626.641 FS.

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

TIME AND DATE: 9:00 a.m., April 10, 2001

PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Shirley Kerns, Chief, Bureau of Licensing, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0320

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)922-3110, Ext. 4214.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-211.0031 Effect of Law Enforcement Records on Applications for Licensure.

Specific Authority 624.308 FS. Law Implemented 112.011, 626.161, 626.171, 626.201, 626.211, 26.291, 626.601, 626.611(7),(14), 626.621(8), 626.631, 626.641 FS. History--New 5-2-93, Amended 2-2-95, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Audrey Higgins, Chief, Bureau of Licensing, Department of Insurance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John Hale, Division Director, Agent and Agency Services, Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2001

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Barbers'

RULE TITLE: Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/Aids) for Continuing Education

RULE NO.: 61G3-16.0091

PURPOSE AND EFFECT: The purpose and effect are related to requirements for instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) for Continuing Education

SUMMARY: This rule is being proposed to provide requirements for continuing education.

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: 455.2228, 476.064(4) FS.

LAW IMPLEMENTED: 455.2228 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Barbers' Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-16.0091 Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) for Continuing Education.

(1) Each person licensed under Chapter 476, Florida Statutes, shall complete a board approved HIV/AIDS education course as a condition of the renewal of his or her license and shall confirm that he or she has completed such an HIV/AIDS education course on his or her application for renewal. Such course must be taken during the licensure period and prior to expiration of the license.

(2) The course shall consist of education on the modes of transmission, infection control procedures, clinical management and prevention of HIV and AIDS, with emphasis on appropriate behavior and attitude changes and with specific relevance to the practice of barbering and cosmetology including sanitary requirements. The course shall be a minimum of (2) hours of instruction.

(3) Courses may be presented as live presentation courses or home study courses. All home study courses shall include a written post course examination which must be graded by the

provider. Post-course examinations may be open-book examinations. Persons taking the course must achieve a 75% passing score on all post-course examinations in order to receive continuing education credit.

(4) Licensees shall retain proof of completion of the HIV/AIDS education course for at least three years.

(5) Licensees holding two or more licenses subject to the HIV/AIDS education course requirement shall present all license numbers to the provider of such course. Providers shall submit all license numbers for attendees taking the HIV/AIDS education course.

(6) Licensees shall have until the expiration of the current licensure cycle to resolve disputes with the provider regarding his or her continuing education completion status and provide proof of courses taken to the Board or Department.

(7) The department shall issue a citation to any licensee who attempts to renew and is not in compliance with continuing education requirements.

Specific Authority 455.2228, 476.064(4) FS. Law Implemented 455.2228 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Barbers’

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2001

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Barbers’

RULE TITLE: RULE NO.:

Human Immunodeficiency Virus and Acquire Immune Deficiency Syndrome (HIV/AIDS) Education Provider Requirements 61G3-16.0092

PURPOSE AND EFFECT: The purpose of the rule is related to requirements for instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) Education Provider Requirements

SUMMARY: This rule is being proposed to provide requirements for instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) Education Provider Requirements.

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: 455.2228, 476.064(4) FS.

LAW IMPLEMENTED: 455.2228 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Barbers’ Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-16.0092 Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) Education Provider Requirements.

(1) Entities or individuals who wish to become approved providers to offer courses for initial licensure shall make application to the Board on form DBPR-BB-006 entitled, "PROVIDER AND COURSE APPROVAL APPLICATION", incorporated herein by reference and effective _____, which copies may be obtained from the Board. Applications for initial licensure must be submitted at least 30 days prior to the next Board meeting.

(2) Entities or individuals who wish to become approved providers to offer courses for continuing education purposes shall make application to the Board of BPR form DBPR-BB-006 entitled, "PROVIDER AND COURSE APPROVAL APPLICATION", incorporated herein by reference and effective _____, which copies may be obtained from the Board. Applications for continuing education must be submitted at least 60 days prior to the next Board meeting.

(3) Providers wishing to offer their education courses for both initial licensure and for continuing education may submit one application appropriately marked at least 60 days prior to the next Board meeting.

(4) The application shall include:

(a) The name, address, telephone number, fax number, and e-mail address of a contact person who will fulfill the reporting and documentation requirements for provider approval. The provider shall notify the Board of any change of contact person within ten (10) days of the actual change.

(b) A fee of two hundred fifty dollars (\$250) shall accompany each provider application for continuing education.

(c) Each provider application shall include course materials. The course shall consist of education as set forth in Rules 61G3-16.009(2) and 61G3-16.0091(2), F.A.C.

(d) Each provider application shall include a sample certificate of completion that the course instructor shall provide each course participant if the participant successfully completes the course. Such certificate shall include the course participant's name, the title of the course, the course approval

number, date completed and number of hours. The certificate shall be provided to the course participant at the completion of the course.

(5) Provider approval for initial licensure and for continuing education is valid through May 31 of odd numbered years. To renew provider approval for initial licensure and for continuing education, providers must resubmit the course materials for the Board's review. For renewal of provider approval for continuing education, providers must also submit a fee of two hundred fifty dollars (\$250). Course materials submitted for renewal of approval must be received by the Board office no sooner than 90 days prior to the expiration date and no later than 60 days prior to the next Board meeting. Approval as a continuing education provider shall remain valid while an application for renewal is pending before the Board provided the renewal application is complete and was received before the scheduled expiration of the provider's approval. Providers who fail to renew their provider status on a timely basis in accordance with these rules shall not offer or advertise a course for initial licensure or continuing education.

(6) Providers shall maintain a system of recordkeeping which provides for storage of approved courses. Providers shall maintain a roster of participants for four years. The records and roster shall be available for inspection by the Board or Department. Providers must electronically provide to the Department a list of attendees taking the course for continuing education purposes within 5 business days of the completion of the course. The list of attendees submitted electronically to the Department shall not include applicants taking the course for initial licensure. For home study courses, the provider must electronically supply the list of those individuals successfully completing the course by the 5th of the month following the calendar month in which the provider received documentation and was able to determine the successful completion of the course by the licensee. This list shall include the provider's name and provider number, the name and license number of the attendee, the date the course was completed and the course number. Failure to comply with the time and form requirements will result in disciplinary action taken against the provider. No provider may reapply for continuing education provider status until at least two (2) years have elapsed since the entry of the final order against the provider.

Specific Authority 455.2228, 476.064(4) FS. Law Implemented 455.2228 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Barbers'
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Barbers'
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2001
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 18, 2000

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Barbers'

RULE TITLE: Barber License Biennial Renewal Fee
RULE NO.: 61G3-20.009

PURPOSE AND EFFECT: The Board proposes to amend the existing rule by updating the rule text.

SUMMARY: This rule is being amended to update language within.

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: 476.064(4), 476.154, 476.192 FS.

LAW IMPLEMENTED: 476.154, 476.192, 476.144 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Barbers' Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-20.009 Barber License Biennial Renewal Fee.

(1) No change.

(2) This rule applies to all barber licenses, whether active, ~~inactive~~, restricted or unrestricted.

Specific Authority 476.064(4), 476.154, 476.192 FS. Law Implemented 476.154, 476.192, 476.144 FS. History—New 7-16-80, Amended 3-25-84, 10-17-85, Formerly 21C-20.09, Amended 2-26-86, 11-12-87, 12-15-87, 6-5-89, Formerly 21C-20.009, Amended 5-3-95, 10-30-95, 5-1-96, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Barbers'

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2001

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLE: General Information and Forms
RULE NO.: 61G5-17.006

PURPOSE AND EFFECT: The Board purpose of the amendment is to address General Information and Forms.

SUMMARY: The proposed rule amendment will update the current rule.

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: 477.016 FS.

LAW IMPLEMENTED: 455.205, 119.07, 477.0201 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

- 61G5-17.006 General Information and Forms.
 - (1) through (2)(d) No change.
 - (e) Cosmetology Continuing Education Provider Approval Application.
 - (f) Cosmetology Continuing Education Course Approval Application.

Specific Authority 477.016 FS. Law Implemented 455.205, 119.07, 477.0201 FS. History—New 11-2-80, Amended 9-30-85, Formerly 21F-17.06, Amended 11-4-86, 1-10-88, 1-10-90, Formerly 21F-17.006, Amended 10-1-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 15, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 10, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

| | |
|---|-------------|
| RULE TITLE: | RULE NO.: |
| Initial Licensure or Registration Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; Course Content and Approval Requirements | 61G5-18.011 |

PURPOSE AND EFFECT: The Board purpose and effect of this rule amendment are to address Initial Licensure or Registration Requirement for instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; Course Content and Approval Requirements.

SUMMARY: This rule is being amended to update language within.

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: 455.2228(5), 477.016 FS.

LAW IMPLEMENTED: 455.2228 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-18.011 Initial Licensure or Registration Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; Course Content and Approval Requirements.

- (1) through (2) No change.
- (3) All educational courses on HIV and AIDS which are taught to fulfill the requirements for initial licensure or registration under Chapter 477, Florida Statutes, shall ~~or which are taught for continuing education purposes~~ must be approved by the Board. To be considered for the Board's approval, courses on HIV and AIDS shall consist of:
 - (a) education on the modes of transmission, infection control procedures, clinical management, and prevention of HIV and AIDS;
 - (b) discussion of attitudes towards HIV and AIDS as well as appropriate behavior in dealing with persons who may have the virus or syndrome.
- (4) All proposed HIV and AIDS educational courses shall ~~must~~ be submitted for presentation to the Board at least 30 days prior to the next scheduled board meeting at which the course is to be considered for approval. No course may be taught for credit until it has received the Board's approval.
- (5) The Board approves the following courses for purposes of fulfilling the requirements for initial licensure or registration under Chapter 477, Florida Statutes, ~~or satisfying continuing education requirements~~:

(a) Courses approved by any other board in accordance with Sections 381.0034, 381.0035, 455.2226, or 455.2228, Florida Statutes;

(b) Basic AIDS educational courses presented by the Florida Department of Health or other state health departments, provided they meet the requirements set forth in subsection (3).

(6) No change.

(7) At any time, the Board shall deny or rescind its approval of a course offered for initial licensure if it finds that: such approval was the result of fraud; the course which is being provided fails to cover the information required by statute or subsection (3) or fails to meet other requirements specified in this rule; or the course significantly varies from the course proposal that was approved by the Board. Before rescinding approval of a course, the Board shall give the course provider notice and an opportunity to be heard. If the Board denies or rescinds its approval of a course because of the course provider's fraud in obtaining such approval, then the course provider shall thereafter be barred from presenting any other course to licensees for credit unless the course provider demonstrates to the Board that he or she has been sufficiently rehabilitated to be trusted to provide such courses to licensees in the future.

Specific Authority 455.2228(5), 477.016 FS. Law Implemented 455.2228 FS. History--New 9-2-90, Amended 4-9-91, 10-27-91, 6-14-93, Formerly 21F-18.011, Amended 2-1-95, 12-21-97, 1-31-99, 3-8-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Cosmetology
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Cosmetology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 15, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 10, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLE: Disciplinary Guidelines
RULE NO.: 61G5-30.001

PURPOSE AND EFFECT: The purpose and effect are to address Disciplinary Guidelines.

SUMMARY: The proposed changes amend the Disciplinary Guidelines.

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: 455.2273, 477.016, 477.029(2) FS.
LAW IMPLEMENTED: 455.2273, 477.029(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 64B5-30.001 follows. See Florida Administrative Code for present text.)

61G5-30.001 Disciplinary Guidelines.

(1) Purpose. Pursuant to Section 455.227, F.S., the Board provides within this rule disciplinary guidelines which shall be imposed upon applicants, licensees, registrants or any persons whom it regulates under Chapter 477, F.S. The purpose of this rule is to notify such applicants, licensees, registrants or persons of the ranges of penalties which will routinely be imposed unless the Board find it necessary to deviate from the guidelines for the stated reasons given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; for multiple counts of the violated provisions or a combination of the violations the Board shall consider a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between. The purposes of the imposition of discipline are to punish the applicants, licensees, registrants or any persons for violations and to deter them from future violations; to offer opportunities for rehabilitation, when appropriate; and to deter other applicants, licensees, registrants or any persons from violations.

(2) Violations and Range of Penalties. In imposing discipline upon applicants, licensees, registrants and any person in proceedings pursuant to section 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 corresponding to the violations set forth below. The verbal identification of offenses is descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

(3) When the Board finds that any person has violated any of the provisions of section 477.029(1), Florida Statutes, it shall issue a final order imposing appropriate penalties within the following disciplinary guidelines:

FIRST OFFENSE

SUBSEQUENT OFFENSE

(a) Holding oneself out as a cosmetologist or specialist, hair braider, hair wrapper, or body wrapper.

(477.029(1)(a), F.S.)

1. An individual who has never been licensed or registered in Florida, or whose license or registration has been revoked or become null and void.

2. A licensee or registrant who fails to properly renew his or her license or registration.

1. From an administrative fine ranging from \$300.00 to \$500.00, to refusal to certify an application for licensure or registration.

2. From an administrative fine of \$50.00 per month or part of a month during which the license or registration was in a delinquent status up to a total of \$500.00, to a reprimand of the license or registration, or refusal to certify an application for licensure or registration.

1. From an administrative fine ranging from \$350.00 to \$500.00, to refusal to certify an application for licensure or registration.

2. From an administrative fine of \$500.00, to suspension of the license or registration, or refusal to certify an application for licensure or registration.

(b) Operating any cosmetology salon which is not duly licensed.

(477.029(1)(b), F.S.)

1. Operating a salon which has never been licensed, or whose license has been revoked or become null and void, or operating an unlicensed salon within a residence.

2. Operating a salon whose license has become delinquent.

1. From an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From a reprimand of the license or registration to an administrative fine of \$50.00 per month or part of the month during which the salon license was delinquent up to a total of \$500.00, or refusal to certify an application for licensure or registration.

1. From an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From suspension of the license or registration to an administrative fine of \$50.00 per month or part of the month during which the salon license was delinquent up to a total of \$500.00, or refusal to certify an application for licensure or registration.

(c) Permitting an employed person who is not duly licensed or authorized pursuant to sections 477.0132(3), 477.019(4), or 477.0201(6), F.S., to practice cosmetology or a specialty.

(477.029(1)(c), F.S.)

1. Employing an individual who has never been licensed or registered in Florida or who is not otherwise authorized, or whose license or registration has been revoked or become null and void.

2. Employing an individual whose license or registration is in a delinquent status.

1. From a reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00 or refusal to certify an application for licensure or registration.

2. From an administrative fine of \$50.00 per month or part of a month that the individual's license or registration was in a delinquent status up to a total of \$500.00, to a reprimand of the license or registration.

1. From suspension of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From an administrative fine of \$50.00 per month or part of a month that the individual's license or registration was in a delinquent status up to a total of \$500.00, to suspension of the license or registration.

(d) Presenting as one's own the license or registration of another.
(477.029(1)(d), F.S.)

(e) Giving false or forged evidence to the Department or the Board in order to obtain a license or registration.
(477.029(1)(e), F.S.)

(f) Impersonate any other licenseholder or registrant of like or different name.
(477.029(1)(f), F.S.)

(g) Using or attempting to use a license or registration that has been revoked.
(477.029(1)(g), F.S.)

(h) Violating or refusing to comply with any provision of Chapter 477, F.S., or Chapter 455, F.S., or a rule of the Board or Department, or final order of the Board, or failing to comply with a lawfully issued subpoena of the Department.
(477.029(1)(i), F.S.);
(455.227(1)(b),(q), F.S.).

1. Violating a provision of Chapters 477 and 455, F.S., or failure to comply with a subpoena.

2. Violating any of the safety and sanitary requirements as set forth in Rule 61G5-20.002, F.A.C.

3. Owning, operating, maintaining, opening, establishing, conducting, or having charge of a salon operating without sterilization equipment in violation of Rule 61G5-20.002(2)(d), F.A.C.

4. Violating a rule of the Board or Department.

(d) From a reprimand of the license or registration, to an administrative fine ranging from \$300.00 to \$500.00.

(e) From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(f) From a reprimand of the license or registration, to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(g) From suspension of the license or registration held by the licensee or registrant, to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

1. From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From reprimand of the license or registration to an administrative fine ranging from \$50.00 to \$100.00 per violation if less than three (3) violations are found, or an administrative fine of \$500.00 if three (3) or more violations are found.

3. From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

4. From a reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(d) From suspension of the license or registration to an administrative fine ranging from \$350.00 to \$500.00.

(e) From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

(f) From suspension of the license or registration, to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

(g) From revocation of the license or registration held by licensee or registrant, to an administrative fine of \$500.00, or refusal to certify an application for licensure or registration.

1. From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From suspension of the license or registration to an administrative fine ranging from \$100.00 to \$150.00 per violation if less than three(3) violations are found, or an administrative fine of \$500.00 if three (3) or more violations are found.

3. From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

4. From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

5. Violating a final order of the Board.

(2) When the Board finds that any person has committed a violation of section 477.029(1)(h) or (i), F.S., by violating any of the provisions of section 477.0265(1), F.S., it shall issue a final order imposing appropriate penalties within the following disciplinary guidelines:

(a) Engaging in the practice of cosmetology or a specialty without an active license.

(477.0265(1)(a), F.S.)

(477.029(1)(h), F.S.)

1. An individual who has never been licensed or registered in Florida, or whose license or registration has been revoked or become null and void, or is not otherwise authorized to practice cosmetology or a specialty.

2. Failure to properly renew a license or registration.

(b) Owning, operating, maintaining, opening, establishing, conducting, or having charge of, either alone or with another person or persons, a cosmetology salon or specialty salon which is not licensed or registered.

(477.0265(1)(b)1., F.S.)

(477.029(1)(h), F.S.)

(c) Owning, operating, maintaining, opening, establishing, conducting, or having charge of, either alone or with another person or persons, a cosmetology salon or specialty salon in which a person not licensed as a cosmetologist or registered as a specialist, or whose license or registration has been revoked or has become null and void, or who is not authorized pursuant to sections 477.0132(3), 477.019(4), or 477.0201(6), F.S., to perform cosmetology services or any specialty.

(477.0265(1)(b)2., F.S.)

(477.029(1)(h), F.S.)

5. From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

1. An administrative fine of ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From a reprimand of the license or registration to an administrative fine of \$50.00 per month or part of a month during which the license or registration was in a delinquent status up to a total of \$500.00, or refusal to certify an application for licensure or registration.

(b) From an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(c) From a reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

5. From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

1. An administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From suspension of the license or registration to an administrative fine of \$50.00 per month or part of a month during which the license or registration was in a delinquent status up to a total of \$500.00, or refusal to certify an application for licensure or registration.

(b) From an administrative fine ranging from \$350 to \$500.00, or refusal to certify an application for licensure or registration.

(c) From suspension of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

(d) Engaging in willful or repeated violations of Chapter 477, F.S., or any rule adopted by the Board. (477.0265(1)(c), F.S.); (477.029(1)(h), F.S.)

(e) Permitting an employed person to engage in the practice of cosmetology or a specialty without a valid, active license or registration or authorization pursuant to sections 477.0132(3), 477.019(4), or 477.0201(6), F.S. (477.0265(1)(d), F.S.); (477.029(1)(h), F.S.)

1. A violation involving an employed person who has never been licensed or registered in Florida or whose license or registration has been revoked or has become null and void, or who is not otherwise authorized to perform cosmetology services or any specialty.
2. A violation involving an employed person whose license or registration is in a delinquent status.

(f) Obtaining or attempting to obtain a license or registration for money, other than the required fee, or any other thing of value or by fraudulent misrepresentations. (477.0265(1)(e), F.S.); (477.029(1)(h), F.S.)

(g) Using or attempting to use a license or a registration which is suspended or revoked. (477.0265(1)(f), F.S.); (477.029(1)(h), F.S.)

(h) Advertising or implying that skin care services or body wrapping, performed under Chapter 477, F.S., have any relationship to the practice of massage therapy as defined in section 480.033(3), F.S., except those practices or activities defined in section 477.013, F.S. (477.0265(1)(g), F.S.); (477.029(1)(h), F.S.)

(d) From reprimand to revocation of the license or registration and an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

1. From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From suspension of the license or registration to an administrative fine of \$50.00 per month or part of a month that the individual's license or registration was in a delinquent status up to a total of \$500.00, or refusal to certify an application for licensure or registration.

(f) From suspension to revocation of the license or registration received as a result of such action and an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(g) From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(h) From suspension to revocation of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(d) From suspension to revocation of the license or registration and an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

1. From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

2. From revocation of the license or registration to an administrative fine of \$50.00 per month or part of a month that the individual's license or registration was in a delinquent status up to a total of \$500.00, or refusal to certify an application for licensure or registration.

(f) From revocation of the license or registration received from such action and an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

(g) From revocation of the license or registration to an administrative fine of \$500.00, or refusal to certify an application for licensure or registration.

(h) From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

(3) When the Board finds that any person licensed or registered under Chapter 477, F.S., has committed a violation of any of the provisions of section 477.028, F.S., the Board shall issue a final order imposing an appropriate penalties within the following disciplinary guidelines:

(4) When the Board finds that any person has committed a violation of any of the provisions of section 455.227(1), F.S., it shall issue a final order imposing appropriate penalties within the following disciplinary guidelines:

(a) Misleading, deceptive, or fraudulent representations in or related to the practice of cosmetology.
(455.227(1)(a), F.S.).

(b) Guilty of crime directly relating to practice or ability to practice cosmetology or a specialty.
(455.227(1)(c), F.S.).

(c) Failing to comply with the educational course requirements for human immunodeficiency virus and acquired immune deficiency syndrome.
(455.227(1)(e), F.S.).

(d) Action taken against license or registration by another jurisdiction.
(455.227(1)(f), F.S.).

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

(f) Attempting to obtain, obtaining, or renewing a license or registration by bribery, fraudulent misrepresentation, or through an error of the Department or the Board.
(455.227(1)(h), F.S.).

(g) Failing to report another licensee or registrant in violation.
(455.227(1)(i), F.S.).

(3) From suspension to revocation of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(a) From a letter of guidance to revocation of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(b) From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(c) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(d) From suspension of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(e) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(f) From suspension the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(g) From a letter of guidance to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(3) From revocation of the license or registration to an administrative fine ranging from \$350.00 to \$500.00, or refusal to certify an application for licensure or registration.

(a) From a reprimand to revocation of the license or registration to an administrative fine of \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(b) From revocation of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(c) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(d) From revocation of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(e) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(f) From revocation of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(g) From reprimand of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(h) Aiding unlicensed practice.
(455.227(1)(j), F.S.).

(i) Failing to perform any statutory or legal obligation placed upon a licensee or registrant.
(455.227(1)(k), F.S.).

(j) Making or filing a false report as required or willfully impeding or obstructing another person to do so.

For purposes of this violation, such reports or records shall include only those that are signed by the licensee or registrant in his or her capacity.
(455.227(1)(l), F.S.).

(k) Deceptive, untrue, or fraudulent representations, or employing a trick or scheme in or related to the practice of cosmetology or a specialty.
(455.227(1)(m), F.S.).

(l) Exercising influence on a client for the purpose of financial gain.
(455.227(1)(n), F.S.).

(m) Practicing or offering to practice beyond the scope permitted by law or accepting and performing professional responsibilities not competent to perform.
(455.227(1)(o), F.S.).

(n) Delegation of professional responsibilities to unqualified person.
(455.227(1)(p), F.S.).

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

(h) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(i) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(j) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(k) From a reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(l) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(m) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(n) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(o) From reprimand of the license or registration to an administrative fine ranging from \$300.00 to \$500.00, or refusal to certify an application for licensure or registration.

(h) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(i) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(j) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(i) From revocation of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(l) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(m) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(n) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(o) From suspension of the license or registration to an administrative fine ranging from \$500.00 to \$1000.00, or refusal to certify an application for licensure or registration.

(5) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating factors the following:

(a) The severity of the offense;

(b) The danger to the public;

(c) The number of repetitions of offenses;

(d) The length of time since date of violation;

(e) The number of complaints filed against the licensee;

(f) The length of time the licensee or registrant has practiced;

(g) The actual damage, physical or otherwise, caused by the violation;

(h) The deterrent effect of the penalty imposed;

(i) The effect of the penalty upon the licensee's or registrant's livelihood;

(j) Any efforts for rehabilitation;

(k) The actual knowledge of the licensee or registrant pertaining to the violation;

(l) Attempts by licensee or registrant to correct or stop violations or refusal by licensee or registrant to correct or stop violations;

(m) Related violations against a licensee or registrant in another state including findings of guilt or innocence, penalties imposed and penalties served;

(n) Actual negligence of the licensee or registrant pertaining to any violations;

(o) Penalties imposed for related offenses under Subsections (1), (2), (3), or (4) above;

(p) Any other mitigating or aggravating circumstances.

(6) The provisions of sections (1) through (5) above shall not be construed so as to prohibit civil action or criminal prosecution as provided for in section 477.0265(2) or section 477.031, Florida Statutes, and the provisions of sections (1) through (5) above shall not be construed so as to limit the ability of the Board to enter into binding stipulations with accused parties as per section 120.57(4), Florida Statutes.

(7) In every case where the Board imposes a monetary fine, it shall also suspend the Respondent's license or registration. However, to enable the Respondent to pay the fine, the suspension shall be stayed for the time period specified in the Board's final order in accordance with Rule 61G5-17.016, F.A.C. If the fine is paid within that time period, the suspension shall not take effect; if the fine is not paid within that time period, then the stay shall expire and the suspension shall take effect. Thereafter, upon payment of the fine, the suspension shall be lifted. The provisions of this paragraph regarding the staying or lifting of the suspension of an individual's license or registration shall not apply to any period of suspension which is specifically imposed by the Board as a penalty separate from the provisions of this paragraph.

Specific Authority 455.2273, 477.016, 477.029(2), 477.028(4) FS. Law Implemented 455.2273, 455.227, 477.029(2), 477.028(4) FS. History--New 10-20-86, Amended 10-18-87, 1-10-90, 1-30-92, 4-15-93, Formerly 21F-30.001, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Cosmetology
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Cosmetology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 8, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 2, 2001

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLE: Citations
RULE NO.: 61G5-30.004

PURPOSE AND EFFECT: The purpose and effect are to amend the rule by addressing Citations.

SUMMARY: The proposed changes to the current rule will specify when a citation should be issued and the fine that should be imposed.

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: 477.016, 455.224 FS.

LAW IMPLEMENTED: 455.224 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-30.004 Citations.

(1) through (2) No change.

(3) Citations shall be issued for the first offense violations only.

(4)(3) The Board hereby designates the following as citation violations, which shall result in a penalty of fifty dollars (\$50.00):

(a) Except as otherwise provided herein, any violation of the safety, sanitary, or other salon requirements specified in Rule 61G5-20.002 – however, if it is an initial offense and there are no other violations, then the subject shall be given a Notice of Noncompliance;

(b) Practicing cosmetology or a specialty with an inactive or expired license for one month or part of a month;

(c) Operating a salon with a delinquent license for one month or part of a month;

(d) Employing a person to practice cosmetology or a specialty with an inactive or expired license for one month or part of a month.

(e) Unless otherwise permitted in Ch. 477, F.S., performing cosmetology services in a salon which does not have a license in violation of s. 477.0263(1), F.S.

(5)(4) The Board hereby designates the following as citation violations, which shall result in a penalty of one hundred dollars (\$100.00):

(a) Transferring ownership or changing location of a salon without the approval of the Department pursuant to Rule 61G5-20.006, provided the transfer of ownership or change of location has not exceeded 90 days and the salon owner can provide proof that a completed application has been filed with the Department;

(b) Practicing cosmetology or a specialty with an inactive or expired license for more than one month but not more than two months;

(c) Operating a salon with a delinquent license for more than one month but not more than two months;

(d) Employing a person to practice cosmetology or a specialty with an inactive or expired license for more than one month but not more than two months;

(e) Two violations of the safety, sanitary, or other salon requirements specified in Rule 61G5-20.002.

~~(f) Violation of the graduate exemption requirements in 61G5-20.008(2)(d) or (3).~~

(6)(5) The Board hereby designates the following as citation violations, which shall result in a penalty of two hundred fifty dollars (\$250.00):

(a) Operating a salon without a wet sanitizer as required by Rule 61G5-20.002(2)(d);

(b) Three or more violations of the safety, sanitary, or other salon requirements specified in Rule 61G5-20.002.

~~(c) Failure to complete a board approved educational course on Human Immunodeficiency Virus (HIV) and Acquired Immune Deficiency Syndrome (AIDS) as required by Rule 61G5-18.011.~~

(7)(6) The Board hereby designates the following as citation violations, which shall result in a penalty of three ~~five~~ hundred dollars (\$300.00 ~~\$500.00~~):

(a) Practicing cosmetology or a specialty without a license;

(b) Operating a salon without a license;

(c) Employing a person to practice cosmetology or a specialty without a license;

(d) Five or more violations of the safety, sanitary, or other salon requirements specified in Rule 61G5-20.002.

Specific Authority 477.016, 455.224 FS. Law Implemented 477.016, 455.224 FS. History--New 11-17-91, Amended 4-15-93, Formerly 21F-30.004, Amended 8-8-95, 2-28-96, 10-1-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 15, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 10, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLE: Continuing Education
RULE NO.: 61G5-32.001

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to address Continuing Education.

SUMMARY: The propose rule amendment will provide changes to Continuing Education requirements.

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: 455.219(3), 455.2228, 477.016, 477.019(7) FS.

LAW IMPLEMENTED: 455.219(3), 455.2228, 477.019(7) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julia Baker, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-32.001 Continuing Education.

(1) through (4) No change.

(5) Licensees holding two or more licenses subject to the HIV/AIDS education course requirement shall present all license numbers to the provider of such course. Any licensee or registrant who is found by the Board to have failed to comply with the continuing education requirements as set forth by this rule shall be required to take a continuing education refresher course of such hours, not to exceed forty eight (48), as the Board may feel merited by the facts of the licensee's or registrant's situation and violation, in addition to any other penalty imposed by the Board for having violated the continuing education requirements. In determining the appropriate number of additional hours of continuing education to be completed by the licensee or registrant, the Board will consider the total number of hours and the required continuing education subjects already completed by the licensee or registrant during the licensure period, and any facts

or explanation offered by the licensee or registrant to explain the failure to complete all required continuing education. The requirement to take a continuing education refresher course under this paragraph shall be in addition to any and all other continuing education requirements imposed on the licensee or registrant by this rule.

(6) PROVIDER APPROVAL AND REQUIREMENTS.

(a) through (d) No change.

(e) Beginning November 1, 2001, continuing education providers shall electronically provide to the Department the list of attendees at each of its offered courses within 5 business days of the completion of the course. For home study courses, the provider shall electronically supply the list of those individuals successfully completing the course by the 5th of the month following the calendar month in which the provider received documentation and was able to determine the successful completion of the course by the individual. This list shall include the provider's name and provider number, the name and license or registration number of the attendee, the date the course was completed, and the course number. All documents from the provider shall be submitted electronically to the Department and must be in a form as agreed to by the Department with the provider. Failure to comply with the time and form requirements will result in disciplinary action taken against the provider and the course approval. No provider shall reapply for continuing education provider status until at least two (2) years have elapsed since the entry of the final order against the provider. Each continuing education provider shall maintain records of attendance or completion for all continuing education courses offered or taught by the provider for a period of not less than ~~four~~ three years following the offering of each course or the receipt of documentation of completion of a home study course. Upon request, these records shall be made available for inspection by the Department or its agent, or the private entity contracted with by the Department to administer the continuing education program at such reasonable time and location as determined by the Department or its agent, or the private entity. The list of attendees submitted electronically to the Department shall not include the names of applicants taking the course for initial licensure pursuant to Rule 61G5-18.011, FAC.

(f) No change.

(g) Approval as a continuing education provider shall be valid through May 31, 2003 for any providers approved prior to March 1, 2003. Thereafter, approval as a continuing education provider shall be valid through May 31 of odd numbered years for all providers. After the expiration of a continuing education provider's approval, the provider shall ~~may~~ not offer or teach any continuing education courses for credit toward the required hours of continuing education until the provider has renewed its approval as a continuing education provider. ~~Applications for renewal of approval as a continuing education provider shall be submitted to the~~

Department, or if the Department shall contract with a private entity to administer the continuing education program then to such private entity, no later than 90 days prior to the expiration of the provider's approval; and shall contain all of the items and information required for initial approval as a continuing education provider as set forth in subparagraph (6)(a) of this rule. Approval as a continuing education provider shall remain valid while an application for renewal is pending before the Board provided the renewal application is complete and was received before the scheduled expiration of the provider's approval.

(h) No change.

(i) At any time, the Board shall deny or rescind its approval of a continuing education provider if it finds that such approval is sought or was received by fraud or misrepresentation by the provider, the provider has failed to adhere to the standards and other requirements as set forth in this rule or Rule 61-6.015, FAC, or that the provider has engaged in fraudulent behavior relating to the provision of continuing education. Before rescinding approval of a continuing education provider, the Board shall give the provider notice and an opportunity to be heard. If the Board denies or rescinds its approval of a continuing education provider because of the provider's fraud or misrepresentation, then the continuing education provider shall thereafter be barred from presenting any continuing education courses to licensees or registrants for credit unless the provider demonstrates to the Board that the provider has been sufficiently rehabilitated to be trusted to provide such courses to licensees or registrants in the future. ~~Rescission~~ Rescission of a continuing education provider's approval shall also operate as a rescission ~~rescission~~ of all previously approved continuing education courses for all future offerings by the provider.

(j) No change.

(7) COURSE APPROVAL AND REQUIREMENTS.

(a) No change.

(b) All continuing education courses shall ~~must~~ comply with the requirements as set forth in this rule, including but not limited to those regarding the required subjects and topics to be included in the proposed course. ~~All proposed continuing education courses regarding HIV/AIDS and other communicable diseases must also comply with the requirements as set forth in Rule 61G5-18.011. All HIV/AIDS courses which have been approved by any other board in accordance with Sections 381.0034, 381.0035, 455.2226, or 455.2228, Florida Statutes, and basic AIDS educational courses presented by the Florida Department of Health or other state health departments shall not be required to be approved by the Board prior to their being offered or taught for continuing education credit, and may be offered or taught by individuals and organization who have not been approved by the Board as a continuing education provider provided they otherwise meet the requirements of this rule and Rule~~

~~61G5-18.011. Licensees and registrants who complete an HIV/AIDS course as described in this paragraph shall ensure that their completion of the course is properly reported to the Department, or if the Department shall contract with a private entity to administer the continuing education program then to such private entity.~~

(c) No change.

(d) Upon approval by the Board of a continuing education course, a continuing education course number will be assigned to the course; and, shall be included in all future correspondence or submissions by the continuing education provider to the Board, the Department, or any private entity contracted with by the Department to administer the continuing education program. ~~The continuing education course number and continuing education provider number shall be included in all advertisements, promotions, or other announcements concerning an approved course. No course may be advertised as an approved course until the course has been approved by the Board and received a course number.~~

1. The continuing education course number and continuing education provider number shall be included in all advertisements, promotions, or other announcements concerning an approved course.

2. No course shall be advertised as an approved course until the course has been approved by the Board and received a course number.

3. A course shall not be offered or credit given for hours other than what was approved by the Board. A provider who offers a course for credit hours other than what was approved shall be subject to rescission of its provider approval.

4. A course shall not be offered in a format other than what was approved by the Board. A provider who offers a course in a format other than what was approved shall be subject to rescission of its provider approval.

(e) through (h) No change.

(i) Any substantive changes regarding the information contained in the provider's application for course approval, or previously submitted by the provider to the Department or to a private entity contracted with by the Department to administer the continuing education program, shall require that the course be resubmitted for approval in accordance with this rule ~~be filed with the Department, or if the Department shall contract with a private entity to administer the continuing education program then with such private entity, within 30 days of the change occurring.~~

(j) At any time, the Board shall deny or rescind its approval of a continuing education course if it finds that such approval is sought or was received by fraud or misrepresentation by the provider, that the course which is being provided fails to cover the information required by statute or this rule or Rule 61-6.015, FAC., or otherwise fails to meet the requirements specified in this rule, that the course significantly varies from the course proposal that was approved

by the Board, or that the course provider has engaged in fraudulent behavior related to the provision of the course. Before rescinding approval of a continuing education course, the Board shall give the course provider notice and an opportunity to be heard. If the Board denies or rescinds its approval of a continuing education course because of the course provider's fraud or misrepresentation, then the continuing education provider shall thereafter be barred from presenting any continuing education courses to licensees or registrants for credit unless the provider demonstrates to the Board that the provider has been sufficiently rehabilitated to be trusted to provide such courses to licensees or registrants in the future.

(k) No change.

(8) No change.

Specific Authority 455.219(3), 455.2228, 477.016, 477.019(7), 455.2178, 455.2179 FS. Law Implemented 455.219(3), 455.2228, 477.019(7), 455.2178, 455.2179 FS. History--New 3-25-99, Amended 2-28-00, 7-27-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Cosmetology
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Cosmetology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2000

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Beaches and Shores**

DOCKET NO.: 00-58R
RULE CHAPTER TITLE: Rule and Procedures for Coastal Construction and Excavation (Permits for Construction Seaward of the Coastal Construction Control Line and Fifty-Foot Setback) RULE CHAPTER NO.: 62B-33

RULE TITLES: Definitions 62B-33.002
Coastal Armoring and Related Structures 62B-33.005

PURPOSE AND EFFECT: To amend definitions, armoring, and address statutory changes made during the 2000 legislative session. The proposed amendments will implement changes to Chapter 161.053, Florida Statutes, and will establish certain armoring permitting criteria, along with other minor amendments to account for changes in Departmental organization, removal of redundant or unnecessary language, and will rework sections for clarification.

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

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated 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: 161.052, 161.053, 161.0535, 161.085 FS.

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

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

TIME AND DATE: 9:00 a.m., April 10, 2001

PLACE: Douglas Bldg., First Floor, Conference Room A, 3900 Commonwealth Blvd., Tallahassee, FL

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

THE FULL TEXT OF THE PROPOSED RULES IS:

62B-33.002 Definitions.

(1) through (11) No change.

(12) "Coastal Construction Control Line" (CCCL) or "Control Line" is the line established pursuant to the provisions of Section 161.053, Florida Statutes, and recorded in the official records of the county, which defines that portion of the beach-dune system subject to severe fluctuations based on a one-hundred-year storm surge, storm waves, or other predictable weather conditions.

(13) No change.

(14) "Construction" is any work or activity, including those activities specified in 161.053(2), Florida Statutes, which may have an impact as defined in this rule except as applicable in subsection 62B-33.004, of this rule.

(15) through (22) No change.

(23) "Fifty (50)-foot Setback", or "Setback Line", is the distance landward of the mean high water line, of jurisdiction established pursuant to the provisions of Section 161.052, Florida Statutes, in which construction is prohibited within 50 feet of the line of mean high water at any riparian coastal location, and implemented by Chapter 62B-33, Florida Administrative Code.

(24) through (61) No change.

Specific Authority 161.053, 161.085, FS. Law Implemented 161.052, 161.053, 161.0535, 161.054, 161.061, 161.071, 161.081, 161.085 FS. History—New 11-18-80, Amended 3-17-85, 11-10-85, Formerly 16B-33.02, Amended 5-12-92, Formerly 16B-33.002, Amended 9-12-96, 1-26-98, 8-27-00, _____.

62B-33.0051 Coastal Armoring and Related Structures.

(1)(a) No change.

1. The proposed armoring is for the protection of an eligible structure; and

2. No change.

a. through c. No change.

d. Where an applicant demonstrates to the Department that another site specific circumstance exist other than a. through c. above such that the eligible structure is vulnerable; or

3. A gap exists, that does not exceed 250 feet, between a line of rigid coastal armoring that is continuous on both sides of the unarmored property. Such adjacent armoring shall not be deteriorated, dilapidated, or damaged to such a degree that it no longer provides adequate protection to the upland property. The top of the adjacent armoring must be at or above the still water level, including setup, for the design storm of a 15-year return interval storm plus the breaking wave calculated at its highest achievable level based on the maximum eroded beach profile and highest surge level combination. The adjacent armoring must be stable under the design storm of 15-year return interval storm including maximum localized scour, with adequate penetration and must have sufficient continuity or return walls to prevent upland erosion and flooding under the design storm of 15-year return interval storm. Such installation shall:

a. Be sited no farther seaward than the adjacent armoring;

b. Close the gap between the adjacent armoring;

c. Avoid significant adverse impacts to marine turtles;

d. Not exceed the highest level of protection provided by the adjoining walls; and

e. Comply with the requirements of section 161.053, Florida Statutes.

~~4.3.~~ The armoring shall not result in a ~~complete~~ loss of public access along the beach without providing alternative public access;

~~5.4.~~ No change.

(b) through (d) No change.

(2) No change.

(a) through (b)5. No change.

6. Armoring which utilizes any construction material other than stone in the construction shall be designed to meet both the requirements outlined in paragraph 5. above and the unit weight, strength and durability requirements generally accepted by the engineering community for use in the marine environment.

(c) No change.

(3) through (4) No change.

(5) Emergency Protection. Upon the occurrence of a coastal storm which causes erosion of the beach and dune system such that existing structures have either become damaged or vulnerable to damage from a subsequent frequent coastal storm, the agency, political subdivision, or municipality

having jurisdiction over the eligible structures may provide emergency protection to protect public infrastructure and private structures within its jurisdiction. Alternatively, the agency, political subdivision, or municipality having jurisdiction over the structures may authorize by permit, pursuant to this Chapter and other appropriate ordinances, rules and statutes, private property owners within their jurisdiction to protect their private structures once it declares an emergency and notifies the property owners who may be affected, and the Department in accordance with section 161.085, Florida Statutes. Emergency protection shall be subject to the following:

(a) through (c) No change.

(d) Other measures which may be used for temporary protection include the following: temporary reinforcement of foundations, sandbags and construction of protective sand berms. Sand used to fill sand bags or construct protective berms shall be beach compatible material and be obtained from an upland source. Excavation of the beach face or nearshore area shall require a permit from the Department. The Department shall permit excavation of the beach face or nearshore area when there is clear evidence that sufficient material is available in the nearshore area. For purposes of this section, sufficient material is available in the nearshore area when the amount of material available post storm exceeds the amount historically available in the same area. The Department will determine the existence of sufficient material by comparing post storm topographic surveys of the beach face and nearshore areas to be excavated with historical surveys of the beach face and nearshore areas of the same zone. The quantity which may be excavated shall be limited to the amount which is in excess of the amount available historically.

1. Temporary reinforcement of foundations, sandbags and construction of protective sand berms. Sand used to fill sandbags or construct protective berms shall be beach compatible material and be obtained from an upland source. Excavation of the beach face or nearshore area shall require a permit from the Department, pursuant to this rule. Any excavation that occurs below mean high water, on sovereignty lands, is subject to the provision of section 161.041, Florida Statutes.

2. Construction of temporary wooden retaining walls, cantilever sheetpile walls (without concrete caps, tiebacks, or other reinforcement) or similar structures.

3. Excavation, in areas of lake outfalls along the coast, for the purpose of relieving inland flooding, caused by excessive amounts of rainfall during a coastal storm, shall occur only after consultation with the Department.

(e) through (m) No change.

(6) No change.

Specific Authority 161.053, 161.085, 370.021 FS. Law Implemented 161.052, 161.053, 161.085, 370.12 FS. History—New 9-12-96, Amended 1-26-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Alfred B. Devereaux

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David B. Struhs, Secretary, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 2, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 15, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Delegation of Certification for Licensure to Chair of Examination Committee; When Permitted

RULE NO.: 64B5-1.025

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

SUMMARY: The Board proposes to amend the rule text by changing the word “Chairman” to “Chair” and clean up the remaining text for clarify.

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: 466.004(4) FS.

LAW IMPLEMENTED: 456.013(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: 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:

64B5-1.025 Delegation of Certification for Licensure to ~~Chairman~~ of Examination Committee; When Permitted.

(1) The Board delegates to the ~~Chairman~~ of the Examination Committee of the Board the authority to certify, on behalf of the Board, an applicant to the Department for licensure only in the circumstance where certification was previously denied due to a failing grade on the licensure examination and it has been subsequently determined by the Department that the failing grade resulted solely from a ministerial error in the Department's calculation of the

applicant's grade. Except under the limited circumstance described herein, the Chairman of the Examination Committee is not authorized to certify applicants for licensure.

(2) The Chairman of the Examination Committee shall routinely inform the Board at its next meeting meetings of those candidates that have been he has certified since the last meeting of the Board.

Specific Authority 466.004(4) FS. Law Implemented 456.013(2) FS. History--New 4-19-87, Formerly 21G-1.025, 61F5-1.025, 59Q-1.025, Amended _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 19, 2001

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLES: RULE NOS.:

Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges 64B5-2.0144

Licensure Requirements for Applicants from Non-Accredited Schools or Colleges 64B5-2.0146

PURPOSE AND EFFECT: The purpose of the rule amendments to Rule 64B5-2.0144 is to delete rule text that is no longer desired and to add rule text that further clarifies the requirements. The purpose of the rule amendment to Rule 64B5-2.0146 is to change the word "program" to "school".

SUMMARY: The Board proposes to amend Rule 64B5-2.0144 by deleting unnecessary rule text and adding rule text to subsection (5) to further clarify the requirements. The Board proposes to amend Rule 64B5-2.0146 to change the word "program" to "school".

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: 466.004, 466.007 FS.

LAW IMPLEMENTED: 456.033(6), 466.006, 466.007, 466.0075 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: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULES IS:

64B5-2.0144 Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges.

Applicants for licensure as dental hygienists who have graduated from an unaccredited dental school or college shall submit the following:

(1) through (4) No change.

(5) Proof which establishes successful completion of 5 academic years of postsecondary education, which shall include 4 academic years of dental education. The dental education requirement cannot be satisfied by completing courses subsequent to dental education. Proof of the 5 years of required education shall include a report from an American Association of Dental Schools (AADS) approved evaluating service which evaluation includes a year by year evaluation of the applicant's credentials. Said report shall not be conclusive, but shall only be advisory to the Board;

(6) through (10) No change.

Specific Authority 466.004, 466.007 FS. Law Implemented 466.007 FS. History--New 1-18-95, Formerly 59Q-2.0144, Amended 8-19-97, 8-20-97, _____.

64B5-2.0146 Licensure Requirements for Applicants from Non-Accredited Schools or Colleges.

(1) No change.

(2) An applicant who otherwise meets the requirements of Section 466.006(3), F.S., and chooses to apply pursuant to Section 466.006(3)(b)2., F.S., will be required to:

(a) Complete a full-time, matriculated, resident program offered by an accredited dental school program which provides remediation to the level of an accredited D.D.S. or D.M.D. program and which has a duration equivalent to at least 2 academic years at the sponsoring institution.

(b) through (c) No change.

(3) through (4) No change.

Specific Authority 466.004 FS. Law Implemented 456.033(6), 466.006, 466.0075 FS. History--New 10-15-92, Formerly 21G-2.0146, 61F5-2.0146, Amended 9-24-96, Formerly 59Q-2.0146, Amended 8-19-97, _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Advertising and Soliciting by Dentists

RULE NO.: 64B5-4.002

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule text by further clarifying "solicitation".

SUMMARY: The Board proposes to amend the rule by adding rule text which will set forth the definition of the term "solicitation" as it pertains to this rule.

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: 466.004(4), 466.019 FS.

LAW IMPLEMENTED: 466.019, 466.028(1)(d) 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:

64B5-4.002 Advertising and Soliciting by Dentists.

(1) through (3) No change.

(4) In person and telephone solicitation of dental services by a dentist or his agent poses an inherent danger to the public because such advertising cannot be supervised, may exert pressure, and often demands an immediate response without affording the recipient an opportunity for comparison or reflection. Unlike an advertisement appearing in print or on television or radio, in person and telephone solicitation does not simply provide information and leave the recipient free to act or not, but is ripe with the potential for overbearing persuasion. Accordingly, in person and telephone solicitation of dental services by a dentist or his agent is prohibited. The term "solicitation" as used in this rule does not include in person or telephone communication by a dentist or his or her agent with a patient or former patient for purposes of scheduling an appointment or offering follow-up care.

(5) through (6) No change.

Specific Authority 466.004(4), 466.019 FS. Law Implemented 466.019, 466.028(1)(d) FS. History—New 7-7-87, Amended 1-11-89, 10-29-90, 4-24-91, 7-14-92, Formerly 21G-4.002, Amended 3-30-94, Formerly 61F5-4.002, 59Q-4.002, Amended _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Limited License as Allowed in Section

RULE NO.: 64B5-7.007

456.015, F.S.

PURPOSE AND EFFECT: The purpose is to promulgate a new rule which will address the requirements for obtaining a limited license.

SUMMARY: The Board is promulgating a new rule which will set forth the requirements for applicants who wish to have a limited license issued to them.

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: 456.015, 466.004 FS.

LAW IMPLEMENTED: 456.015, 466.006, 466.007, 466.011 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:

64B5-7.007 Limited License as Allowed in Section 456.015, F.S.

(1) A limited license may be issued by the Board of Dentistry to an applicant who has retired or intends to retire from the practice of dentistry or dental hygiene and intends to practice only pursuant to the restrictions of the limited license granted pursuant to 456.015, F.S., if the applicant:

(a) Has not failed the Florida licensure examination.

(b) Has been licensed for practice in any jurisdiction in the United States for at least ten (10) years in the profession for which the applicant seeks a limited license.

(c) Has not committed or is not under investigation for prosecution for any act which would constitute the basis for discipline pursuant to the provisions of Chapter 466, F.S.

(d) Practices only in the employ of public agents of non-profit agencies or institutions which meet the requirements of 501(c)(3) of the Internal Revenue Code, are permitted under 64B5-7.006 and which provide professional liability coverage for acts or omissions of the limited licensee.

(e) Complies with all continuing education requirements of active licensees.

(f) Pays a fee of \$300. If the applicant for a limited license submits a notarized statement from the employer stating the applicant will not receive monetary compensation for any service involving the practice of dentistry or dental hygiene, the application and all licensure fees shall be waived.

(2) A limited licensee may provide services only to the indigent, underserved or critical need populations within the state. The standard for determining indigency shall be recognized by the Federal Poverty Income Guidelines produced by the United States Department of Health and Human Services.

Specific Authority 456.015, 466.004 FS. Law Implemented 456.015, 466.006, 466.007, 466.011 FS. History—New _____.

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 12, 2001
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Radiography Training for Dental Assistants
RULE NO.: 64B5-9.011

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

SUMMARY: The Board proposes to amend this rule to notify dental assistants that the fee for certification as dental radiographers is nonrefundable.

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: 466.004, 466.0175(5) FS.

LAW IMPLEMENTED: 466.0175(5) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: 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:

64B5-9.011 Radiography Training for Dental Assistants.

(1) through (3) No change.

(4) Dental assistants may be certified as dental radiographers if they comply with the following requirements:

(a) Apply for certification on forms provided by the Board and submit the nonrefundable fee prescribed by Rule 64B5-15.015, F.A.C.;

(b) through (c) No change.

(5) through (6) No change.

Specific Authority 466.004, 466.017(5) FS. Law Implemented 466.017(5) FS. History—New 9-20-80, Amended 1-28-81, Formerly 21G-9.11, Amended 12-31-86, 1-18-89, 4-24-91, Formerly 21G-9.011, 61F5-9.011, 59Q-9.011, Amended 6-12-00, _____.

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 12, 2001
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLES: Inactive Status and Renewal of
RULE NOS.:
Inactive Status 64B5-10.005

Requirements for Reactivation of an
Inactive License 64B5-10.007

PURPOSE AND EFFECT: The purpose of the rule amendments to Rule 64B5-10.005 is to update the rule text with regard to inactive status and renewal of inactive status. The purpose of the rule amendments to Rule 64B5-10.007 is to update the requirements for reactivation of an inactive license.

SUMMARY: The Board proposes to amend Rule 64B5-10.005 by adding new rule text to further clarify the requirements for licensees who wish to change their license status, and rule text that is no longer necessary is being deleted. The Board proposes to amend Rule 64B5-10.007 to further clarify the requirements for licensees who wish to reactive their inactive license.

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: 466.004(4), 466.015 FS.

LAW IMPLEMENTED: 456.036, 466.015 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: William Buckhalt, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULES IS:

64B5-10.005 Inactive Status and Renewal of Inactive Status.

(1) ~~A Any~~ licensee may elect at any the time of biennial license renewal to place the license into inactive status by filing with the Department a completed application for inactive status as set forth in section 455.711, F.S., and the appropriate fees fee required by Rule Chapter 64B5-15, F.A.C. Active status licensees choosing inactive status at the time of license renewal must pay the fee for renewal of inactive license required by Rule 64B5-15.008, any applicable delinquency fee as required by Rule 64B5-15.011, and the Change of Status Processing fee required by Rule 64B5-15.012. Active status licensees choosing inactive status at any time other than at the time of license renewal shall pay the change of status processing fee required by Rule 64B5-15.012 ~~64B5-15.010, F.A.C.~~

(2) No change.

(3) An inactive license can be reactivated at any time provided the licensee meets the requirements of Rule 64B5-10.007, F.A.C. Inactive status licensees choosing active status at the time of license renewal must pay the renewal fee required by Rule 64B5-15.006, the reactivation fee as required by Rule 64B5-15.009, any applicable delinquency fee as required by Rule 64B5-15.011, and the change of status processing fee required by Rule 64B5-15.012. Inactive status licensees choosing active status at any time other than at the time of license renewal shall pay the reactivation fee as required by Rule 64B5-15.009 and the change of status processing fee required by Rule 64B5-15.012.

~~(4) An inactive licensee who elects to change to active status shall not be permitted to return to inactive status until the next biennial renewal period.~~

Specific Authority 466.004(4), 466.015 FS. Law Implemented 456.036 FS. History--New 7-12-95, Formerly 59Q-10.005, Amended _____.

64B5-10.007 Requirements for Reactivation of an Inactive License.

An inactive license shall be reactivated upon demonstration that the licensee has paid the applicable fees ~~reactivation fee~~ set forth in Rule Chapter 64B5-15, F.A.C., 64B5-15.009, F.A.C., and has complied with the following requirements:

(1) through (3) No change.

Specific Authority 466.004(4), 466.015 FS. Law Implemented 456.036, 466.015 FS. History--New 7-12-95, Formerly 59Q-10.007, Amended _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

| | |
|-----------------------------------|-------------|
| RULE TITLES: | RULE NOS.: |
| Continuing Education Requirements | 64B5-12.013 |
| Subject Area Requirements | 64B5-12.016 |
| Application for Provide Status | 64B5-12.017 |

PURPOSE AND EFFECT: The purpose of the amendments to Rule 64B5-12.013 is to delete rule text that is no longer desired. The purpose of the amendments to Rule 64B5-12.016 is to update the rule text regarding subject area requirements. The purpose of the amendments to Rule 64B5-12.017 is to change the words "providership" to provider status.

SUMMARY: The Board proposes to amend Rule 64B5-12.013 to delete language which required a course on domestic violence. The Board proposes to amend Rule 64B5-12.016 to add a new subsection (f) which will expand the subject area requirements for which a licensee may choose when he or she wishes to obtain continuing education credit. The Board proposes to amend Rule 64B5-12.017 to change the words "providership" wherever they appear in the rule to "provider status."

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: 456.013(8), 456.025(2), 456.031, 466.004(4), 466.0135, 466.014, 466.017(3),(4) FS.

LAW IMPLEMENTED: 456.013, 456.025(2), 456.031, 466.0135, 466.014, 466.028(1)(i),(bb), 466.017(3),(5) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES 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 RULES IS:

64B5-12.013 Continuing Education Requirements.

(1) through (2) No change.

(3) Continuing education credit shall be awarded only for educational experiences that are specifically appropriate for, and contain useful information directly pertinent to, dentistry and only if received through the following methods:

(a) through (b) No change.

(c) By participating in Board-Approved individual study; and

(d) By participating in examination standardization exercises. Dentists and dental hygienists may receive a maximum of 6 continuing education credits per biennium for participating in the dental hygiene exercise; dentists may receive a maximum of 8 continuing education credits for the dental clinical exercise; and dentists may receive a maximum of 11 continuing education credits per biennium for participating in both exercises; ~~and~~

~~(e) By completing a course on domestic violence that meets the requirements set forth in Ch. 95-187, Laws of Florida, and has been approved by any state or federal government agency or professional association or Board approved continuing education provider.~~

~~(e)(f)~~ By participating in programs approved by the Board pursuant to Rule 64B5-12.0185, F.A.C., that provide substantial pro bono dental and dental hygiene services to the indigent, to dentally underserved populations or to persons who reside in areas of critical need within Florida. Dentists and dental hygienists may obtain a maximum of 5 hours of required continuing education credit for participating in such programs. Continuing education credit shall be calculated at a ratio of 1 continuing education credit for each 3 hours of patient services provided to approved programs.

(4) through (6) No change.

Specific Authority 456.013(8), 456.031, 466.004(4), 466.0135, 466.014, 466.017(3),(4) FS. Law Implemented 456.013, 456.031, 466.0135, 466.014, 466.028(1)(i),(bb), 466.017(3),(5) FS. History—New 4-2-86, Amended 12-31-86, 4-26-87, 7-20-87, 9-16-87, 11-18-89, 7-9-90, Formerly 21G-12.013, Amended 5-19-94, 7-18-94, Formerly 61F5-12.013, Amended 11-15-95, 4-8-96, Formerly 59Q-12.013, Amended 2-17-98, 2-15-99, 3-11-99, 11-9-00, _____.

64B5-12.016 Subject Area Requirements.

(1) Regardless of the manner by which a licensee obtains continuing education, no credit will be awarded unless the subject matter falls within the following subject matter categories:

(a) through (e) No change.

(f) Formal group discussions concerning case presentations sponsored by approved providers.

(2) through (3) No change.

Specific Authority 466.004(4), 466.0135, 466.014 FS. Law Implemented 456.031, 466.0135, 466.014 FS. History—New 4-2-86, Amended 1-18-89, 7-9-90, 2-1-93, Formerly 21G-12.016, 61F5-12.016, Amended 9-27-95, Formerly 59Q-12.016, Amended 10-29-00, _____.

64B5-12.017 Application for Provide Status ~~Providership~~.

(1) No change.

(2) Provider approval may be granted for a period not to exceed the time from the date of approval to the end of the next successive licensure biennium after approval was obtained. Application for renewal of provider status ~~providership~~ shall be made at least 90 days prior to the end of the biennium in which approval expires and must be accompanied by the biennial renewal fee set forth in Rule 64B5-15.022(2). Renewal applications shall contain all information required for initial provider approval as well as course outlines and information evidencing compliance with Rule 64B5-12.0175 for each course offered during the provider status. ~~providership~~.

(3) No change.

Specific Authority 456.025(2), 466.004(4), 466.014 FS. Law Implemented 456.025(2), 466.0135, 466.014 FS. History—New 4-2-86, Amended 10-26-87, 1-18-89, 7-9-90, 5-2-91, Formerly 21G-12.017, 61F5-12.017, 59Q-12.017, Amended 8-19-97, 10-29-00, _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: COURSES REQUIRED OF LICENSEES FOR RENEWAL AND REACTIVATION

RULE NO.:

64B5-12.020

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

SUMMARY: The Board proposes to amend this rule by renaming the rule title and rewording the rule text to require dental hygienists to be required to take continuing education as well as dentists.

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: 466.004 FS.

LAW IMPLEMENTED: 456.013(8), 466.0135 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:

64B5-12.020 Courses Required of Licenseses ~~Dentists~~ for Renewal and Reactivation.

Licensed dentists and dental hygienists are required to complete the following continuing education during each license renewal biennium.

- (1) No change.
- (2) Instruction in laws and rules governing the practice of dentistry and dental hygiene consisting of at least 2 hours of instruction in relevant topics including: professional responsibility and competence; legal standards; confidentiality; professional relationships; recordkeeping; common malpractice complaints; commonly reported violations reported to the Department; and relevant case studies.

- (a) No change.
- (b) The requirements of this paragraph may be met by attendance at the disciplinary portion of a regular meeting of the Board of Dentistry in compliance with the following:

- 1. The licensee ~~dentist~~ must sign in with the Executive Director of the Board before the disciplinary portion of the meeting begins.
- 2. The licensee ~~dentist~~ must remain in continuous attendance until dismissed by the Executive Director or Chairman of the Board.
- 3. A licensee ~~dentist~~ may receive credit for attending the disciplinary portion of a Board meeting only if he or she is attending on the date solely for that purpose. Credit will not be provided if the licensee ~~dentist~~ is appearing at that portion of the meeting for another purpose.
- 4. No change.

Specific Authority 466.004 FS. Law Implemented 456.013(8), 466.0135 FS. History—New 4-11-94, Amended 7-18-94, Formerly 61F5-12.020, 59Q-12.020, Amended 1-23-01, _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLES: RULE NOS.:

Training, Education, Certification, and Requirements for Issuance of Permits 64B5-14.003
 Pediatric Conscious Sedation 64B5-14.010

PURPOSE AND EFFECT: The purpose of the rule amendments in Rule 64B5-14.003 is to update the rule text with regard to training and to delete rule text that is no longer necessary. The purpose of the amendments in Rule 64B5-14.010 is to delete rule text is that no longer needed.

SUMMARY: The Board proposes to amend Rule 64B5-14.003 to further clarify the training requirements for a dentist utilizing pediatric conscious sedation, and unnecessary rule text is being deleted. The Board is amending Rule 64B5-14.010 by deleting rule text that is no longer desired by the Board.

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: 466.004, 466.017 FS.

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

THE FULL TEXT OF THE PROPOSED RULES IS:

64B5-14.003 Training, Education, Certification, and Requirements for Issuance of Permits.

- (1) through (2) No change.
- (3) Pediatric Conscious Sedation Permit.
- (a) No change.
- 1. through 3. No change.

(b) A dentist utilizing pediatric conscious sedation and his assistant/dental hygienist personnel shall be certified in an American Heart Association or American Red Cross or equivalent agency sponsored cardiopulmonary resuscitation course at the basic life support level to include one man CPR, two man CPR, infant resuscitation, and obstructed airway with a periodic update not to exceed two years. Starting with the licensure biennium commencing on March of 2000, a dentist and all assistant/dental hygienist personnel shall also be trained in the use of either an Automated External Defibrillator or a defibrillator and electrocardiograph as part of their cardiopulmonary resuscitation course at the basic life support level. In addition to CPR certification, a dentist utilizing pediatric conscious sedation must be currently trained in ACLS (Advanced Cardiac Life Support), ~~ATLS (Advanced Trauma Life Support)~~, or PALS (Pediatric Advanced Life Support), or a course providing similar instruction which has been approved by the Board.

- (c) through (d) No change.
(4) No change.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History--New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.03, Amended 12-31-86, 11-8-90, 2-1-93, Formerly 21G-14.003, Amended 12-20-93, Formerly 61F5-14.003, Amended 8-8-96, 10-1-96, Formerly 59Q-14.003, Amended 2-17-98, 12-20-98, 5-31-00,_____.

64B5-14.010 Pediatric Conscious Sedation.

Pediatric Conscious Sedation Permit applicants or permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

- (1) through (2) No change.
(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:
(a) through (e) No change.
(f) ~~As of July 1, 2001, the facility must have defibrillator equipment appropriate for the patient population being treated.~~
(4) through (8) No change.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History--New 8-8-96, Formerly 59Q-14.010, Amended 8-2-00,_____.

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 12, 2001
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

Table with 2 columns: RULE TITLES and RULE NOS.: Fee for Reactivation of Inactive License 64B5-15.009, Change of Status Processing Fee 64B5-15.012

PURPOSE AND EFFECT: The purpose of the rule amendments in Rule 64B5-15.009 is to decrease the fees. The purpose of the amendments in Rule 64B5-15.012 is to delete rule text is that no longer needed and to decrease the fee for a dental hygiene license.

SUMMARY: The Board proposes to amend Rule 64B5-15.009 to change the fee for reactivation of an inactive dental license to \$100 and to change the fee for reactivation of an inactive dental hygiene license to \$45.

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: 456.036, 466.004, 466.015 FS.

LAW IMPLEMENTED: 456.015, 456.036 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:

64B5-15.009 Fee for Reactivation of Inactive License.

The fee for reactivation of an inactive dental license shall be \$100 \$200. The fee for reactivation of an inactive dental hygiene license shall be \$45 \$90.

Specific Authority 466.004, 466.015 FS. Law Implemented 466.015 FS. History--New 4-2-84, Formerly 21G-15.09, Amended 1-18-87, 11-16-89, 8-13-92, Formerly 21G-15.009, 61F5-15.009, Amended 5-6-96, Formerly 59Q-15.009, Amended _____.

64B5-15.012 Change of Status Processing Fee.

The fee for processing a licensee's request to change status shall be \$100 at any time other than at the beginning of a licensure cycle shall be \$200 for a dental license and \$45 \$90 for a dental hygiene license.

Specific Authority 456.036, 466.004(4) FS. Law Implemented 456.036 FS. History--New 7-12-95, Amended 5-6-96, Formerly 59Q-15.012, Amended _____.

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 12, 2001
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Fee for Inactive Status
PURPOSE AND EFFECT: The purpose of the rule amendments is to decrease the fee for inactive status.
SUMMARY: The Board is amending this rule to change the fee from \$200 to \$25 for placing a dental license on inactive status and to change the fee from \$90 to \$15 for placing a dental hygiene license on inactive status.
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: 466.004, 466.015 FS.

LAW IMPLEMENTED: 456.036, 466.015 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:

64B5-15.010 Fee for Inactive Status.

The fee to place a dental license on inactive status shall be \$25 ~~\$200~~. The fee to place a dental hygiene license on inactive status shall be \$15 ~~\$90~~.

Specific Authority 466.004, 466.015 FS. Law Implemented 456.036, 466.015 FS. History—New 1-18-87, Amended 11-16-89, 8-13-92, Formerly 21G-15.010, 61F5-15.010, Amended 7-12-95, 5-6-96, Formerly 59Q-15.010, Amended _____.

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 12, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 2, 2001

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Definitions
PURPOSE AND EFFECT: The purpose of the rule amendments in Rule Chapter 64B5-25 is to rename the rule chapter title, and to update the rule text in Rule 64B5-25.002.
SUMMARY: The Board proposes to amend Chapter 64B5-25 by renaming the rule chapter title. In Rule 64B5-25.002, the Board proposes to amend the rule text in subsection (2) by adding the words “viable pathogens”, and deleting the word “infection.”

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: 466.004(4) FS.

LAW IMPLEMENTED: 466.028(1)(u),(x), 466.041 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:

**CHAPTER 64B5-25
INFECTION CONTROL**

~~STERILIZATION AND DISINFECTION PROCEDURES~~

64B5-25.002 Definitions.

(1) No change.

(2) "Disinfection" is defined to mean the destruction or inhibition of most pathogenic bacteria while they are in their active growth phase and the inactivation of some viruses. Disinfection allows the potential for viable pathogens ~~infection~~ to remain (e.g., Tubercule bacilli and some viruses, including A, B and C hepatitis virus, and nonA-nonB (NANB) viruses which may survive depending upon the chemicals used).

(3) No change.

Specific Authority 466.004(4) FS. Law Implemented 466.028(1)(u),(x), 466.041 FS. History—New 2-24-87, Amended 1-7-92, 2-1-93, Formerly 21G-25.002, 61F5-25.002, 59Q-25.002, Amended _____.

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 12, 2001
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 8, 2000

DEPARTMENT OF HEALTH

Board of Opticianry

RULE TITLES: RULE NOS.:
Disciplinary Guidelines 64B12-8.020
Citations 64B12-8.021

PURPOSE AND EFFECT: The Board proposes amendments to Rules 64B12-8.020 and 64B12-8.021, F.A.C., to revise existing disciplinary guidelines and citation offenses for licensees.

SUMMARY: A substantial revision is made to disciplinary guidelines, and citation offenses are amended for the Board of Opticianry.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A statement has not been prepared regarding these proposed rules.

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: 456.079, 484.005, 456.077 FS.

LAW IMPLEMENTED: 456.079, 456.072, 484.014, 456.077, 456.073, 484.014 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

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 5 calendar days before the meeting by contacting Robin McKenzie. If you are hearing or speech impaired, please contact the agency by calling (850)245-4461.

All written material received by the Department within 21 days of the date of publication of this notice shall be made a part of the official record.

Section 286.0105, Florida Statutes, provides that, if a person decides to appeal any decision made by the department with respect to any matter considered at this hearing, they will need

a record of proceedings, and for such purposes, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sue Foster, Executive Director, Board of Opticianry, Division of Medical Quality Assurance, Department of Health, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULES IS:

(Substantial rewording of Rule 64B12-8 follows. See the Florida Administrative Code for present text.)

64B12-8.020 Disciplinary Guidelines.

(1) The Board provides within this rule disciplinary guidelines which shall be imposed upon applicants or licensees whom it regulates under Chapter 484, 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 given within this rule. The ranges of penalties provided below are based upon a single count violation of each provision listed; multiple counts of the violated provisions or a combination of the violations may result in a higher penalty than that for a single, isolated violation. Each range includes the lowest and highest penalty and all penalties falling between. The purposes of the imposition of discipline are to punish the applicants or licensees for violations 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 proceedings pursuant to Sections 120.57(1) and 120.57(2), Florida Statutes, the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

(3) When the Board finds an applicant or licensee whom it regulates under Chapter 484, F.S., has committed any of the acts set forth in Section 484.014, F.S., it shall issue a final order imposing appropriate penalties within the ranges recommended in the following disciplinary guidelines:

VIOLATIONS

RECOMMENDED PENALTIES

| | <u>First Offense</u> | <u>Second Offense</u> | <u>Third Offense</u> |
|--|---|---|---|
| <u>(a) Procuring or attempting to procure, or renew a license by misrepresentation, bribery, fraud or through an error of the Department or the Board. (484.014(1)(a), F.S.); (456.072(1)(h), F.S.)</u> | <u>(a) From reprimand to probation of the license and an administrative fine ranging from \$250.00 to \$500.00, or refusal to certify an application for licensure.</u> | <u>(a) From suspension to revocation of the license and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(a) From revocation, without the ability to reapply, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |
| <u>(b) Procuring or attempting to procure a license for any other person by making or causing to be made any false representation. (484.014(1)(b), F.S.)</u> | <u>(b) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(b) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(b) From revocation, without the ability to reapply, and an administrative fine of \$1,000.00, or refusal to certify an application for licensure.</u> |
| <u>(c) Filing a false report or failing to file a report as required. Such reports or records shall include only those which the person is required to make or file as an optician. (484.014(1)(c), F.S.); (456.072(1)(l), F.S.)</u> | <u>(c) From a letter of concern to probation of the license, and an administrative fine ranging from \$250.00 to \$500.00, or refusal to certify an application for licensure.</u> | <u>(c) From reprimand to suspension of the license and an administrative fine ranging from \$250.00 to \$750.00, or refusal to certify an application for licensure.</u> | <u>(c) From suspension to revocation of the license, and an administrative fine ranging from \$250.00 to \$1000.00, or refusal to certify an application for licensure.</u> |
| <u>(d) Failing to make fee or price information readily available by providing such information upon request or upon the presentation of a prescription. (484.014(1)(d), F.S.)</u> | <u>(d) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$500.00, or refusal to certify an application for licensure.</u> | <u>(d) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$750.00, or refusal to certify an application for licensure.</u> | <u>(d) From probation to suspension of the license, and an administrative fine ranging from \$250.00 to \$1000.00, or refusal to certify an application for licensure.</u> |
| <u>(e) False, deceptive, or misleading advertising. (484.014(1)(e), F.S.)</u> | <u>(e) From a letter of concern to probation of the license, and an administrative fine ranging from \$250.00 to \$1000.00, or refusal to certify an application for licensure.</u> | <u>(e) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(e) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |

(f) Fraud or deceit, or negligence, incompetency, or misconduct in the authorized practice of opticianry. (484.014(1)(f), F.S.).

(f) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(f) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(f) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(g)1. Violation or repeated violation of Chapter 484 or Chapter 456, or any rules promulgated pursuant thereto, or a subpoena of the Department. (484.014(1)(g),(i), F.S.) (456.072(1)(b),(q), F.S.)

(g)1. From reprimand to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(g)1. From probation to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(g)1. From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

2. Violation of a lawful order of the Board or Department

2. From reprimand to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

2. From probation to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

2. From suspension to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(h) Practicing with a revoked, suspended, inactive or delinquent license. (484.014(1)(h), F.S.).

(h) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(h) From probation to suspension of the license and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(h) From suspension to revocation, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(i) Violation of any provision of section 484.012. (484.014(1)(j), F.S.).

(i) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(i) From probation to suspension, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(i) From suspension to revocation, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(j) Conspiring to restrict another from lawfully advertising his or her services. (484.014(1)(k), F.S.).

(j) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(j) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(j) From suspension to revocation of the license and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(k) Willfully submitting to any third-party payor a claim for services which were not provided to a patient. (484.014(1)(l), F.S.).

The licensee's reimbursement to the third party payor shall be considered as a mitigating factor by the board.

(l) Failing to keep written prescription files. (484.014(1)(m), F.S.).

(m) Failure to report another licensee in violation of Chapter 484, Part I, Chapter 456 or rule of the Board or Department. (484.014(1)(n), F.S.); (456.072(1)(i), F.S.).

(n) Exercising influence on a client for financial gain of the licensee or of a third party. (484.014(1)(o), F.S.); (456.072(1)(n), F.S.).

(o) Gross or repeated malpractice. (484.014(1)(p), F.S.).

(k) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(l) From a reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(m) From a letter of concern to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(n) From probation to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(o) From probation to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(k) From probation to suspension, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(l) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(m) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(n) From suspension to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(o) From suspension to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(k) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(l) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(m) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(n) From revocation and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(o) From suspension to revocation of the license, without the ability to reapply, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(p) Permitting any person not licensed as an optician in this state to fit or dispense any licenses, spectacles, eyeglasses, or other optical devices which are part of the practice of opticianry. (484.014(1)(q), F.S.).

(p) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(p) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(p) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(q) Guilty of a crime directly relating to the ability to practice opticianry or to the practice of opticianry. (484.014(1)(r), F.S.);(456.072(1)(c), F.S.).

(q) From reprimand to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(q) From probation to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(q) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(r) Action taken against license by another jurisdiction.

Licensing authority's acceptance of a relinquishment of licensure, stipulation, consent order, or other settlement, offered in response to or in anticipation of the filing of charges against the license, shall be construed as action against the license. (484.014(1)(s), F.S.); (456.072(1)(f), F.S.).

(r) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(r) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(r) From suspension to revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(s) Being unable to practice opticianry with reasonable skill and safety by reason of illness or use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. (484.014(1)(t), F.S.).

(s) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(s) From suspension to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(s) From revocation of the license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(4) When the Board finds an applicant or licensee whom it regulates under Chapter 484, F.S., has violated Section 484.014(1)(g), F.S., by violating any of the following Board rules, it shall issue a final order imposing appropriate penalties within the ranges recommended in the following disciplinary guidelines:

VIOLATIONS

RECOMMENDED PENALTIES

| | <u>First Offense</u> | <u>Second Offense</u> | <u>Third Offense</u> |
|---|--|--|--|
| <u>(a) Failure to give notice of withdrawal of services pursuant to Rule 64B12-10.003, F.A.C.</u> | <u>(a) From reprimand to probation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(a) From probation to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(a) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |
| <u>(b) Failure to display a current license pursuant to Rule 64B12-10.004, F.A.C.</u> | <u>(b) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(b) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(b) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |
| <u>(c) Failure to properly keep and transfer prescription files pursuant to Rule 64B12-10.006, F.A.C.</u> | <u>(c) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(c) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(c) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |
| <u>(d) Failure to assure that duplicate prescription forms contain the information required by Rule 64B12-10.0065, F.A.C.</u> | <u>(d) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(d) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(d) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |
| <u>(e) Failure to maintain the equipment required by Rule 64B12-10.007, F.A.C.</u> | <u>(e) From reprimand to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(e) From suspension to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u> | <u>(e) From revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u> |

| | | | |
|---|---|---|---|
| <p><u>(f) Failure to have a licensed optician on the business premises at any time that opticianry is being practiced.</u></p> <p>Should the violator be an unlicensed person, the Board will request the Department to enter a cease and desist order.</p> | <p><u>(f) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(f) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(f) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> |
| <p><u>(g) Failure to return certificates and licenses to the Department.</u></p> | <p><u>(g) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(g) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(g) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> |
| <p><u>(h) Failure to pay any civil penalty imposed by order of the Board within thirty days of the effective date of the order as required by Rule 64B12-8.017, F.A.C.</u></p> | <p><u>(h) From a letter of concern to suspension of the license until such time as the fine has been paid and the licensee personally appears before the Board, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(h) From reprimand to suspension of the license until such time as the fine has been paid and the licensee personally appears before the Board, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(h) From reprimand to revocation of license until such time as the fine has been paid and the licensee personally appears before the Board, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> |
| <p><u>(i) Failure to conspicuously display the certificate or copy of the certificate of a Board Certified Optician in each place of business where the licensee fits contact lenses pursuant to Rule 64B12-10.004, F.A.C.</u></p> | <p><u>(i) From a letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(i) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(i) From reprimand to suspension of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> |
| <p><u>(j) Failure to comply with Rule 64B12-15.001(5), F.A.C., which requires the licensee to comply with the Department's random audit of the licensee's continuing education records.</u></p> | <p><u>(j) From a letter of concern to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(j) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> | <p><u>(j) From reprimand to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.</u></p> |

(k) Failure to properly supervise an apprentice as required by Rule Chapter 64B12-16.003, F.A.C.

For each offense, depending upon aggravating and mitigating circumstances, the Board may require probation with the condition that the licensee not serve as a sponsor.

(k) From a letter of concern to revocation of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(k) From reprimand to revocation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(k) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(l) Failure to properly terminate an apprenticeship as required by Rule 64B12-16.004, F.A.C.

For each offense, depending upon aggravating and mitigating circumstances, the board may deny credit for hours of apprenticeship.

(l) From a letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(l) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(l) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(m) Failure to properly notify the Department of termination as a sponsor as required by 64B12-16.006, F.A.C.

Depending upon aggravating and mitigating circumstances for each offense, the Board may require probation with the condition that the licensee not serve as a sponsor.

(m) From a letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(m) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(m) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(n) Failure of a sponsor or apprentice to comply with Chapters 484, Part I, and 456, Florida Statutes, and the rules of the Board and Department or to timely file complete reports or information as required by 64B12-16.008, F.A.C.

(n) From a letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(n) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(n) From suspension to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

Depending upon aggravating and mitigating circumstances for each offense, the Board may require probation with the condition that the licensee not serve as a sponsor or the board may deny credit for hours of apprenticeship.

(o) Failure to maintain accurate and complete records of time worked by an apprentice, pursuant to 64B12-16.009, F.A.C.

(o) From a letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(o) From reprimand to suspension of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(o) From reprimand to revocation of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

Depending upon aggravating and mitigating circumstances for each offense, the Board may require probation with the condition that the licensee not serve as a sponsor.

(p) Failure to provide change of address, pursuant to 64B12-10.012, F.A.C.

(p) From a letter of concern to reprimand of the license, and an administrative fine ranging from \$250.00 to \$1,000.00, or refusal to certify an application for licensure.

(p) From reprimand to probation of the license, and an administrative fine ranging from \$500.00 to \$1,000.00, or refusal to certify an application for licensure.

(p) From reprimand to suspension of license, and an administrative fine ranging from \$750.00 to \$1,000.00, or refusal to certify an application for licensure.

(5) When the Board finds an applicant or licensee whom it regulates under Chapter 484, F.S., has violated Section 456.072, F.S., by violating any of the following provisions, it shall issue a final order imposing appropriate penalties within the ranges recommended in the following disciplinary guidelines:

VIOLATIONS

RECOMMENDED PENALTIES

| | <u>First Offense</u> | <u>Second Offense</u> | <u>Third Offense</u> |
|---|---|--|---|
| <u>(a) Making misleading, deceptive, or fraudulent representations in or related to the practice of opticianry. (456.072(1)(a), F.S.)</u> | <u>(a) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.</u> | <u>(a) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> | <u>(a) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> |
| <u>(b) Failing to comply with the educational course requirements for human immunodeficiency virus and acquired immune deficiency syndrome. (456.072(1)(e), F.S.)</u> | <u>(b) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.</u> | <u>(b) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> | <u>(b) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> |
| <u>(c) Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the department against another licensee. (456.072(1)(g), F.S.)</u> | <u>(c) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.</u> | <u>(c) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> | <u>(c) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> |
| <u>(d) Aiding, assisting, procuring, employing, or advising any unlicensed person or entity to practice opticianry contrary to Chapters 484 and 456, Florida Statutes, or the rules of the department or the board. (456.072(1)(j), F.S.)</u> | <u>(d) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.</u> | <u>(d) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> | <u>(d) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> |
| <u>(e) Failure to perform legal obligation. (456.072(1)(k), F.S.)</u> | <u>(e) From letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.</u> | <u>(e) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> | <u>(e) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.</u> |

(f) 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.
(456.072(1)(m), F.S.)

(f) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$10,000.00, or refusal to certify an application for licensure.

(f) From reprimand to revocation of the license, without the ability to reapply, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(f) From suspension to revocation of license, without the ability to reapply, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(g) Practicing or offering to practice beyond the scope permitted by law or accepting and performing professional responsibilities the licensee knows, or has reason to know, the licensee is not competent to perform.
(456.072(1)(o), F.S.)

(g) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.

(g) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(g) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(h) Delegating or contracting for the performance of professional responsibilities by a person when the licensee delegating or contracting for performance of such responsibilities knows, or has reason to know, such person is not qualified by training, experience, and authorization when required to perform them.
(456.072(1)(p), F.S.)

(h) From reprimand to suspension of the license, and an administrative fine ranging from \$250.00 to \$5,000.00, or refusal to certify an application for licensure.

(h) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(h) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(i) Improperly interfering with an investigation or inspection authorized by statute, or with any disciplinary proceeding.
(456.072(1)(r), F.S.)

(i) From letter of concern to suspension of the license, and an administrative fine ranging from \$250.00 to \$10,000.00, or refusal to certify an application for licensure.

(i) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(i) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(j) Engaging or attempting to engage a patient or client in verbal or physical sexual activity. For the purposes of this section, a patient or client shall be presumed to be incapable of giving free, full, and informed consent to verbal or physical sexual activity.
(456.072(1)(u), F.S.)

(j) From reprimand to suspension of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(j) From reprimand to revocation of the license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(j) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(k) Failing to report to the board, or the department if there is no board, in writing within 30 days after the licensee has been convicted or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction.
(456.072(1)(w), F.S.)

(k) From letter of concern to suspension of the license, and an administrative fine ranging from \$1,000.00 to \$5,000.00, or refusal to certify an application for licensure.

(k) From reprimand to revocation of the license, and an administrative fine ranging from \$1,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(k) From suspension to revocation of license, and an administrative fine ranging from \$5,000.00 to \$10,000.00, or refusal to certify an application for licensure.

(6) Based upon consideration of aggravating or mitigating factors, present in an individual case, the Board may deviate from the penalties recommended in paragraphs (3) through (5) above. If mitigating factors are present, the administrative fine may be reduced and a less severe action, such as a reprimand or probation, taken against the licensee from the range of actions given in the disciplinary guidelines. If aggravating factors are present, the maximum administrative fine may be imposed and more severe action, such as suspension or revocation, taken against the licensee from the range of actions given in the disciplinary guidelines. The Board shall consider as aggravating or mitigating factors the following:

- (a) The severity of the offense;
- (b) The danger to the public;
- (c) The number of repetitions of offenses;
- (d) The length of time since the violation;
- (e) The number of times the licensee has been previously disciplined by the Board;
- (f) The length of time licensee has practiced;
- (g) The actual damage, physical or otherwise, caused by the violation;
- (h) The deterrent effect of the penalty imposed;
- (i) The effect of the penalty upon the licensee's livelihood;
- (j) Any effort of rehabilitation by the licensee;

(k) The actual knowledge of the licensee pertaining to the violation;

(l) Attempts by licensee to correct or stop violation or refusal by licensee to correct or stop violation;

(m) Related violations against licensee in another state including findings of guilt or innocence, penalties imposed and penalties served;

(n) Actual negligence of the licensee pertaining to any violation;

(o) Penalties imposed for related offenses under subsections (1) and (2) above;

(p) Any other relevant mitigating or aggravating under the circumstances.

(5) Penalties imposed by the Board pursuant to Subsections (3) through (5) above may be imposed in combination or individually. All penalties at the upper range of the sanctions set forth in the guidelines (e.g., suspension, revocation) include lesser penalties, i.e., fine, reprimand or probation, which may be included in the final penalty. Such penalties are as follows:

- (a) Refusal to certify to the Department an application for licensure.
- (b) Issuance of a reprimand.
- (c) Imposition of an administrative fine not to exceed \$1,000 for each count or separate offense.

(d) Placement of the optician on probation for a period of time and subject to such conditions as the Board may specify, including requiring the optician to submit to treatment or to work under the supervision of another optician.

(e) Suspension of a license.

(f) Permanent revocation of a license.

Specific Authority 456.079, 484.005 FS. Law Implemented 456.079, 456.072, 484.014, FS. History--New 3-5-87, Amended 3-30-89, 4-22-90, 12-23-90, 1-27-93, Formerly 21P-8.020, Amended 5-2-94, Formerly 61G13-8.020, 59U-8.020, Amended _____.

64B12-8.021 Citations.

(1) Definition. As used in this rule:

(a) "Citation" means an instrument which meets the requirements set forth in Section 456.077 s. 455-617, F.S., and which is served upon a subject for the purpose of assessing a penalty in an amount established by this rule.

(b) "Subject" means the licensee or apprentice alleged to have committed a violation designated in this rule.

(2) In lieu of the disciplinary procedures contained in Section 456.973 s. 455-621, F.S., the Department is hereby authorized to dispose of any violation designated herein by issuing a citation to the subject within six months after the filing of the complaint which is the basis for the citation.

(3) Citations shall be issued for first offense violations only.

(4) The Board hereby designates the following as citation violations, which shall result in the indicated penalty:

(a) Failing to make a fee or price information readily available by providing such information upon request or upon the presentation of a prescription pursuant to Section 484.014(1)(d), F.S., \$200.00 \$150 and a reprimand;

(b) Failing to keep written prescription files pursuant to Section s. 484.014(1)(m), F.S., \$200.00 \$150;

(c) Failing to give notice of withdrawal of services pursuant to Rule 64B12-10.003, F.A.C., \$200.00 \$150;

(d) Failing to display a current license pursuant to Rule 64B12-10.004, F.A.C., \$200.00 \$150;

(e) Failing to properly keep and transfer prescription files pursuant to Rule 64B12-10.006, F.A.C., \$200.00 \$150;

(f) Failing to assure that duplicate prescription forms contain the information required by Rule 64B12-10.0065, F.A.C., \$200.00 \$150;

(g) Failing to return certificates and licenses to the Department, \$500.00;

(h) Failing to pay any civil penalty imposed by order of the Board as required by Rules 64B12-8.017, and 64B12-11.011, F.A.C. as long as the penalty has been paid prior to the issuance of the citation, \$200.00 \$150;

(i) Failing to conspicuously display the certificate or a copy of the certificate in each place of business where the Board Certified Optician engages in contact lens fitting pursuant to Rule 64B12-10.004 64B12-10.009(2), Florida Administrative Code F.A.C., \$250.00;

(j) Failing to complete the continuing education requirements prescribed in Section s. 484.008, F.S., and the rules promulgated thereto, \$500 plus \$25 per credit hour missing and proof of completing the continuing education;

(k) Negligently failing to file a report or record required by state or federal law which person is required to make or file as an optician pursuant to Section 484.014(1)(c), F.S., \$150.00;

(l) Practicing opticianry with an inactive license, so long as the license has been inactive for a period not to exceed two months, \$500.00;

(m) Failing to terminate an apprenticeship properly, so long as the required reports were filed within 6 months of the date they were due, as required by Rule 64B12-16.004, F.A.C., \$200.00 \$150;

(n) Failing to notify the Department properly of termination as a sponsor, so long as the required reports were filed within 6 months of the date they were due as required by Rule 64B12-16.006, F.A.C., \$200.00 \$150; and

(o) Failing to file complete reports and information timely, so long as they were filed within 6 months of the date they were due, as required by Rule 64B12-16.008, F.A.C., \$200.00; and

(p) Failing to provide change of address, pursuant to Rule 64B12-10.012, F.A.C., \$200.00 \$250.

(5) The Department shall report to the Board the names, numbers, and violations of the licensees issued citations.

Specific Authority 484.005, 456.077 455-617 FS. Law Implemented 456.077 455-617, 456.073 455-621, 484.014 FS. History--New 1-19-92, Amended 5-27-92, Formerly 21P-8.021, Amended 5-2-94, Formerly 61G13-8.021, Amended 12-4-95, Formerly 59U-8.021, Amended 8-6-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Opticianry, Division of Medical Quality Assurance,
Department of Health, 4052 Bald Cypress Way, BIN #C06,
Tallahassee, Florida 32399-3257

NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Sue Foster, Executive Director,
Board of Opticianry, Division of Medical Quality Assurance,
Department of Health, 4052 Bald Cypress Way, BIN #C06,
Tallahassee, Florida 32399-3257

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: March 7, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 16, 2001

DEPARTMENT OF HEALTH

Board of Opticianry

RULE TITLE: Examination Review Procedure
 RULE NO.: 64B12-9.003

PURPOSE AND EFFECT: The Board proposes an amendment to Rule 64B12-9.003, F.A.C., to amend the time allowed to request an examination review.

SUMMARY: Rule 64B12-9.003, F.A.C., is amended to change the amount of time required to request a review of examination results, from thirty (30) to twenty-one (21) days.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A statement has not been prepared regarding this proposed rule.

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: 456.017 FS.

LAW IMPLEMENTED: 456.017 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN A LATER ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

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 5 calendar days before the meeting by contacting Robin McKenzie. If you are hearing or speech impaired, please contact the agency by calling (850)245-4461.

All written material received by the Department within 21 days of the date of publication of this notice shall be made a part of the official record.

Section 286.0105, Florida Statutes, provides that, if a person decides to appeal any decision made by the department with respect to any matter considered at this hearing, they will need a record of proceedings, and for such purposes, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster Executive Director, Board of Opticianry, Division of Medical Quality Assurance, Department of Health, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-9.003 Examination Review Procedure.

(1) No change.

(2) If, following the review of his examination, an applicant believes that an error was made in the grading of his examination, or in the evaluation of his answers, he may request that the Department review his examination. Requests

for review must be in writing, state with specificity the reasons why review is requested, and be received by the Department within ~~thirty (30)~~ twenty-one (21) days after the applicant received notice that he failed the examination.

Specific Authority 456.017 FS. Law Implemented 456.017 FS. History—New 12-6-79, Formerly 21P-9.03, Amended 4-22-90, Formerly 21P-9.003, 61G13-9.003, 59U-9.003, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry, Division of Medical Quality Assurance, Department of Health, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3257

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Sue Foster Executive Director, Board of Opticianry, Division of Medical Quality Assurance, Department of Health, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3257

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 7, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2001

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE TITLE: Violations and Penalties
 RULE NO.: 64B15-19.002

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule text with regard to violations and penalties to be imposed by the Board.

SUMMARY: New rule language sets forth the penalties in the event adverse action is taken against an applicant or licensee in another jurisdiction, and testing positive for specified drugs during employment related tests.

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: 456.079, 459.015(5) FS.

LAW IMPLEMENTED: 456.072, 456.079 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Buckhalt, Executive Director, Board of Osteopathic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-19.002 Violations and Penalties.

In imposing discipline upon applicants and licensees, the board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The statutory language is intended to provide a description of the violation and is not a complete statement of the violation; the complete statement may be found in the statutory provision cited directly under each violation description.

(1) through (52) No change.

(54) Action taken against any license by another jurisdiction (456.072(1)(f), F.S.).

| | | |
|-----------------------|---|---|
| <u>FIRST OFFENSE</u> | probation and \$2,000 fine | revocation and \$5,000 fine or denial of license with ability to reapply for licensure in not less than 3 years |
| <u>SECOND OFFENSE</u> | suspension to be followed by probation and \$5,000 fine | revocation and \$10,000 fine or permanent denial of license |

(55) Testing positive for any drug on any confirmed preemployment or employer ordered drug screening (456.072(1)(z), F.S.).

| | | |
|-----------------------|---|---|
| <u>FIRST OFFENSE</u> | probation and \$5,000 fine | suspension to be followed by probation and \$7,500 fine |
| <u>SECOND OFFENSE</u> | suspension to be followed by probation and \$7,500 fine | revocation and \$10,000 fine |

Specific Authority 456.079, 459.015(5) FS. Law Implemented 456.072, 456.079 FS. History—New 9-30-87, Amended 10-28-91, 1-12-93, Formerly 21R-19.002, 61F9-19.002, 59W-19.002, Amended 2-2-98, 2-11-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Osteopathic Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 15, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 17, 2000

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

RULE NO.: 4-228.220
RULE TITLE: Non-Compliance

SECOND NOTICE OF CHANGE

Notice is hereby given that the following change has 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, of the Florida Administrative Weekly. A Notice of Change was published in Vol. 27, No. 9, March 2, 2001. This change is being made at the request of the Joint Administrative Procedures Committee. The rule is changed as follows:
4-228.220(5)(t)3.b.(II)(B) is changed to read:

(B) Either a CLU or CPCU designation, or a Bachelor of Science degree in risk management or insurance with evidence of 18 or more semester hours in upper-level insurance related courses with 18 hours of approved insurance courses; and
The remainder of the rule reads as previously published.

DEPARTMENT OF INSURANCE

Division of Insurer Services

RULE NO.: 4H-1.007
RULE TITLE: Settlement of Losses

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., Florida Statutes, published in Vol. 26, No. 43, October 27, 2001, of the Florida Administrative Weekly:

4H-1.007(1) in the first line after the word “basis” add the language “or cost of repair”.
The remainder of the rule reads as previously published.

DEPARTMENT OF INSURANCE

Division of Insurer Services

RULE CHAPTER NO.: 4H-2
RULE CHAPTER TITLE: Florida Casualty Insurance Risk Management Trust Fund

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., Florida Statutes, published in Vol. 26, No. 43, October 27, 2001, of the Florida Administrative Weekly:

4H-2.003(3)(b) Form DI4-1392, the title will be changed to read “Statutory Community Service Participants” the authority reference will be changed to 445.021(1)(d).

4H-2.003(3)(c) the authority references will be changed to correct errors, the correct sites are 985.21(4)(a)2., 985.231(1)(g), 985.231(1)(a)1.a. and 318.143(1)(d).

4H-2.003(3)(g), reference to subsection 948.01(2) will be deleted.

4H-2.003 add section 284.30 to law implemented.

4H-2.009 delete 627.730 from specific authority.

The remainder of the rule reads as previously published.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: 14-15
 RULE NO.: 14-15.002

RULE CHAPTER TITLE: Incorporation by Reference
 RULE TITLE: Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways

NOTICE OF CHANGE

There was no hearing request. However, timely written comments from Florida Power and Light and the review comments of the Joint Administrative Procedures Committee (JAPC) were considered in making changes to the manual. There are no changes to the basic rule, which incorporates the manual by reference. The changes include those resulting from a December 11, 2000, review letter from the JAPC, changes in response to those recommendations, and further changes or corrections resulting from a subsequent meeting with the JAPC attorney.

The following Changes include a summary of the JAPC comment followed by the change or comment by the Department:

1. General Comment regarding publication date for the notice of rule development. The reference date for the publication of the notice of rule development is corrected to June 25, 1999.

2. Introduction Page ii: JAPC Comment: "included by reference" should be "incorporated by reference."
 Department of Transportation Response: The correction has been made.

3. Chapter 1,B,4.: JAPC Comment: Correction of a typographical error in the second sentence.
 Department of Transportation Response: The correction has been made.

4. Chapter 2, C.3.: JAPC Comment: The last bulleted sentence should be ended with a period.
 Department of Transportation Response: The correction has been made.

5. Chapter 3, C.1.: No Tables in this chapter were provided.
 Department of Transportation Response: The tables and figures have been provided.

6. Chapter 3, C.4.b.: JAPC Comment: Should the FDOT Roadway and Traffic Design Standards and AASHTO "A Policy on Geometric Design on Highways and Streets" be incorporated by reference in the 2nd and 3rd paragraphs?
 Department of Transportation Response: These documents have been referenced for informational purposes only. These references have been rephrased to clarify this.

7. C.4.e.: JAPC Comment: The document entitled "A Policy on Geometric Design of Highways and Streets" should be incorporated by reference. The reference should contain specific effective date rather than the "latest edition." Also mentioned were "C.9.d.3., C.9.d.4., and C.10.g.d.

Department of Transportation Response: The specific table that applied to this reference has now been included in the document, and the reference to the AASHTO has been removed. This is also the case regarding section C.9.d.4. For section C.9.d.3, the reference has been removed. For sections C.9.e.1. and C.10.d., the references are included to provide additional subject information only. The specific effective date has been included.

8. C. 7.b.1.: JAPC Comment: Identify the rule which incorporates by reference the FDOT Bicycle Facilities Planning and Design Manual.

Department of Transportation Response: This reference has been removed.

9. C.7.i.: JAPC Comment: Question regarding the indentation and bulleted format for the second paragraph. Should there be a comma after 250 in the second to last paragraph?

Department of Transportation Response: This has been corrected and a comma has been added.

10. C.9.a.: JAPC Comment: Statement regarding the correction of a grammatical error in the third sentence.

Department of Transportation Response: This has been corrected.

11. C.9.d.2.: JAPC Comment: Should AASHTO "A Policy on Geometric Design of Highways and Streets" be incorporated by reference? Replace "latest edition" with date.

Department of Transportation Response: This section has been rephrased and appropriate tables have been added to the end of the chapter (Tables 3-22 through 3-24). The references that remain are for informational purposes only, and "latest edition" has been replaced by "1990."

12. C.9.g. (6th paragraph): JAPC Comment: The "current AASHTO publications" referred to should be identified.

Department of Transportation Response: The appropriate publication has been identified and referenced to provide additional subject information only. This paragraph has been rephrased to clarify this.

13. C.10.a.2.: JAPC Comment: The ANSI standards and the Florida Accessibility Code for Building Construction referred to should be incorporated by reference.

Department of Transportation Response: The reference to ANSI standards has been removed. In regard to the Florida Accessibility Code for Building construction, this is an existing requirement and is not made mandatory by this manual. The reference is made only to make notice of the existing requirement. The word "Note:" has been added to the beginning of the sentence for clarification.

14. C.10.a.4.: JAPC Comment: Identify the rule which incorporates by reference the Department's Standard Index Sheets, Index 304. Should the FDOT Roadway and Traffic Design Standards be incorporated by reference in the second to last paragraph?

Department of Transportation Response: This document has been referenced for informational purposes only. This sentence has been rephrased to clarify this.

15. C.10.b.: JAPC Comment: Comment regarding a grammatical error in the second sentence.

Department of Transportation Response: This has been corrected.

16. C.10.c.: JAPC Comment: Should the AASHTO Standard Specifications for Highway Bridges be incorporated by reference?

Department of Transportation Response: This section has been rephrased to show the reference as informational only. The appropriate information from this reference has been incorporated into this Chapter in Figures 3-16 and 3-17.

17. Chapter 4: D.5.e.: JAPC Comment: Identify the rules which incorporate the respective documents by reference. Should the FDOT Roadway and Traffic Design Standards be incorporated by reference.

Department of Transportation Response: This document has been referenced for informational purposes only. This sentence has been rephrased to clarify this.

18. D.8. (4th paragraph): JAPC Comment: The term "NESC clearance" should be defined.

Department of Transportation Response: The term has been defined.

19. D.8. (5th paragraph): JAPC Comment: Comment regarding a typographical error in the first sentence. Identify the rule which incorporates by reference the department's Utility Accommodation Manual. No such table was provided with the rule package. Comment regarding spelling errors and grammatical corrections in the last sentence.

Department of Transportation Response: The typographical errors have been corrected. The rule associated with the Department's Utility Accommodation Manual has been identified. The table in question has now been included.

20. D.12.: JAPC Comment: Should the FDOT Roadway and Traffic Design Standards and the AASHTO "A Guide for Erecting Mailboxes on Highways" be incorporated by reference?

Department of Transportation Response: These documents have been referenced for informational purposes only. This section has been rephrased to clarify this.

21. Chapter 5: A.: JAPC Comment: The last bulleted item contains an incomplete sentence.

Department of Transportation Response: This has been corrected.

22. B.1.: JAPC Comment: Identify the rule which incorporates by reference the department's Flexible Pavement Design Manual.

Department of Transportation Response: This reference is included to provide additional subject information only.

23. Chapter 6: D.: JAPC Comment: The identified document should be incorporated by reference.

Department of Transportation Response: This reference is included to provide additional subject information only.

24. Chapter 7: B.2. (2nd Paragraph): JAPC Comment: Identify the rule which incorporates by reference the MUTCD for Streets and Highways. Identify what is meant by "applicable Design Standards."

Department of Transportation Response: This paragraph has been rephrased, and the reference has been removed.

25. (3rd paragraph): JAPC Comment: Identify the rule which incorporates by reference the department's Highway Safety Improvement Program Manual.

Department of Transportation Response: This paragraph has been rephrased, and the reference has been removed.

26. C.1.a.: JAPC Comment: Table 3-14 was not provided with the rule package.

Department of Transportation Response: This table has now been included.

27. C.1.b.; C.1.c.; and C.10.: JAPC Comment: No figures were provided with the rule package.

Department of Transportation Response: All of the figures have now been included.

28. D. (page 10): JAPC Comment: The last sentence is incomplete.

Department of Transportation Response: This has been corrected.

29. Figure 7-3: JAPC Comment: Should the listed documents be incorporated by reference?

Department of Transportation Response: These documents were referenced for informational purposes only, however this figure has been removed from the manual and replaced with an informational reference to Index 17882 in Section C.10 of Chapter 7.

30. Chapter 8: B. (4th paragraph): JAPC Comment: Comment regarding a spelling error in the first sentence. Explain what is meant by the term "desire lines."

Department of Transportation Response: The error has been corrected and the term "desire lines" has been reworded.

31. E.3. (3rd paragraph): JAPC Comment: The applicable AASHTO Design Standards should be identified and incorporated by reference.

Department of Transportation Response: The appropriate information has been included and the reference has been removed.

32. E.4. (2nd paragraph): JAPC Comment: Comment regarding a typographical error in the second sentence.

Department of Transportation Response: This has been corrected.

33. Chapter 9: B.2.: JAPC Comment: No figures were provided with the rule package.

Department of Transportation Response: All Chapter 9 figures have now been included.

34. C. (last sentence): JAPC Comment: Identify the rule which incorporates by reference the Florida Bicycle Facilities Planning and Design Handbook.

Department of Transportation Response: This reference is included to provide additional subject information only.

35. C.1. (1st paragraph): JAPC Comment: The applicable traffic laws should be identified.

Department of Transportation Response: This reference has been removed.

36. Chapter 10: JAPC Comment: General comment that the chapter is written in language which is permissive rather than mandatory. Reconcile this fact with Section 336.045(1), Florida Statutes, which provides that the department shall adopt uniform minimum standards.

Department of Transportation Response: The "should" in the first sentence of Section C has been changed to a "shall."

37. Chapter 11: C.: JAPC Comment: Identify the rules which incorporate by reference the respective documents. Should the correct date be used rather than "current" edition?

Department of Transportation Response: The rule for the MUTCD has been stated. The other references are included to provide additional subject information only. This document has been referenced for informational purposes only. Therefore the word "current" has been deleted. This matches the other reference in the paragraph.

38. Chapter 12: D.3.b.: JAPC Comment: The applicable standards should be identified and incorporated by reference. Question regarding "as specifically designated" by whom?

Department of Transportation Response: This section has been reworded to and the referenced standards now are for informational purposes only. This is to be designated by the Engineer and has been rephrased to specify this.

39. Chapter 13: A. (4th paragraph): JAPC Comment: Statement regarding a grammatical error in the last sentence.

Department of Transportation Response: This has been corrected.

40. C.5.: JAPC Comment: The specific design standards should be identified and incorporated by reference.

Department of Transportation Response: This reference is included to provide additional subject information only.

41. Chapter 14: A. (1st paragraph): JAPC Comment: Statement regarding a grammatical error in the last sentence.

Department of Transportation Response: This has been corrected

42. B.: JAPC Comment: Questions regarding clarification of a Design Exception as to permissive or discretionary criteria or standards as set forth in the manual. Are all the 13 Design Elements encompassed within the tables set forth in this chapter?

Department of Transportation Response: The provision has been clarified. The 13 controlling design elements are contained in other chapters within the manual.

43. C. (1st paragraph): JAPC Comment: The definitions of the 13 Controlling Design Elements should be incorporated by reference.

Department of Transportation Response: These references, Section C, and all of the tables in this chapter have been deleted.

Department of Transportation Response: These references, Section C, and all of the tables in this chapter have been deleted.

44. C. (2nd paragraph): JAPC Comment: The applicable provisions of the specified document should be incorporated by reference.

Department of Transportation Response: These references, Section C, and all of the tables in this chapter have been deleted.

45. F. (1st paragraph): JAPC Comment: Confirm the provisions of this section are permissive.

Department of Transportation Response: This has been reworded to clarify.

46. Benefit/Cost Analysis Note: JAPC Comment: The identified documents should be incorporated by reference.

Department of Transportation Response: These documents were referenced for informational purposes only. This section has been rephrased to clarify this.

In addition to the comments and recommendations of the JAPC, the Department received timely comments from Florida Power and Light. Most of these comments referred to typographical errors, missing tables and figures, and other editorial corrections similar to those of the JAPC reviewer. In addition, there were comments regarding inconsistencies in footers, inconsistencies in chapter identification, and the table of contents. The grammatical corrections and font/format corrections are being made. Some of the final corrections to footers and table of contents will be made to the final version of the manual after the deleted language is removed and all delete/add coding is removed from the draft.

There was one substantive comment regarding clarification of a new paragraph in Chapter 3, C.10.a.3. That paragraph has been revised to clarify the language.

Notice was published in Florida Administrative Weekly, Vol. 26, No. 46, dated November 17, 2000.

DEPARTMENT OF CITRUS

| | |
|-------------------|--|
| RULE CHAPTER NO.: | RULE CHAPTER TITLE: |
| 20-64 | Standards for Processed Citrus Products |
| RULE NOS.: | RULE TITLES: |
| 20-64.0081 | Orange Juice |
| 20-64.0082 | Orange Juice Marked with Florida Sunshine Tree or Florida Citrus Growers' Certification Mark |
| 20-64.020 | Sanitary Requirements |

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 27, No. 4, January 26, 2001, issue of the Florida Administrative Weekly: In the proposed rule text the above rules listed a proposed effective date of March 15, 2001. This will not be the effective date of these rules.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

| | |
|-------------|--------------------------|
| RULE NO.: | RULE TITLE: |
| 61G19-6.012 | Provisional Certificates |

NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule, as published in Vol. 26, No. 15, April 14, 2000, issue of the Florida Administrative Weekly.

Subsections (1) and (2) shall now read:

(1) The Board shall issue a provisional certificate to any newly employed or newly promoted building code administrator, plans examiner, or building code inspector subject to the provisions of Section 468.609 and the provisions of this rule.

(2) Provisional certificates are not renewable, and are valid for the following terms:

- (a) Three years for building code inspectors;
- (b) Three years for plans examiners;
- (c) Three years for building code administrators;

Subsections (6)(b) and (d) shall now read:

(b) All duties performed by the applicant under this exception shall be performed under the direct supervision of the building code administrator for the agency employing the applicant. The building code administrator shall hold a current, valid standard certificate as a building code administrator at all times when he or she is supervising the applicant. However, direct supervision may be provided by a building code administrator who holds a limited or provisional certificate in any county with a population of less than 75,000 and in any municipality located within such a county.

(d) Upon being notified that he or she has been determined by the Board to be not qualified for a provisional certificate in the category sought, an applicant shall immediately cease performing duties as a plans examiner or building code inspector under this exception.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Beaches and Shores

| | |
|------------|--|
| RULE NO.: | RULE TITLE: |
| 62B-26.011 | Description of the Pinellas County Coastal Construction Control Line |

NOTICE OF CONTINUATION OF PUBLIC HEARING

The Office of Beaches and Coastal Systems of the Department of Environmental Protection announces the continuation of the rule adoption hearing for rule 62B-26.011, F.A.C. published in Vol. 26, No. 51, FAW. The time, date and place of the continued hearing will be published in a future issue of the Florida Administrative Weekly.

Any information regarding this notice or rulemaking, may be obtained by writing: Office of Beaches and Coastal Systems, c/o Rosaline Beckham, 3900 Commonwealth Blvd., Mail Station 300, Tallahassee, Florida 32399, or by calling (850)487-1262.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

| | |
|-----------|---|
| RULE NO.: | RULE TITLE: |
| 65-28.001 | Alternate Service Procurement Method (ASPM) |

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 27, No. 5, February 2, 2001, Florida Administrative Weekly, has been withdrawn.

**Section IV
Emergency Rules**

DEPARTMENT OF THE LOTTERY

| | |
|---|-----------|
| RULE TITLE: | RULE NO.: |
| Instant Game Number 338, MONTHLY GRAND SUMMARY OF THE RULE: This emergency rule relates to the Instant Game Number 338, "MONTHLY GRAND" for which the Department of the Lottery will start selling tickets on | 53ER01-9 |

a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, determination of winners and the number and size of prizes in the game. THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER01-9 Instant Game Number 338, MONTHLY GRAND.

(1) Name of Game. Instant Game Number 338, "MONTHLY GRAND."

(2) Price. MONTHLY GRAND tickets sell for \$2.00 per ticket.

(3) MONTHLY GRAND lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void if Removed Number (VIRN) under the latex area on the ticket. To be a valid winning MONTHLY GRAND lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any MONTHLY GRAND lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The "WINNING NUMBERS" play symbols are as follows:

INSERT SYMBOLS

(5) The "YOUR NUMBERS" play symbols are as follows:

INSERT SYMBOLS

(6) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(7) The legends are as follows:

INSERT SYMBOLS

(8) Determination of Prize Winners. The holder of a ticket having a number exposed in the "YOUR NUMBERS" play area that matches any of the numbers exposed in the "WINNING NUMBERS" play area shall be entitled to the corresponding prize. The prizes are: TICKET, \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$200, \$500, \$1,000 Month-5yr, and \$2,000. The holder of a ticket which entitles the player to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant or on-line tickets that totals \$2.00, except as follows. A person who submits by mail a MONTHLY GRAND lottery ticket which entitles the holder to a prize of \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(9) The holder of a ticket having the "Dollar Bill" symbol exposed in the "YOUR NUMBERS" play area shall be entitled to a prize of \$50.

(10) The holder of a ticket having the "\$\$" symbol exposed in the "YOUR NUMBERS" play area shall be entitled to a prize of double the corresponding amount shown.

(11) The holder of a ticket which entitles the player to a prize of \$1,000 MONTH-5YR shall be paid in a single cash payment of \$60,000.

(12) The value, number of prizes, and odds of winning in Instant Game Number 338 are as follows:

| MATCH THE WINNING NUMBERS TO ANY OF YOUR NUMBERS. WIN PRIZE SHOWN. | | NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS | |
|--|-----------------------------|--|-------------------|
| WIN PRIZE SHOWN | WIN | PER POOL | ODDS |
| GET A "DOLLAR BILL" SYMBOL. | \$2 TICKET | 1,344,000 | 1 in 7.50 |
| WIN \$50 GET A "\$\$" SYMBOL. | \$2 | 537,600 | 1 in 18.75 |
| DOUBLE CORRESPONDING PRIZE SHOWN | \$2 (D) | 268,800 | 1 in 37.50 |
| TICKET | \$2 + \$3 | 268,800 | 1 in 37.50 |
| | \$5 | 268,800 | 1 in 37.50 |
| | \$5 | 268,800 | 1 in 37.50 |
| | \$2 + \$2 + \$2 + (\$2 (D)) | \$10 | 134,400 |
| | \$5 + \$5 | \$10 | 134,400 |
| | \$10 | \$10 | 67,200 |
| | (\$2 x 5) + \$5 + (\$5 (D)) | \$25 | 11,200 |
| | (\$5 x 3) + (\$5 (D)) | \$25 | 22,400 |
| | \$25 | \$25 | 11,200 |
| Autowin (Dollar Bill Symbol) | \$50 | 14,896 | 1 in 676.69 |
| \$10 x 10 | \$100 | 280 | 1 in 36,000.00 |
| (\$20 x 3) + (\$20 (D)) | \$100 | 280 | 1 in 36,000.00 |
| \$100 | \$100 | 280 | 1 in 36,000.00 |
| \$100 x 5 | \$500 | 56 | 1 in 180,000.00 |
| \$500 | \$500 | 56 | 1 in 180,000.00 |
| \$200 x 10 | \$2,000 | 10 | 1 in 1,008,000.00 |
| \$2,000 | \$2,000 | 10 | 1 in 1,008,000.00 |
| \$1,000 per month for five years | \$60,000 | 4 | 1 in 2,520,000.00 |

(13) The over-all odds of winning any prize in Instant Game Number 338 are 1 in 3.27.

(14) For reorders of Instant Game Number 338, the expected value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

(15) By purchasing a MONTHLY GRAND lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

Specific Authority 24.105(10)(a),(b),(c),(e), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c),(e) FS. History--New 3-5-01.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.
EFFECTIVE DATE: March 5, 2001

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 347, MUCHO DINERO
RULE NO.: 53ER01-10
SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 347, "MUCHO DINERO," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, determination of prizewinners and the number and size of prizes in the game.
THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER01-10 Instant Game Number 347, MUCHO DINERO.

(1) Name of Game. Instant Game Number 347, "MUCHO DINERO."

(2) Price. MUCHO DINERO tickets sell for \$1.00 per ticket.

(3) MUCHO DINERO lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void if Removed Number (VIRN) under the latex area on the ticket. To be a valid winning MUCHO DINERO lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any MUCHO DINERO lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(5) Determination of Prize Winners.

The holder of a ticket having three like amounts exposed in the play area shall be entitled to a prize of that amount. The prize amounts are: \$1.00, \$2.00, \$5.00, \$10.00, \$15.00, \$25.00, \$100, \$400, and \$4,000. The holder of a ticket having three "TICKET" symbols exposed in the play area shall be entitled to a prize of a \$1.00 ticket, except as follows. A person who

submits by mail a MUCHO DINERO lottery ticket which entitles the holder to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(6) The value, number of prizes, and odds of winning in Instant Game Number 347 are as follows:

| GET | WIN | NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL | ODDS |
|-------------|------------|---|-------------------|
| 3-TICKETS | \$1 TICKET | 1,209,600 | 1 in 8.33 |
| 3-\$1's | \$1 | 604,800 | 1 in 16.67 |
| 3-\$2's | \$2 | 436,800 | 1 in 23.08 |
| 3-\$5's | \$5 | 168,000 | 1 in 60.00 |
| 3-\$10's | \$10 | 100,800 | 1 in 100.00 |
| 3-\$15's | \$15 | 67,200 | 1 in 150.00 |
| 3-\$25's | \$25 | 17,248 | 1 in 584.42 |
| 3-\$100's | \$100 | 560 | 1 in 18,000.00 |
| 3-\$400's | \$400 | 56 | 1 in 180,000.00 |
| 3-\$4,000's | \$4,000 | 9 | 1 in 1,120,000.00 |

(7) The over-all odds of winning any prize in Instant Game Number 347 are 1 in 3.87.

(8) For reorders of Instant Game Number 347, the value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

(9) By purchasing a MUCHO DINERO lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

Specific Authority 24.105(10)(a),(b),(c), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c) FS. History--New 3-2-01.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.
EFFECTIVE DATE: March 2, 2001

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 343, SWINGING CASH
RULE NO.: 53ER01-11
SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 343, "SWINGING CASH," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, determination of prizewinners and the number and size of prizes in the game.
THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER01-11 Instant Game Number 343, SWINGING CASH.

(1) Name of Game. Instant Game Number 343, "SWINGING CASH."

(2) Price. SWINGING CASH tickets sell for \$1.00 per ticket.

(3) SWINGING CASH lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void if Removed Number (VIRN) under the latex area on the ticket. To be a valid winning SWINGING CASH lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any SWINGING CASH lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(5) Determination of Prize Winners.

(a) The holder of a ticket having three like amounts exposed in the play area shall be entitled to a prize of that amount. The prize amounts are: \$1.00, \$2.00, \$4.00, \$5.00, \$15.00, \$30.00, \$250, and \$1,000. The holder of a ticket having three "TICKET" symbols exposed in the play area shall be entitled to a prize of a \$1.00 ticket, except as follows. A person who submits by mail a SWINGING CASH lottery ticket which entitles the holder to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(b) The holder of a ticket having a "SWING" symbol exposed in the play area shall be entitled to a prize of \$10.00.

(6) The value, number of prizes, and odds of winning in Instant Game Number 343 are as follows:

| GET | WIN | NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS | ODDS |
|------------------------|------------|--|-----------------|
| 3-TICKETS | \$1 TICKET | 1,209,600 | 1 in 8.33 |
| 3-\$1's | \$1 | 672,000 | 1 in 15.00 |
| 3-\$2's | \$2 | 268,800 | 1 in 37.50 |
| 3-\$4's | \$4 | 134,400 | 1 in 75.00 |
| 3-\$5's | \$5 | 134,400 | 1 in 75.00 |
| Autowin (SWING symbol) | \$10 | 134,400 | 1 in 75.00 |
| 3-\$15's | \$15 | 33,600 | 1 in 300.00 |
| 3-\$30's | \$30 | 18,368 | 1 in 548.78 |
| 3-\$250's | \$250 | 56 | 1 in 180,000.00 |
| 3-\$1,000's | \$1,000 | 42 | 1 in 240,000.00 |

(7) The over-all odds of winning any prize in Instant Game Number 343 are 1 in 3.87.

(8) For reorders of Instant Game Number 343, the value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

(9) By purchasing a SWINGING CASH lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

Specific Authority 24.105(10)(a),(b),(c), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c) FS. History--New 3-2-01.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: March 2, 2001

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on February 16, 2001, the South Florida Water Management District (SFWMD) received a petition for waiver from the Broward County Board of County Commissioners, for utilization of works or land of the SFWMD known as the C-42, Broward County. The petition seeks relief from the Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which governs the length of staging areas at all bridges and pile supported utility crossings for the purpose of removing and temporarily stockpiling storm debris.

A copy of the petition may be obtained from Jan Sluth, (561)682-6299 or e-mail at jsluth@sfwmd.gov.

The SFWMD will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on February 23, 2001, the South Florida Water Management District (SFWMD) received a petition for waiver from Dianne Torrijos, for utilization of works or land of the SFWMD known as the C-24, St. Lucie County. The petition seeks relief from the Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule

40E-6.091(1), Fla. Admin. Code, which requires an unencumbered 40 foot wide strip of right of way, as measured from the top of bank landward, within the District's right of ways.

A copy of the petition may be obtained from Jan Sluth, (561)682-6299 or e-mail at jsluth@sfwmd.gov.

The SFWMD will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on February 16, 2001, the South Florida Water Management District (SFWMD) received a withdrawal of petition for waiver filed by Jack Azout, Board Member of Atlantic Business Center, L.C., Application Number 00-0706-2, for a Right of Way Occupancy Permit, C-14 Canal, Section 3, Township 49 South, Range 42 East. The petition for waiver was received by the SFWMD on July 18, 2000. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 26, No. 31 on August 4, 2000.

A copy of the Withdrawal can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or by e-mail: jsluth@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2001-27 DAO-ROW), dated February 15, 2001 to Union Planters Bank and Biscayne National Park as filed by Miami-Dade County Parks and Recreation Department. The petition for waiver was received by the SFWMD on September 20, 2000. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 26, No. 44 on October 11, 2000. No public comment was received. This Order provides a waiver for utilization of approximately 550' of the east right of way of L-31E for construction of a connector road to the east right of way of L-31E, and access across L-31E, Miami-Dade County. Specifically, the Order grants a waiver from Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which governs the utilization of District Works or Lands for permanent access. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) these facilities do not interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance

activities; and 2) the Order granting a waiver from the subject rule is necessary to prevent Union Planters Bank and Biscayne National Park from suffering a substantial hardship.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or by e-mail: jsluth@sfwmd.gov.

NOTICE IS HERBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2001-22 DAO-ROW), dated February 15, 2001 to Jose A. Vargas. The petition for waiver was received by the SFWMD on November 20, 2000. Notice of receipt of the Petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 26, No. 50 on December 15, 2000. No public comment was received. This Order provides a waiver for existing trees, cross-fencing and pile-supported dock to remain within the south right of way of C-100A at the rear of 7925 S. W. 108th Street, Miami-Dade County. Specifically, the Order grants a waiver from Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which requires an unencumbered 40 foot wide strip of right of way, as measured from the top of bank landward, within Works of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) these facilities do not interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule is necessary to prevent Jose Vargas from suffering a substantial hardship.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or e-mail: jsluth@sfwmd.gov.

NOTICE IS HERBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2001-23 DAO-ROW), dated February 15, 2001 to Buford K. Rudd. The petition for waiver was received by the SFWMD on December 7, 2000. Notice of receipt of the Petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 27, No. 1 on January 5, 2001. No public comment was received. This Order provides a waiver for the existing dock with associated appurtenances, buried electrical service and decorative lighting, 100 linear feet of concrete bulkhead with whips, sidewalks, cross-fencing small palms and one tree to remain within the west right of way of

C-51 and the proposed construction of an open boat house at the rear of 7326 Venetrian Way, Palm Beach County. Specifically, the Order grants a waiver from Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which governs the placement of above-ground permanent and semi-permanent encroachments within 40 feet of the top of the canal bank and the minimum low member elevation of pile-supported docking facilities within Works of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) these facilities do not interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule is necessary to prevent Buford K. and Judy Rudd from suffering a substantial hardship and a violation of the principles of fairness.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or e-mail: jsluth@sfwmd.gov.

DEPARTMENT OF MANAGEMENT SERVICES

The Capitol Center Planning Commission hereby gives notice that it has received a petition for variance, filed on March 5, 2001, by Jack M. Skelding, Jr., Trustee of Skelding, Labasky, et al. Pension Trust for a proposed downtown hotel to be located on the corner of Monroe and Jefferson Streets. Petitioner is seeking variances to Rule 60F-3.006(1)(d), F.A.C., allowing the proposed building to be exempt from the maximum allowed building height of 50 feet to 136 feet, 6 inches, as well as the minimum required building interior side and rear set backs of 15 feet, and from the required building step-back height of 35 feet.

Written comments on this petition should be filed with Mr. L. Trent Price, Jr., Director, Capitol Center Planning Commission, 4030 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, within 14 days of publication of this notice.

For a copy of the petition, contact: Mr. L. Trent Price, Jr., Capitol Center Planning Commission, 4030 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, or telephone (850)488-4739.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on February 21, 2001, a petition from LFR Levine-Fricke 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(3),

Florida Administrative Code, for the use of co-oxidation to clean up sites that are contaminated with dense non-aqueous phase liquid chlorinated solvent. The petition has been assigned File No.: 01-0309-37-GW.

Copies may be received from, and written comments submitted to: Department of Environmental Protection, Underground Injection Control Section, Mail Station 3530, 2600 Blair Stone Road, Twin Towers Office Building, Tallahassee, Florida 3299-2400, Attn: Cathy McCarty. Comments must be received no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health hereby gives notice that the petition for waiver of Rule 64B4-3.003(3)(a)1., Florida Administrative Code, filed on October 30, 2000, by James E. Adams is DENIED. Petitioner requested a waiver of the minimum passing scaled score requirement. The Board rejected Petitioner's request subject to 120.542(2), Florida Statutes, and determined Petitioner failed to demonstrate substantial hardship or that the purpose of the statute has been met by some other means.

A copy of the Notice of Intent to Deny Variance or Waiver can be obtained from: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

NOTICE OF CORRECTION – The **Department of State, Division of Library and Information Services** announces a correction to the Notice of Proposed Rule Development, which appeared in the February 23, 2001 issue of the Florida Administrative Weekly, Vol. 27, No. 8, page 813. Specifically, the notice published in the February 23, 2001 issue of the Florida Administrative Weekly indicated that a rule development workshop would be held at 10:00 a.m., March 5, 2001, if requested in writing and not deemed unnecessary by the agency head. The correct date and time will be 10:00 a.m., April 2, 2001.

The **Department of State, Division of Library and Information Service**, announces a meeting of the State Library Council, which is open to the public.

DATE AND TIME: Monday, March 26, 2001, 12:00 Noon – 2:00 p.m.

PLACE: The State Library of Florida, R. A. Gray Building, First Floor Board Room, 500 South Bronough Street, Tallahassee, Florida

PURPOSE: As authorized by Section 257.02, F.S. and Section 257.031, F.S., the State Library Council advises and assists the Division of Library and Information Services, Department of State, which administers the State Library, on its programs and activities.

For further information, contact: Director, Division of Library and Information Services, R. A. Gray Building, Tallahassee, Florida 32399-0250, (850)487-2651 or Suncom 277-2651.

Pursuant to Chapter 286.26, F.S., any person requiring special accommodations due to a disability or physical impairment should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

DEPARTMENT OF LEGAL AFFAIRS

The Legislative Advocacy Committee of the **Florida Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited.

DATE AND TIME: March 30, 2001, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Endangered Plant Advisory Council** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, March 28, 2001, 2:00 p.m.; through Thursday, March 29, 2001, 5:00 p.m.

PLACE: Doyle Conner Building, 1911 Southwest 34th Street, Gainesville, Florida 32608-1201

PURPOSE: To consider the following agenda items:

1. Welcome and Opening
2. Approval of Agenda
3. Review and Approve Minutes of Fall Meeting
4. Status Update on Cactoblastis cactorum
5. Status Update on Asian Woolly Hackberry Aphid and its Effect on the Endangered Celtis spp.
6. Consideration to Confirm Plant Listings Accepted During Last Meeting
 - a. Delist Aristida simpliciflora
 - b. Review for listing as endangered Dicerandra thincola
7. Endangered and Threatened Native Flora Grants Program Interim Status Reports
 - a. Bok Tower Gardens

- b. Archbold Biological Station
- c. Fairchild Tropical Garden
- d. Florida Natural Areas Inventory
- e. Florida Council of Bromeliads Societies
8. Effects of Invasive Non-Indigenous Plants on Rare Native Flora Update
9. New Listing Proposals for Regulated Plant Index
10. Comments or Concerns from Interested Parties
11. Election of Officers
12. Schedule Next Meeting

A copy of the agenda may be obtained by writing: Mr. Danny Phelps, Secretary, Endangered Plant Advisory Council, Division of Plant Industry, Post Office Box 147100, Gainesville, Florida 32614-7100, (352)372-3505.

If you need a special accommodation in order to attend this meeting because of a disability, please let us know by March 23, 2001.

The **Department of Agriculture and Consumer Services** announces a meeting of the Animal Industry Technical Council.

DATE AND TIME: June 23, 2001, 9:30 a.m. – 12:00 Noon

PLACE: Marco Island Marriott, 400 South Collier Boulevard, Marco Island, Florida 34145-5303, (941)394-2511

PURPOSE: To discuss animal health issues of concern to the agricultural industry both intrastate and interstate and to provide a forum for the Department to keep agricultural industry groups abreast of state and national activities as they relate to animal health issues in Florida, and activities of other states and USDA, affecting Florida's agriculture animal industries.

A copy of the agenda can be obtained by contacting: Dr. Leroy Coffman, Florida Department of Agriculture and Consumer Services, 335 Mayo Building, Tallahassee, FL 32399-0800, (850)410-0900.

If special accommodations are needed to attend this meeting because of a disability, please contact the above mentioned as soon as possible.

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Florida Arabian Horse Advisory Council to which all interested persons are invited.

DATE AND TIME: March 26, 2001, 10:00 a.m.

PLACE: Ocala Marriott, 3712 S. W. 38th Avenue, Ocala, FL 34474, (352)237-8000

PURPOSE: General and Executive Committee Meeting. For more information contact chairperson Fred Cox, (352)528-0151.

A copy of the agenda can be obtained by contacting: Paul Davis, Mayo Building, Room 431, Tallahassee, Florida 32399-0800 or by calling (850)488-4132.

If special accommodations are needed to attend this meeting because of a disability, please contact Paul Davis.

The **Florida State Fair Authority** announces a meeting of the Finance Committee, Long Range Planning Committee and Marketing Committee to which all interested persons are invited.

DATE AND TIME: Thursday, March 22, 2001, 10:30 a.m.
 PLACE: Administration Offices, Florida State Fairgrounds, Tampa, Florida 33610

PURPOSE: To discuss old and new business of the finance, long range planning and marketing committees.

AGENDA: A copy of the agendas may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box 11766, Tampa, Florida 33680.

If special accommodations are needed to attend this meeting because of a disability, please contact Ms. Ann Menchen, (813)621-7821, as soon as possible.

The **Florida State Fair Authority** announces a meeting of the Full Authority to which all persons are invited.

DATE AND TIME: Thursday, March 22, 2001, 12:00 Noon
 PLACE: Governors Inn-Cracker Country, Florida State Fairgrounds, Tampa, Florida 33610

GENERAL SUBJECT MATTER: Old and New Business Fair Report.

AGENDA: A copy of the agenda may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box 11766, Tampa, Florida 33680.

If special accommodations are needed to attend this meeting because of a disability, please contact Ms. Ann Menchen, (813)621-7821, as soon as possible.

DEPARTMENT OF EDUCATION

The Florida **Department of Education**, Charter School Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 23, 2001, 9:00 a.m. – 3:00 p.m. (Central Time)

PLACE: The Office of School Choice and Charter School, 325 W. Gaines Street, Turlington Building, Room 1721/25, Tallahassee, Florida 32399, (850)414-0780

PURPOSE: Members of the Charter School Review Panel will identify options that would establish recurring and dedicated revenue sources for funding charter school capital outlay needs. The meeting's agenda will be available approximately seven days prior to the meeting to obtain a copy of the agenda, please call or write the Office of Public School Choice and Charter Schools, 325 West Gaines Street, 522 Turlington Building, Tallahassee, Florida 32399, (850)414-0780 or Suncom 994-0780.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact Veronica D. Phillips at the above address or telephone numbers.

The public is invited to a telephone conference call meeting of the Florida **Board of Regents**.

DATE AND TIME: March 30, 2001, 9:00 a.m.
 PLACE: Conference Room, 15th Floor, Florida Education Center, Tallahassee, Florida

PURPOSE: To consider legislative issues and updates; and other matters pertaining to the State University System.

A copy of the agenda may be obtained by writing: Mary-Anne Bestebeurtje, Corporate Secretary, Florida Board of Regents, 325 West Gaines Street, Tallahassee, Florida 32399-1950.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity and Diversity, (850)201-7160 (Voice), (850)201-7164 (TDD), at least 7 days in advance, so that their needs can be accommodated.

The **Florida Atlantic University**, Joint Center for Environmental and Urban Problems announces a public meeting to which all persons are invited.

DATES AND TIME: Friday, March 30, 2001, 8:30 a.m.; Saturday, March 31, 2001, 8:30 a.m.

PLACE: Palm Beach Gardens Municipal Complex, 10500 North Military Trail, Palm Beach Gardens, FL 33410

PURPOSE: To convene the Northern Palm Beach County Traffic Summit; to address traffic issues in the area and identify planning tools for managing traffic and its impacts; to obtain input on preferred approaches; to provide information on growth trends, current and future land uses and transportation network impacts.

If you require additional information regarding the above meeting or if you require special accommodations because of a disability or physical impairment, please contact the Joint Center for Environmental and Urban Problems, (561)297-3185, at least five calendar days prior to the meeting.

The **Polk County School Readiness Coalition**, Inc. announces the following meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 21, 2001, 8:30 a.m.
 PLACE: County Commissioners Office, 330 W. Church Street, 4th Floor, Room 407, Bartow, FL

PURPOSE: Board of Directors meeting to consider and discuss business relating to contracting with the state Partnership for School Readiness.

For more information access the following website:
www.pcsb.k12.fl.us/information/coalition.htm

The **Department of Education** announces a meeting of the Occupational Access and Opportunity Commission Field Services Committee to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: March 28, 2001, 9:00 a.m. – 12:00 Noon
PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819-7988, (407)351-3340 or 1(800)634-4763

PURPOSE: To discuss the regular business of the Field Services Committee.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **Department of Education** announces a meeting of the Occupational Access and Opportunity Commission Government and Customer Relations Committee to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: March 28, 2001, 10:00 a.m. – 12:00 Noon
PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819-7988, (407)351-3340 or 1(800)634-4763

PURPOSE: To discuss the regular business of the Government and Customer Relations Committee.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact: V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **Department of Education** announces a meeting of the Occupational Access and Opportunity Commission Compliance and Oversight Committee to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: March 28, 2001, 1:00 p.m. – 5:00 p.m.
PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819-7988, (407)351-3340 or 1(800)634-4763

PURPOSE: To conduct the regular business of the Compliance and Oversight Committee.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact: V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **Department of Education** announces a meeting of the Occupational Access and Opportunity Commission Budget, Policy and Planning Committee to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: March 28, 2001, 1:30 p.m. – 4:00 p.m.

PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819-7988, (407)351-3340 or 1(800)634-4763

PURPOSE: To discuss Vocational Rehabilitation Services' budget, policy, planning, and/or contract management issues.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact: V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **Department of Education** announces a meeting of the Occupational Access and Opportunity Commission Executive Committee to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: March 28, 2001, 5:00 p.m. – 7:30 p.m.

PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819-7988, (407)351-3340 or 1(800)634-4763

PURPOSE: To discuss the regular business of the Executive Committee.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact: V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **Department of Education** announces a meeting of the Occupational Access and Opportunity Commission to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: March 29, 2001, 9:00 a.m. – 4:30 p.m.

PURPOSE: To discuss the regular business of the Occupational Access and Opportunity Commission (morning) and participate in an OAOC/Partner Workshop (afternoon).

PLACE: Delta Orlando Resort, 5715 Major Boulevard, Orlando, Florida 32819-7988, (407)351-3340 or 1(800)634-4763

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact: V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **Department of Education** announces a series of public meeting of the Occupational Access and Opportunity Commission and the Florida Rehabilitation Council to which all persons are invited and to which all interested individuals are encouraged to attend.

DATE AND TIME: April 24, 2001, TBA

PLACE: Lake City, Florida

DATE AND TIME: April 25, 2001, TBA

PLACE: Orlando, Florida

DATE AND TIME: April 26, 2001, TBA

PLACE: Miami, Florida

PURPOSE: The Occupational Access and Opportunity Commission and the Florida Rehabilitation Council are requesting public comment to identify the vocational rehabilitation needs of individuals with disabilities in regard to employment.

*** Facility Locations and Times to be announced. ***

Please note that the following accommodations will be provided: American Sign Language Interpreters, Assistive Listening Devices, Real-Time Captioning, Large Print and Braille materials.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact: V. Virginia Rhoden, (850)488-0059, Ext. 207, three days before the meeting.

The **State Apprenticeship Advisory Council** announces the following meetings to which all interested parties are invited.

Apprenticeship Advisory Council Committee Meetings

DATE AND TIMES: March 28, 2001, 1:00 p.m., Rules/Planning Committee meeting; 2:00 p.m., Marketing Committee meeting; 3:00 p.m., Expansion Committee meeting

PLACE: Koger Center, Room 100, Atkins Building, 1320 Executive Center Drive, Tallahassee, Florida

State Apprenticeship Advisory Council in Full Session

DATE AND TIME: March 29, 2001, 8:30 a.m.

PLACE: The Conner Building, 3125 Conner Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE DISCUSSED: Issues and concerns that affect Florida's registered apprenticeship program sponsors and the apprenticeship community. Advisory Council Committees that meet on March 28, 2001, will report to the full Council on March 29, 2001. The Council, comprised of representatives from both management and employee organizations, considers apprenticeship issues and makes recommendations to the Division of Workforce Development, Florida Department of Education, regarding apprenticeship matters. Issues to be considered as agenda items must be submitted by March 2, 2001 to Mr. Joseph Stephens, Executive Secretary, State Apprenticeship Advisory Council, c/o Apprenticeship Section, 325 West Gaines Street, Room 714A, Tallahassee, Florida 32399-0400. A list of Advisory Council members can be obtained from the Division's Apprenticeship Section. Issues being submitted and requests for information can also be faxed to the Apprenticeship

Section, Bureau of Innovation and Implementation, Division of Workforce Development, (850)487-1735. An agenda will be available March 13, 2001.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a meeting of the Florida Small Cities Community Development Block Grant (CDBG) Advisory Council. All interested parties are invited to attend.

DATE AND TIME: March 30, 2001, 10:00 a.m. – 4:00 p.m.

PLACE: Sadowksi Building, Second Floor, Conference Room 260N, 2555 Shumard Oak Boulevard, Tallahassee, Florida

PURPOSE: Review of the 2000-2004 Consolidated Plan. Discuss restructuring the CDBG Program, and other CDBG related business.

A copy of the agenda may be obtained by writing: Dr. Susan M. Cook, Community Program Administrator, Department of Community Affairs, Division of Housing and Community Development, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or appearing in person at the agency headquarters.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the CDBG program unit, (850)487-3644, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the CDBG Program unit using the Florida Dual Party Relay System, which can be reached at (850)922-5609 (TDD).

The **Department of Community Affairs** announces a meeting of the Affordable Housing Study Commission to which all interested persons are invited.

DATES AND TIMES: March 28, 2001, 1:00 p.m. – 5:30 p.m.; March 29, 2001, 8:30 a.m. – 4:00 p.m. (Times are subject to change)

PLACE: Holiday Inn Select, 316 West Tennessee Street, Tallahassee, Florida

PURPOSE: The Commission is charged with developing recommendations to the Governor and Legislature to address the state's acute need for housing for very low-, low-, and moderate-income households. At this meeting the Commission will continue work on a strategic plan for the state to ensure that decent, affordable housing is available for all residents by the year 2010.

A copy of the agenda may be obtained from: Roshunda Rumph, The Affordable Housing Study Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1609.

Any person requiring special accommodation due to disability or physical impairment should contact Roshunda Rumph, (850)922-1609, at least five calendar days prior to the meeting.

People who are hearing impaired should contact Ms. Rumph using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The **Criminal Justice Professionalism Program** announces that the Criminal Justice Standards and Training Commission's Executive Planning Committee is scheduled to meet for the purpose of reviewing future direction and project priorities for the criminal justice standards and training system. All parties are invited to attend.

DATE AND TIME: Thursday, March 29, 2001, 10:00 a.m. – 5:00 p.m.

PLACE: Florida Department of Law Enforcement, Training Classroom C, 2331 Phillips Road, Tallahassee, Florida 32302

PURPOSE: The Executive Planning Committee will be reviewing and discussing issues relating to the training and certification of criminal justice officers.

A copy of the March Executive Planning Committee meeting agenda can be obtained by calling: Jay Preston, (850)410-8658, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302-1489.

Any person requiring special accommodation at this meeting, because of a disability or physical impairment, should contact Jay Preston, (850)410-8658, at least two (2) weeks prior to the meeting.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, April 3, 2001, 10:15 a.m.

PLACE: R. A. Gray Building, Auditorium, 500 S. Bronough St., Tallahassee, Florida

SUBJECT MATTER TO BE CONSIDERED: Develop the Standard Measures of Value: General Real Property Appraisal Guidelines.

PURPOSE: Continued development of the Standard Measures of Value: General Real Property Appraisal Guidelines for adoption by the agency. These guidelines are being developed and, following their development and adoption, will be part of the Manual of Instructions published under Section 195.062, F.S. That statute provides that the standard measures of value shall be adopted in general conformity with the procedures set forth in Section 120.54, F.S., consistent with Section 195.032, F.S., but shall not have the force or effect of a rule and shall be used only to assist tax officers in the assessment of property as provided by Section 195.002, F.S. This notice is part of the agency's effort to comply with the requirement to adopt the guidelines in general conformity with the procedures set forth in s. 120.54, F.S. This public workshop will be held to review the current guidelines, develop outlines, and to receive input on

best practices from other states and industry standards such as the Uniform Standards of Professional Appraisal Practice and standards of the International Association of Assessing Officers (IAAO).

Copies of the current guidelines titled General Real Property Standard Assessment Procedures and Standard Measures of Value, and the agenda for the workshop may be obtained: Sharon Gallops, Tax Law Specialist, Department of Revenue, Technical Assistance and Dispute Resolution, P. O. Box 7443, Tallahassee, Florida 32314-7443, (850)414-6108.

Persons needing an accommodation to participate in any proceeding before the Technical Assistance and Dispute Resolution Office should call (850)488-8026 (Voice) or 1(800)367-8331 (TDD), at least five working days before such proceeding.

The **Department of Revenue** announces a public meeting of the Property Tax Administration Task Force to which all interested persons are invited.

DATE AND TIME: Wednesday, April 11, 2001, 9:00 a.m.

PLACE: Tallahassee Regional Airport, Dale Mabry Conference Center, Tallahassee, Florida

PURPOSE: To conduct the fifth meeting of the Property Tax Administration Task Force, to consider proposed enhancements to the tax roll evaluation process, value adjustment board process, tangible personal property evaluation, mobile homes and other current issues. During this meeting the task force will form temporarily into work groups to work further on issues clarification and consolidation. Work groups will work on tangible personal property evaluation process, value adjustment board process, and mobile homes taxation. The Task Force will also receive input from members of the public desiring to provide verbal or written information. Public speakers will be allotted a limited time each to address verbal input to the Task Force.

A copy of the agenda may be obtained by writing: Director, Property Tax Administration Program, P. O. Box 3000, Tallahassee, Florida 32315-3000 or by calling Mary Tomlin, (850)488-3338 or Kathy Henley, (850)488-3335.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by calling (850)488-8026. If you are hearing or speech impaired, please contact the Department by calling 1(800)367-8331 (TDD).

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 28, 2001, 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.

A copy of the agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

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). In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than two working days prior to the proceeding at the address given on the notice, telephone (850)488-3417.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN by the Florida **Public Service Commission** that a status conference has been tentatively scheduled by the prehearing officer in Docket No. 960786-TP, Consideration of BellSouth Telecommunications, Inc.'s entry into interLATA services pursuant to Section 271 of the Federal Telecommunications Act of 1996 to which all interested persons are invited.

DATE AND TIME: Wednesday, March 28, 2001, 1:00 p.m.

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399.

For additional information, please contact: Beth Keating, Division of Legal Services, (850)413-6212.

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: April 2, 2001, 9:30 a.m.

PLACE: Room 140, The Betty Easley Conference Center, 4075 Esplanade Way, 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 the 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).

In the event of a scheduling conflict, this meeting may be moved to April 3, 2001, immediately following the Commission Conference, in Room 140.

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: April 3, 2001, 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, F.A.C.), by contacting: Division of Records and Reporting, (850)413-6770 or writing to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge.

If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida **Film Advisory Council**, Education Committee will convene in teleconference for the second meeting of the subcommittee. This is a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 27, 2001, 9:00 a.m.

PLACE: Office of the Film Commissioner, Conference Room, Bloxham Building, Suite 111, Tallahassee, FL 32399-0001

PURPOSE: To discuss the implementation of an annual event in Los Angeles for film school graduates, setting-up a meeting with Florida's film schools, vocational and private programs and to develop a partnership for future educational programs for the state to help grow Florida's Film and Entertainment Industry.

A copy of the agenda and dial-in phone numbers needed for phone participation, may be obtained by writing: Mrs. Rebecca Dirden-Mattingly, Commissioner, Office of the Film Commissioner, State of Florida, Executive Office of the Governor, Bloxham Building, Suite 111, Tallahassee, Florida 32399-0001 or calling (850)410-4765.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review. Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the Commission at least 48 hours prior to the meeting in order to request any special assistance.

REGIONAL PLANNING COUNCILS

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 2, 2001, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

PURPOSE: Kendall Town Center Development Order – Miami-Dade County; Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Any proposed 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.

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces the following Facilities/Planning/Construction Committee telephone conference call to which all interested persons are invited.

DATE AND TIME: Thursday, March 29, 2001, 10:00 a.m.

PLACE: St. Johns River Water Management District, 4049 Reid Street, Palatka, FL 32177

PURPOSE: To discuss project construction and contractual matters of the District.

A copy of the agenda can be obtained by writing St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or by calling Mrs. Sharon Whitener, Administrative Support Coordinator, Department of Operations and Land Resources, (904)329-4281.

NOTE: If any person decides to appeal any decision with respect to any matter considered by the St. Johns River Water Management District's Governing Board, such person may need to ensure that a verbatim record of the meeting is made to include the testimony and evidence upon which 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 agency at least 48 hours before the meeting by contacting Mrs. Linda Lorenzen, (904)329-4262. If you are hearing or speech impaired, please contact the agency by calling (904)329-4450 (TDD).

The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited.

DATES AND TIME: March 27, 2001; may be continued March 28, 2001, 9:00 a.m.

PLACE: Governing Board Room, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34609-6899

SUBJECT MATTER TO BE CONSIDERED: The acquisition of certain lands eligible to be considered for funding from the Water Management Lands Trust Fund (Save Our Rivers)/Florida Preservation 2000 Trust Fund which lands are further described as follows:

Part of the Starkey project comprised of one parcel referred to as SWF Parcel No. 15-010-038 consisting of approximately 100± acres. The parcel is located on the south side of State Road 52 and lies in Sections 13 and 14, Township 25 South, Range 17 East in Pasco County, Florida.

A copy of the agenda or a more specific legal description of the lands proposed for acquisition may be obtained by contacting Fritz H. Musselmann, Land Resources Director, Southwest Florida Water Management District, at the above address.

Any person deciding to appeal any decision made by the District Governing Board concerning the above-referenced hearing will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal may be based.

The District does not discriminate based on disability status. Anyone requiring reasonable accommodations under the ADA should call 1(800)423-1476 (Florida only), Extension 4452, Fax (352)754-6877, (TTD only) 1(800)231-6103.

The **South Florida Water Management District** announces a public hearing required under Sections 373.59 and 373.139, Florida Statutes to which all interested persons are invited.

Governing Board Meeting

DATE AND TIME: April 12, 2001, 8:50 a.m.

PLACE: District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33407

PURPOSE: The acquisition of certain lands contained within the Save Our Rivers Land Acquisition and Management Plan which lands are further described as follows:

Part of the CREW Project comprised of eight parcels referred to as SFWMD Tract No. 09-003-202, 09-003-455, 09-003-513, 09-003-522, 09-003-547, 09-003-568, 09-005-037 and 09-005-004 consisting of approximately 45 acres and lying in Sections 25, 26 and 32, Township 47 South, Range 26 East, Lee County, Florida.

FAW Reference No. 1698

Part of the Critical CREW (Southern Corkscrew Regional Ecosystem Watershed) Project comprised of three parcels referred to as SFWMD Tract No. 09-003-422, 09-003-424 and 09-003-456 consisting of approximately 11 acres and lying in Section 25, Township 47 South, Range 26 East, Lee County, Florida.

FAW Reference No. 1699

Part of the Critical CREW (Southern Corkscrew Regional Ecosystem Watershed) Project comprised of one parcel referred to as SFWMD Tract No. 09-003-209 consisting of approximately 10 acres and lying in Section 26, Township 47 South, Range 26 East, Lee County, Florida.

FAW Reference No. 1700

Part of the Critical CREW (Southern Corkscrew Regional Ecosystem Watershed) Project comprised of twenty-six parcels referred to as SFWMD Tract No. 09-003-595, 09-003-596, 09-003-598, 09-003-601, 09-003-604, 09-003-605, 09-003-606, 09-003-607, 09-003-608, 09-003-609, 09-003-610, 09-003-611, 09-003-613, 09-003-614, 09-003-620, 09-003-624, 09-003-628, 09-003-629, 09-003-630, 09-003-631, 09-003-632, 09-003-639, 09-003-643, 09-003-644, 09-003-648 and 09-003-649 consisting of approximately 175 acres and lying in Section 36, Township 47 South, Range 26 East, Lee County, Florida.

FAW Reference No. 1701

Part of the East Coast Buffer – Everglades Buffer Strip Project comprised of eight parcels referred to as SFWMD Tract No. W9-303-964, W9-303-967, W9-201-055, W9-102-036, W9-201-135, W9-305-949, W9-200-917 and W9-100-081 consisting of approximately 134.58 acres and lying in Sections 1, 8, 15, 19, 23, 34 and 35, Townships 46, 50, 51, 52 and 53 South, Ranges 39 and 41 East in Palm Beach, Broward and Miami-Dade Counties, Florida.

FAW Reference No. 1702

Part of the East Coast Buffer – Everglades Buffer Strip Project comprised of fourteen parcels referred to as SFWMD Tract No. W9-309-379, W9-309-483, W9-309-556, W9-309-583, W9-310-048, W9-310-079, W9-310-386, W9-310-433, W9-310-442, W9-310-445, W9-310-448, W9-310-481, W9-310-595 and W9-310-596 consisting of approximately 3.07 acres and lying in Section 17, Township 54 South, Range 39 East in Miami-Dade County, Florida.

FAW Reference No. 1703

Part of the East Coast Buffer Project comprised of one parcel referred to as SFWMD Tract No. W9-309-019 consisting of approximately 1.69 acres and lying in Section 17, Township 54 South, Range 39 East in Miami-Dade County, Florida.

FAW Reference No. 1704

Part of the Water Conservation Areas Project comprised of four parcels referred to as SFWMD Tract No. 27-100-041, 27-100-042, 27-100-043, 27-100-045 and 27-100-046 consisting of approximately 1,185 acres and lying in Sections 2, 21 and 28, Townships 50, 52 and 53 South, Ranges 35, 38 and 39 East in Broward and Miami-Dade Counties, Florida.

FAW Reference No. 1705

Part of the Kissimmee River Project comprised of one parcel referred to as SFWMD Tract No. 19-103-455 consisting of approximately 0.1 acres and lying in Section 17, Township 36 South, Range 33 East, in Highlands County, Florida.

FAW Reference No. 1706

Part of the Kissimmee River Project comprised of one parcel referred to as SFWMD Tract No. 19-103-454 consisting of approximately 0.1 acres and lying in Section 17, Township 36 South, Range 33 East, in Highlands County, Florida.

FAW Reference No. 1707

Part of the Kissimmee River Project comprised of one parcel referred to as SFWMD Tract No. 19-103-453 consisting of approximately 0.1 acres and lying in Section 17, Township 36 South, Range 33 East, in Highlands County, Florida.

FAW Reference No. 1708

Part of the Kissimmee River Project comprised of one parcel referred to as SFWMD Tract No. 19-103-487 consisting of approximately 0.1 acres and lying in Section 17, Township 36 South, Range 33 East, in Highlands County, Florida.

FAW Reference No. 1709

Part of the Kissimmee River Restoration Project comprised of four parcels referred to as SFWMD Tract No. 19-102-131, 19-102-132, 19-102-137 and 19-102-138 consisting of approximately 33.58 acres and lying in Sections 13 and 36, Township 37 South, Ranges 31 and 33 East, in Highlands County, Florida.

FAW Reference No. 1710

Part of the Lake Okeechobee Water Retention and Phosphorous Removal Critical Restoration Project comprised of one parcel referred to as SFWMD Tract No. C1-100-001 consisting of approximately 2,200 acres and lying in Sections 27, 28, 32, 33 and 34, Township 37 South, Range 36 East and Section 4, Township 38 South, Range 36 East, in Okeechobee County, Florida.

FAW Reference No. 1711

Part of the Taylor Creek-Nubbin Slough Reservoir Assisted Stormwater Treatment Area Project comprised of one parcel referred to as SFWMD Tract No. HF-100-001 consisting of approximately 5,000 acres and lying in Sections 19, 20, 21, 28, 29, 30, 31, 32, 33 and 34, Township 36 South, Range 35 East, in Okeechobee County, Florida.

FAW Reference No. 1712

Part of the Atlantic Ridge Ecosystem Project comprised of two parcels referred to as SFWMD Tract No. X1-100-034 and X1-100-035 consisting of approximately 160 acres and lying in Sections 11 and 12, Township 39 South, Range 41 East in Martin County, Florida.

FAW Reference No. 1713

An Interlocal Agreement between the District and Palm Beach County, for the commitment of funds by the District to Palm Beach County, in an amount not to exceed \$1,000,000 to assist Palm Beach County in acquiring land interests in Unit 11.

FAW Reference No. 1714

Additional information concerning specific parcels or interests can be obtained: Blair R. LittleJohn, III, South Florida Water Management District, Post Office Box 24680, West Palm Beach, Florida 33416-4680, (561)686-8800.

Appeals from any South Florida Water Management District Board decision requires 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.

For additional information, please contact Mr. Blair R. LittleJohn, III, Interim Division Director, Real Estate, Engineering and Construction, (561)686-8800.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Florida **Commission for the Transportation Disadvantaged** announces a Transportation Disadvantaged Legislative Day Workshop to which all persons are invited.

DATE AND TIME: Thursday, March 29, 2001, 10:00 a.m. – 11:00 a.m.

PLACE: The Old Capitol, Tallahassee, Florida, (850)487-5224

PURPOSE: To educate the public on the Transportation Disadvantaged Program and give updates to legislation filed.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Tiffany McNabb at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)488-6036 or 1(800)983-2435 or 1(800)648-6084 (TTY only).

The Florida **Commission for the Transportation Disadvantaged** announces a Transportation Disadvantaged Legislative Day to which all persons are invited.

DATE AND TIME: Thursday, March 29, 2001, 11:00 a.m. – 3:00 p.m.

PLACE: The Capitol Courtyard, The Capitol, Tallahassee, Florida, (850)487-5224

PURPOSE: To educate the legislature and the public on the Transportation Disadvantaged Program.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Tiffany McNabb at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)488-6036 or 1(800)983-2435 or 1(800)648-6084 (TTY only).

REGIONAL UTILITY AUTHORITIES

The **Walton/Okaloosa/Santa Rosa Regional Utility Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: April 4, 2001, 2:00 p.m.

PLACE: Ft. Walton Beach City Hall, 107 Miracle Strip Parkway, S. W., Ft. Walton Beach, FL 32549

PURPOSE: To conduct general business of the Regional Utility Authority. The RUA-TAC will meet at 1:00 p.m.

A copy of the agenda may be obtained by contacting: Daniel F. Krumel, Executive Director, West Florida Regional Planning Council, P. O. Box 486, Pensacola, Florida 32593-0486.

The **Peace River/Manasota Regional Water Supply Authority** announces the following public meeting to which all interested parties are invited.

DATE AND TIME: Friday, March 30, 2001, 9:00 a.m.

PLACE: Sudakoff Conference Center, USF Sarasota/Manatee and New College of USF, 5700 N. Tamiami Trail, Sarasota, FL

PURPOSE: The Peace River/Manasota Regional Water Supply Authority will host a forum for local government officials for the purpose of seeking concurrence among local governments regarding a process for furthering regional water supply planning and development in the region. In attendance at this meeting may be members of the Southwest Florida Water Management District's Governing Board and Basin Boards.

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.

Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation** announces the following public meeting of the **Division of Hotels and Restaurants** Advisory Council which the public is invited to attend.

DATE AND TIME: Wednesday, April 11, 2001, 10:00 a.m. – 1:00 p.m.

PLACE: Hyatt Regency Grand Cypress Resort, 1 Grand Cypress Boulevard, Orlando, Florida 32836

PURPOSE: To discuss general council business.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Ms. Carla Russell, 1(800)749-6368 or (850)488-1133, at least five calendar days prior to the meeting.

If you need additional information, please contact: Ms. Carla Russell, Management Analyst, Office of the Director, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Northwood Centre, Tallahassee, Florida 32399-1011 or call 1(800)749-6368 or (850)488-1133.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting to which all interested persons are invited.

DATE AND TIMES: March 28, 2001, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, FL 32301, (850)922-2708

PURPOSE: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: Robert A. Crabill, Lead Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe St., Ste. 60, Tallahassee, FL 32399-2202 or by phone, (850)922-2708.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The Florida **Pilotage Rate Review Board** announces the following meeting to be held by telephone conference call to which all persons are invited to attend.

DATE AND TIME: March 23, 2001, 10:00 a.m.

PLACE: Access Phone: (850)488-5778, Suncom 278-5778

PURPOSE: General Business Meeting. Agenda available on request.

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)922-8074, 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 Florida **Board of Pilot Commissioners** announces the following meeting via telephone conference to which all persons are invited to attend.

DATE AND TIME: April 2, 2001, 10:00 a.m.

PURPOSE: Deputy Pilot advancements in Florida port training programs. Agenda available upon request.

PLACE: Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)922-8074, Access Phone: (850)921-5320 Suncom 291-5320

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, Florida 32399.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office, (850)922-8074, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Accountancy**, Committee on Accounting Education announces a public meeting to which all person are invited:

DATE AND TIME: Friday, April 6, 2001, 10:00 a.m.

PLACE: Tampa at the Marriott Airport, Tampa International Airport, Tampa, FL

PURPOSE: To consider applications for the May 2001 CPA Examination and other items relating to the educational requirements to sit for the CPA Examination.

A copy of the agenda may be obtained by writing: Martha P. Willis, Division Director, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607. Anyone wishing to participate in the meeting should notify Evelyn Anglehart no later than April 2, 2001, (352)333-2500, Ext 103.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Evelyn Anglehart, (352)333-2500. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

The Probable Cause Panel of the **Florida Real Estate Commission** announces a meeting to which all interested persons are invited.

DATE AND TIME: April 17, 2001, 1:30 p.m. or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Suite 301, North Tower, 400 West Robinson Street, Orlando, Florida

Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800 (between the hours of 9:00 a.m. – 4:00 p.m.) at least five calendar days prior to the meeting. If you are hearing or speech impaired,

please call the Real Estate Division using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Real Estate Commission** (FREC) announces a meeting to which all persons are invited.

DATE AND TIME: April 18, 2001, 8:30 a.m.

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida

PURPOSE: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, Recovery Fund Claims, education issues, petitions for declaratory statement, and disciplinary actions.

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Commission, Administration Office, P. O. Box 1900, Orlando, Florida 32802-1900.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required. Probable Cause Panel(s) may also meet during this session. Portions of the Probable Cause are not open to the public.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIMES: Monday, March 26, 2001, 7:30 p.m. – 9:00 p.m. Department personnel and representatives of the applicant will also be available prior to the meeting, 6:00 p.m. – 7:00 p.m., to discuss the proposed permit and project on an informal basis.

PLACE: Pompano Beach Civic Center, East Banquet Room, 1801 Northeast 6th Street, Pompano Beach, Florida

PURPOSE: To accept public comments and provide status of Department's Intent to Issue an Air Construction Permit to Pompano Beach Energy L.L.C. (an affiliate of Enron North America), to construct a nominal 510 megawatt simple cycle electrical power generating plant at 3300 N. W. 27th Avenue, Pompano Beach, Broward County, FL. The permitting action is subject to the Department's rules for the Prevention of Significant Deterioration of Air Quality (PSD) and Best Available Control Technology (BACT).

A copy of the agenda and the Department's proposed permit and supporting documents can be obtained by contacting: Alvaro Linero, Department of Environmental Protection, 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399, (850)921-9523 or by phoning the Bureau of Air Regulation's New Source Review Section, (850)921-9505.

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 Service Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

The **Department of Environmental Protection** announces a public workshop to which all persons are invited.

DATE AND TIME: April 18, 2001, 1:00 p.m.

PLACE: Room 611, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida

PURPOSE: To present the Department's recommendations and receive public comment on the intended use of the Fiscal Year (FY) 2001 and 2002 Federal Clean Water Act appropriations and State matching funds. Funds will be used to finance wastewater and stormwater preconstruction and construction projects through direct loans under State Revolving Fund Rules, Chapters 62-503 and 62-504, Florida Administrative Code (FAC), and incipient Agency policy. Approximately \$360 million is projected to be available for assignment to projects. Funds are also being used to finance the planning, design and construction of wastewater infrastructure through grants in aid to disadvantaged small communities under Rule 62-505, FAC., but no additional FY 2001 funds are available for grants. Workshop topics will include rule revision, incipient Agency policy, project eligibility, project prioritization, types of assistance available, source and use of funds, and the proposed priority lists of projects.

A copy of the proposed FY 2001 Intended Use Plan may be obtained by contacting: Gary Powell, Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, (850)488-8163 or Suncom 278-8163 or e-mail gary.powell@dep.state.fl.us.

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

The **Department of Environmental Protection** announces a public hearing to which all interested persons are invited.

DATE AND TIME: April 18, 2001, 2:00 p.m.

PLACE: Room 611, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida

PURPOSE: To receive testimony and public comment and to take final action on proposed management of the FY 2001 State Revolving Fund loan priority lists for wastewater and stormwater. A number of wastewater and stormwater preconstruction projects have been identified which are eligible for addition to the fundable portion of a list at the hearing. Approximately \$173 million is available for assignment to projects. The Department may adopt, modify or deny the proposed actions at the hearing. Projects may be added to the wastewater construction or preconstruction priority list pursuant to Rule 62-503.680, FAC., or to the stormwater priority list pursuant to Rule 62-504.680, FAC., and incipient Agency policy, if requests and required documentation are approved by the Department by March 16, 2001.

Under recently approved incipient Agency policy, preconstruction loans for stormwater project planning and design may be authorized; certain parts of the Rule having to do with document submittal and list adoption schedules have been abrogated or revised; the limit on funds available for stormwater loans has been lifted; the limit on the cost of construction on which preconstruction allowances are determined has been lifted; and the estimate of funds expected to be available will include appropriations, loan repayments, interest income and proceeds from the sale of bonds for a two year period. Pursuant to Rule 62-503.680(7), FAC., the Department's funding commitment to projects currently assigned to a priority list may be withdrawn at the hearing if a local government is delinquent in submitting documents as scheduled. Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding each of the lists and any proposed actions.

After the hearing, the Department will file the Final Order for actions taken at the hearing. A copy of the Final Order will be sent to local governments sponsoring the projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or must be filed with the Department's Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, no later than 5:00 p.m. on the first working day after the public hearing.

A copy of the draft priority lists may be obtained by contacting: Gary Powell, Bureau of Water Facilities Funding at the same address, phone (850)488-8163 or Suncom 278-8163 or e-mail gary.powell@dep.state.fl.us.

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

The **Department of Environmental Protection** announces a public meeting of the Environmental Regulation Commission (ERC) to which all interested persons are invited.

DATE AND TIME: March 29, 2001, 10:00 a.m.

PLACE: Conference Room A, Douglas Building, 3900 Commonwealth Blvd., Tallahassee, FL

PURPOSE: The regularly scheduled meeting of the ERC will include briefings and approvals. Briefings include: Rules Under Development; Rules Under Appeal; and Chapter 62-303, Florida Administrative Code (F.A.C.), Identification of Impaired Surface Waters. There is a rule proceeding on Chapter 62-701, F.A.C., Solid Waste Management Facilities. Time will be allotted at the end of the meeting for public comment.

A copy of the agenda may be obtained by contacting: Jacqueline McGorty, Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)921-9660.

If an accommodation is needed for a disability in order to participate in this activity, please notify Linda Harvey (850)488-2996, 1(800)955-8771 (TDD), at least seven days prior to the event.

The **Department of Environmental Protection**, Office of Greenways and Trails announces a meeting of the Florida Greenways and Trails Council's Recreational Trails Prioritization Committee to which all interested parties are invited.

DATE AND TIME: Thursday, April 19, 2001, 10:00 a.m.–3:00 p.m.

PLACE: Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060

PURPOSE: To discuss the development of the process for recreational trails prioritization.

For additional information contact: Samantha Browne, Department of Environmental Protection, Office of Greenways and Trails, DEP MS 795, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, (850)488-3701 or 1(800)955-8871 (TDD), email address: samantha.browne@dep.state.fl.us.

NOTE: If you need special accommodation in order to attend this meeting because of a disability, please contact Samantha Browne at the address or telephone number above prior to April 12, 2001.

DEPARTMENT OF JUVENILE JUSTICE

The Florida **Department of Juvenile Justice** announces the following public meeting to which all interested persons are welcome.

DATE AND TIME: March 22, 2001, 10:00 a.m. – 3:00 p.m. (EST)

PLACE: Department of Juvenile Justice, Ferguson Service Center, Rooms A, B, C, 644 Ferguson Drive, Orlando, FL 32805

PURPOSE: Secretary W. G. "Bill" Bankhead will meet with the Juvenile Justice Circuit Board Chairs and the Business Partners for Juvenile Justice. The primary agenda item will be an update on the 2001 Legislative Session.

For more information on the meeting or to arrange for special accommodations, contact the Bureau of Partnership and Volunteer Services office, (850)488-3302 or Suncom 278-3302.

DEPARTMENT OF HEALTH

The **Department of Health, Division of Medical Quality Assurance**, Florida **Board of Medicine** Probationers Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 12, 2001, 10:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

PURPOSE: To conduct general business of the Committee.

A copy of the agenda may be obtained by writing: Ashleigh France, Compliance Officer, Department of Health, Division of Medical Quality Assurance, Client Services Unit, 4052 Bald Cypress Way, BIN #C01, Tallahassee, FL 32399-3251.

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, he will need a record of the proceeding, and for such purpose, he may need to insure that a verbatim proceeding 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 Ashleigh France, (850)245-4444, Ext. 3544, at least 10 calendar days prior to the meeting. If you are hearing or speech impaired, please call Ms. France using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Chiropractic Medicine** will hold a duly noticed conference call meeting to which all persons are invited to attend.

DATE AND TIME: Friday, March 23, 2001, 12:30 p.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Tallahassee, FL, at Meet Me Number (850)488-5776

PURPOSE: General board business.

A copy of the agenda item may be obtained by writing: Sherra Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence form which the appeal is to be issued.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4444, Ext. 3617, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Rules Committee announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, March 29, 2001, 6:00 p.m.

PLACE: The Adam's Mark Hotel, 225 Coast Line Drive, East, Jacksonville, Florida 32202, (904)633-9095

PURPOSE: To conduct general business of the Committee.

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 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.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, 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).

The **Department of Health, Board of Nursing** announces it will hold the following meetings to which all persons are invited.

South Probable Cause Panel

DATES AND TIMES: March 28, 2001, 1:00 p.m.; April 30, 2001, 1:00 p.m.; May 29, 2001, 9:30 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 to the Agency for Health Care Administration, 2727 Mahan Drive, Ft. Knox, Building 3, Tallahassee, Florida 32308, Attn.: Reginald D. Dixon, Staff Attorney.

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.

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 is to be based.

The **Department of Health, Board of Nursing** announces public meetings to which all interested persons are invited. CNA Council Meeting

DATE AND TIME: Tuesday, April 3, 2001, 9:30 a.m. – 5:00 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL 33607, (813)879-5151

PURPOSE: To consider rules on practice and discipline for Certified Nursing Assistants.

A copy of the agenda may be obtained by writing: Dr. Ruth Stiehl, Executive Director, Florida Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, FL 32207.

Please Note that 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 insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact the Board of Nursing office, (904)858-6940, 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).

The **Department of Health, Board of Occupational Therapy Practice** and the Probable Cause Panel of the Board of Occupational Therapy announces a Conference Call to which all persons are invited.

DATE AND TIMES: March 26, 2001, 8:00 a.m. (EST) or soon thereafter, Probable Cause Panel; General Board Meeting, 9:00 a.m. (EST) or soon thereafter

PLACE: Number: (850)488-0979, Suncom 278-0979. The meet me number may be obtained by contacting Betsey Hines, Regulatory Supervisor, Medical Therapies/Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, FL 32399-3255, (850)245-4372.

PURPOSE: Reconsideration of cases previously heard by the Probable Cause Panel; General Business Meeting; Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Occupational Therapy Practice, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office, (850)245-4373.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)245-4373. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Board of Optometry** will hold a duly noticed meeting to which all persons are invited to attend.

DATE AND TIME: Thursday, March 29, 2001, 4:00 p.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Room 110R, Tallahassee, FL, (850)245-4355

PURPOSE: For cases previously heard by the panel.

A copy of the agenda item may be obtained by writing: Sherra W. Causey, Board of Optometry, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

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.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board, (850)245-4444, Ext. 3617, 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).

The **Department of Health, Board of Physical Therapy Practice** announces a meeting to which all persons are invited.

DATE AND TIME: April 6, 2001, 8:00 a.m. or soon thereafter

PLACE: The Holiday Inn Select, 5750 T. G. Lee Boulevard, Orlando, FL 32822, (407)851-6400

PURPOSE: General Business Meeting, Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office, (850)245-4373.

Please note that if a person decides to appeal any decision made by the board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)245-4373. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Department of Health, Board of Respiratory Care** announces meetings to which all persons are invited.

DATE AND TIMES: April 20, 2001, Probable Cause Committee beginning, 8:00 a.m.; followed by the General Business Meeting, 9:15 or soon thereafter

PLACE: Capital Circle Office Center, The Department of Health, 4052 Bald Cypress Way, Room 301, Tallahassee, FL 32399

PURPOSE: Probable Cause Committee and General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Respiratory Care, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office, (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Emergency Medical Services Advisory Council** will hold their quarterly meeting to which all interested persons are invited.

DATE AND TIME: April 20, 2000, 8:00 a.m. (EST)

PLACE: Department of Emergency Management, Emergency Operations Center, 2555 Shumard Oak Blvd, Tallahassee, Florida 32399, (850)413-9814

PURPOSE: To conduct general business of the council. An agenda may be obtained by contacting Desi Lassiter, Bureau of Emergency Medical Services, (850)245-4055.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact the Bureau of Emergency Medical Services, (850)245-4055, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Bureau of Emergency Medical Services using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For further information, write: Desi Lassiter, 4052 Bald Cypress Way, BIN #C18 (HEMS), Tallahassee, Florida 32399-1738 or call (850)245-4055.

The **Department of Health**, Diabetes Control Program announces a teleconference of the Governor's Appointed Diabetes Advisory Council to which all interested persons are invited.

DATE AND TIME: March 20, 2001, 9:00 a.m. – 12:30 p.m.

PLACE: Conference Call Number: Toll Free 1(888)816-1123

Purpose: Quarterly Business Meeting.

A copy of the agenda can be obtained by calling: Bonnie Gaughan-Bailey, (850)245-4367.

The **Department of Health**, Diabetes Control Program announces a meeting of the Implementation Work Group to which all interested persons are invited.

DATE AND TIME: March 20, 2001, 1:30 p.m. – 5:00 p.m.

PLACE: Capital Circle Office Complex, 4025 Esplanade Way, Building 4025, Suite 130 (Bureau of Chronic Disease), Tallahassee, Florida

Purpose: Quarterly Business Meeting.

A copy of the agenda can be obtained by calling: Bonnie Gaughan-Bailey, (850)245-4367.

The Florida **Department of Health** announces the Women and Heart Disease Task Force meeting to which all persons are invited.

DATE AND TIME: Friday, March 26, 2001, 10:00 a.m. – 3:00 p.m.

PLACE: Orlando Regional Medical Center, Conference Room, Orlando, Florida

PURPOSE: The Florida Governor's Office appointed 28 persons to serve as representatives on a Women and Heart Disease Task Force. The task force will report to the Governor and Legislature by January 15, 2002, on specific tasks detailed in SB-352 relating to women and heart disease. These meetings will be held to continue work outlined in previously developed action plans to accomplish the objectives of the legislation.

For further information contact: Susan Allen, Bureau of Chronic Disease, HSFCDBIN #A18, 2020 Capital Circle, S. E., Tallahassee, Florida 32399-1744, (850)245-4369.

If you require special accommodations, please contact Susan Allen, at least 48 hours prior to the meeting date.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services**, District One intends to begin negotiations with Lakeview Center, Inc. as a result of their successful response to ITN-00-AJ01, issued May 26, 2000. Negotiations will begin:

DATE AND TIME: Friday, March 16, 2001, 8:00 a.m. – 5:00 p.m. (Central Standard Time)

PLACE: All negotiations will be conducted in Room 514, State Regional Service Center, 160 Governmental Center, Pensacola, Florida 32501

PURPOSE: All negotiations will be completed before January 2, 2003.

For unanticipated changes to the above notice, please contact Dave Robinson, (850)595-8344.

The Florida **Department of Children and Family Services** announces the next scheduled conference call meetings of the following workgroups of the Governor's Task Force on Domestic Violence. All interested people are invited to participate.

Faith Committee

DATE AND TIME: March 20, 2001, 8:30 a.m. – 10:00 a.m.

PLACE: Conference Call #: (850)487-8620 Suncom 277-8620

SUBJECT: Committee Issues

Court Systems Committee

DATE AND TIME: March 29, 2001, 10:00 a.m. – 11:30 a.m.

PLACE: Conference Call #: (850)487-8620 Suncom 277-8620

SUBJECT: Third Report

To participate in the conference calls simply dial the conference call number at the designated time. First, you will hear a tone and then will be connected to the conference call. Please identify yourself once you are connected. If you do not hear any participants' voices, it simply means no one has called in. Stay on the line to allow others to call in and connect. If you have any trouble, call (850)488-1234, and tell the operator the trouble you are experiencing and reference confirmation number 20G0129. This is not a toll-free call.

Further information may be obtained by contacting: Prevention of Domestic and Sexual Violence Section, Florida Department of Children and Family Services, (850)414-8316, Mary Lay or Bonnie M. Flynn, (850)414-8317.

The Florida **Department of Children and Family Services** announces the next scheduled conference call meetings of the following workgroups of the Governor's Task Force on Domestic Violence. All interested people are invited to participate.

Executive Committee

DATE AND TIME: March 21, 2001, 8:30 a.m. – 10:30 a.m.

PLACE: Conference Call: (850)488-5776, Suncom 278-5776

PURPOSE: To Discuss the Ft. Myers Report.

To participate in the conference calls simply dial the conference call number at the designated time. First, you will hear a tone and then will be connected to the conference call. Please identify yourself once you are connected. If you do not hear any participants' voices, it simply means no one has called in. Stay on the line to allow others to call in and connect. If you have any trouble, call (850)922-9912 and tell the operator the trouble you are experiencing and reference confirmation number 20A0307. This is not a toll-free call.

Further information may be obtained by contacting: Prevention of Domestic and Sexual Violence Section, Florida Department of Children and Family Services, (850)414-8317.

The Florida **Department of Children and Family Services** announces a meeting of the Lake County Community Alliance to which all persons are invited.

DATE AND TIME: The third Wednesday of each month, 12:00 p.m.

PLACE: Lake County Administration Building, 315 W. Main St., Tavares, FL

PURPOSE: To provide participation and governance of community based services, Chapter 20.19(6), F.S.

A copy of the agenda may be obtained by writing: Mona Terry, Box 80-O, 1601 W. Gulf-Atlantic Hwy., Wildwood, FL 34785.

Persons needing special accommodations to participate in this proceeding should contact the agency no later than five working days prior to the meeting, (352)330-2177.

The **Department of Children and Family Services**, Developmental Disabilities Program, Choice and Control Pilot Projects announces a coalition meeting to which all persons are invited.

DATE AND TIME: Thursday, March 22, 2001, 4:00 p.m. – 5:00 p.m.

PLACE: The Department of Children and Family Services Offices, Cedars Executive Center, Building A, Room 201, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The status of the District 2 pilot project.

A copy of the agenda for this meeting can be obtained: Sara Heggen, Area Coordinator, (850)487-1992.

Persons needed accommodation to participate in this meeting should call at least 4 days in advance of the meeting, (850)487-1992 or TDD (850)921-1304.

The **Osceola Alliance for Children and Families** announces a meeting to which all interested persons are invited.

DATE AND TIME: Friday, March 23, 2001, 11:30 a.m. – no later than 1:30 p.m.

PLACE: Osceola County Courthouse, 3rd Floor, Courtroom H, 12 S. Vernon Avenue, Kissimmee, Florida

NOTICE OF CHANGE – The **Orange County Alliance** meeting set for March 14, 2001, has been rescheduled for March 26, 2001, time and location remain as previously published.

The Family Preservation and Support Coalition Child Abuse and Neglect Prevention Committee, sponsored by the District 12, **Department of Children and Family Services** announces the following public meeting to which all persons are invited.

DATE AND TIME: March 26, 2001, 3:30 p.m.

PLACE: Children's Advocacy Center, 344 South Beach Street, Daytona Beach, Florida

PURPOSE: Regular Business Meeting.

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn.: Lynn Kennedy.

If you need special accommodations (i.e., assistive listening devices, sign language interpreter, etc.) please notify Lynn Kennedy, (386)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Relay System, 1(800)955-8771.

The **Department of Children and Family Services**, District 2 announces the following public meeting to which all persons are invited.

SUBDISTRICT 2A

Bay, Calhoun, Gulf, Holmes, Jackson, Washington Counties

DATE AND TIME: March 28, 2001, 2:00 p.m. – 4:00 p.m. (Central Time) (3:00 p.m. – 5:00 p.m. Eastern Time)

PLACE: Family Services Center, 4283 Kelson Avenue, Marianna, Florida

SUBDISTRICT 2B

Franklin, Gadsden, Jefferson, Leon, Liberty, Madison, Taylor, and Wakulla Counties

DATE AND TIME: March 29, 2001, 2:00 p.m. – 4:00 p.m. (Eastern Time)

PLACE: To be announced

PURPOSE: Organizational meeting of the community based care community alliance for District 2.

A copy of the agenda can be obtained by writing: Department of Children and Family Services, 2639 North Monroe Street, Cedars Executive Center, Suite 200A, Tallahassee, Florida 32303, Attention: Ima Brown.

If special accommodations are needed (i.e. assistive listening devices, sign language interpreter, etc.) please contact Ima Brown, (850)488-0569, at least 48 hours in advance of meeting. Persons who are hearing impaired please call 1(800)226-6223 (Telecommunication Device for the Deaf).

The **Department of Children and Family Services** (District Ten) in conjunction with the community will conduct the following meetings during the month of April through June 2001.

The Community Alliance of Broward County announces public meetings to which you are invited to attend.

DATES AND TIME: April 6, 2001; May 4, 2001, 9:05 a.m.

PLACE: Broward County Governmental Center (New Location), 115 S. Andrews Avenue, Room 430, Fort Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to the community foster care system.

The Community Alliance of Broward County announces another public meeting to which you are invited to attend.

DATE AND TIME: June 8, 2001 (instead of June 1), 9:05 a.m.

PLACE: United Way of Broward County, 1300 S. Andrews Avenue, First Floor, Conference Room, Fort Lauderdale, Florida 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to the community foster care system.

A copy of the agenda may be obtained by writing: Scott Silverman, Management Review Specialist, Regional Office, 201 W. Broward Blvd., Suite 200, Ft. Lauderdale, FL 33301.

Anyone requiring a special accommodation to participate in this meeting is requested to advise District Administration (Scott Silverman) at least 5 working days before the meeting, (954)759-5446 or (954)467-4509 (TDD).

The Florida **Department of Children and Family Services** announces the following District Eight Community-Based Care Alliance Meetings:

The DeSoto County Alliance will meet:

DATES AND TIME: April 16, 2001; May 14, 2001; June 18, 2001, 10:30 a.m.

PLACE: Arcadia Service Center, 805 North Mills Road, Arcadia, Florida

PURPOSE: Monthly Community Alliance Meetings.

The Hendry/Glades Counties Alliance will meet:

DATES AND TIMES: April 18, 2001, 10:00 a.m.; May 24, 2001, 9:00 a.m.

PURPOSE: Monthly Community Alliance Meetings.

A copy of the agenda may be obtained by contacting: Department of Children and Family Services, Community-Based Care Unit, 2nd Floor, 2295 Victoria Avenue, Fort Myers, Florida 33901, one week prior to the meeting. All persons are invited.

In accordance with the Americans With Disabilities Act, persons needing an accommodation to participate in the meetings or needing additional information should contact the Community-Based Care Unit, (941)338-1343.

The Developmental Disabilities Program of the **Department of Children and Family** announces a meeting of the Interagency Quality Council to which all interested persons are invited.

DATES and TIMES: April 17, 2001, 10:00 a.m. – 5:00 p.m.; April 18, 2001, 9:00 a.m. – 3:00 p.m.

PLACE: Department of Children and Family Services, 1317 Winewood Blvd., Building 4, Tallahassee, FL

PURPOSE: A regularly scheduled quarterly meeting for the purpose of planning and review of quality assurance for Developmental Disabilities.

A copy of the agenda may be obtained by contacting: Michael Freeman, Developmental Disabilities Program Office, (850)488-4877, Ext. 118.

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, March 23, 2001, 10:30 a.m.

PLACE: Robert L. Anderson 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.

FLORIDA HOUSING FINANCE CORPORATON

The **Florida Housing Finance Corporation** announces a public meeting for the Multifamily Bond Program to which all persons are invited.

DATE AND TIME: Thursday, March 29, 2001, 2:00 p.m. (EST)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor, Seltzer Room, Tallahassee, Florida 32301-1329

PURPOSE: This review committee was established pursuant to Rule 67-21.003(4), FAC., for the purpose of reviewing the draft Completeness and Threshold Checks (CTC) of the Applications submitted for bond financing for the 2001 Multifamily Bond Cycle.

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, 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 be 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: Esrone McDaniels, Multifamily Bond Administrator, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Housing Finance Corporation**, Home Ownership Construction Loan Cycle announces Review Committee meetings for the 2000 competitive cycle to which all interested parties are invited.

DATES AND TIMES: Thursday, March 21, 2001, 10:00 a.m.; Thursday, March 29, 2001, 10:00 a.m.; Thursday April 12, 2001, 10:00 a.m.; Thursday, April 19, 2001, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Formal Conference, Room 5th, Tallahassee, Florida 32301-1329

DATES AND TIMES: Thursday, April 5, 2001, 10:00 a.m.; Thursday, April 26, 2001, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor, Seltzer Room, Tallahassee, Florida 32301-1329

Prior to each scheduled meeting, interested parties are advised to confirm the meeting date and time by calling Florida Housing, (850)488-4197 or checking Florida Housing's web site at www.floridahousing.org.

PURPOSE: To conduct discussions, reviews and make decisions in reference to the scoring of the 2000 Home Ownership Construction Loan Application Cycle.

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, 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 be 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 Debbie L. Moran, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired,

please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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: Wednesday, March 21, 2001, 1:30 p.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 Monday, March 19, 2001.

ABLE TRUST

The **Able Trust** (Florida Endowment Foundation for Vocational Rehabilitation) will hold a Board meeting to which all interested persons are invited.

DATE AND TIME: Saturday, March 24, 2001, 9:00 a.m.

PLACE: The Omni Colonnade Hotel, 180 Aragon Avenue, Coral Gables, Florida

PURPOSE: The agenda will include approval of recommended grants to assist citizens with disabilities in achieving employment.

For more information, special accommodations or alternative format request, please call The Able Trust, (850)224-4493 or 1(888)838-2253.

TOBACCO-FREE PARTNERSHIP

The **Tobacco-Free Partnership of Bay County** will hold a public meeting to which all persons are invited to attend.

DATE AND TIME: Wednesday, March 28, 2001, 4:00 p.m.

PLACE: Bay County Health Department, 597 West 11th St., Panama City, Florida 32401

PURPOSE: Purpose is to review by-laws and discuss ideas for next year's workplan.

A copy of the agenda may be obtained by writing: Tobacco Prevention Coordinator, Bay County Health Department, 597 West 11th Street, Panama City, Florida 32401.

If any person decides to appeal any decision made at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Tobacco-Free Partnership, (850)872-4455, Extension 136, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the above number using the Florida Dual Party Relay System, which can be reached at 1(800) 955-8770 (Voice) and 1(800) 955-8771 (TDD).

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Pension Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2001, 10:00 a.m.
 PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084, (904)827-1888

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular Meeting of the Florida Municipal Pension Trust Fund to discuss general business of the Trust.

A copy of the meeting agenda may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 253.

The **Florida Municipal Investment Trust (FMIvT)** announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2001, 2:00 p.m.
 PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084, (904)827-1888

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular Meeting of the Florida Municipal Investment Trust (FMIvT) to discuss general business of the Trust.

A copy of the meeting agenda may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 253.

The **Florida Municipal Loan Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2001, 4:00 p.m.
 PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084, (904)827-1888.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular Meeting of the Board of Directors for the Florida Municipal Loan Council to discuss general business of the Council.

A copy of the meeting agenda may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 253.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces a public meeting of the Florida Sports Foundation Quarterly Board of Directors Meeting to which all persons are invited.

DATE AND TIME: Thursday April 5, 2001, 9:00 a.m. – 4:00 p.m.

PLACE: Fort Lauderdale/Sunrise Hilton, 3003 North University Avenue, Sunrise, FL 33322

FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST

The Board of Trustees for the **Florida Local Government Investment Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: April 20, 2001, 10:30 a.m.
 PLACE: Wyndham Westshore, 2nd Floor, Buchanan Room, 4860 W. Kennedy Blvd., Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General Administrative Operations.

A copy of the agenda may be obtained by contacting: Trust’s Administrator, FACC Service Corporation, (850)921-0808.

**Section VII
 Notices of Petitions and Dispositions
 Regarding Declaratory Statements**

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received the joint petition for a Declaratory Statement of Gulf Power Company and Enron Compression Services Company. The petitioners inquire as to whether Gulf Power is both obligated and entitled to furnish Enron Compression Services with electric service pursuant to Enron Compression Services’ request. DOCKET NO. 010265-EI

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has issued an Order of Intent to Deny the Petition for Declaratory Statement filed on behalf of Kenneth Novick, M.D., and New Interlachen Pediatrics. The Board reviewed the petition at its meeting on October 6, 2000, in Orlando, Florida. The Board’s Order, filed in this cause on February 23, 2001, denied the Petition because it appeared to involve an existing contract dispute between the Petitioner and the practice management company.

The person to be contacted regarding the Declaratory Statement is: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

Section VIII

Notices of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

Teresa A. Burns vs. Department of Correction; Case No.: 00-4286RP; Rule No.: 33-102.202

Florida Health Care Association, Inc. vs. Agency for Health Care Administration; Case No.: 00-3127RP; Rule No.: 59A-4.108

Freeport-McMoRan Sulphur, L.L.C. and Freeport-McMoRan Development, L.L.C. vs. Department of Environmental Protection; Case No.: 00-0950RX; Rule No.: 62-212.600

Teresa A. Burns vs. Department of Corrections; Case No.: 00-4316RU

Florida Minerals Association, Inc. vs. Florida Fish and Wildlife Conservation Commission; Case No.: 01-0746RU

Beulah Wright vs. Department of Children and Family Services; Case No.: 01-0747RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Florida Health Care Association, Inc. vs. Agency for Health Care Administration; Case No.: 00-3127RP; Rule No.: 59A-4.108; Dismissed

Freeport-McMoRan Sulphur, L.L.C. and Freeport-McMoRan Development, L.L.C. vs. Department of Environmental Protection; Case No.: 00-0950RX; Rule No.: 62-212.600; Voluntary Dismissal

Teresa A. Burns vs. Department of Corrections; Case No.: 00-1687RU; Dismissed

Teresa A. Burns vs. Department of Corrections; Case No.: 00-4316RU; Dismissed

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

The University of Florida, for and on behalf of the Board of Regent, a public corporation of the State of Florida announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: BR-163, McGuire Center for Lepidoptera Research (McGuire Hall); BR-164, Cofrin-Harn Sculpture Garden (Cofrin-Harn Hall). Location: Main campus of the University of Florida. The project consists of two buildings sharing an adjacent site: the McGuire Hall, a 32,577 GSF addition to the Powell Hall to include research collections and laboratory, a butterfly vivarium and museum; and the Cofrin-Harn Hall, a 14,304 GSF addition to the Harn Museum of Art to include exhibit space for display of sculpture collection and garden. The project will require a consolidated site utilities development (including a chilled water plant expansion) and site stormwater master plan application to the St. Johns Water Management District. This fast-tracked combined project budget is: \$14,800,000.00 with estimated construction budget of \$11,000,000.00. The selected firm will provide design, construction documents and construction administration services for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000.00, 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 "Professional Qualifications Supplement," the latest version and project specific instructions. 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 9 (nine) copies of the above requested data bound in the order listed above. Applications, which do not comply with the above instructions and the project specific fact sheets provided by our office, may be disqualified. Application materials will not be returned. The plans and specifications for the University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. Professional Qualifications Supplement forms, descriptive project information and selection criteria may be obtained by contacting:

Marsha Brewton, Office Manager
Facilities Planning and Construction Division
232 Stadium, P. O. Box 115050
Gainesville, FL 32611-5050
Telephone: (352)392-1256
FAX: (352)392-6378
Internet: www.facilities.ufl.edu

Submittals must be received in the Facilities Planning and Construction Division office by 3:00 p.m. (Local Time), on Tuesday, May 1, 2001. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO CONSTRUCTION MANAGERS

The University of Florida, on and behalf of the Board of Regents, a public corporation of the State of Florida announces that construction management services will be required for the project listed below:

Project: BR-163, McGuire Center for Lepidoptera Research (McGuire Hall); BR-164, Cofrin-Harn Sculpture Garden (Cofrin-Harn Hall). Location: Main campus of the University of Florida. The project consists of two buildings sharing an adjacent site: the McGuire Hall, a 32,577 GSF addition to the Powell Hall to include a butterfly vivarium and museum; and the Cofrin-Harn Hall, a 14,304 GSF addition to the Harn Museum of Art for display of sculpture collection. The project will require a consolidated site utilities development (including a chilled water plant expansion). This fast-tracked, combined project budget is: \$14,800,000.00 with estimated construction budget of \$11,000,000.00. The contract for construction

management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, ensuring the inclusion of Minority Business Enterprises (MBEs). Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract. Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; qualification of the firm's personnel, staff and consultants; and ability to meet the minority business enterprise participation requirements. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard State University System's construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed "Construction Manager Qualifications Supplement" in accordance with project specific instructions. Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned. All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm 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 construction management firm 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. The Board of Regents Construction Manager Qualifications Supplement forms and the Construction Manager Project Fact Sheet may be obtained by contacting:

Marsha Brewton, Office Manager
 Campus Planning and Construction Management
 232 Stadium, P. O. Box 115050
 Gainesville, FL 32611-5050
 Telephone: (352)392-1256
 FAX: (352)392-6378
 Internet: www.facilities.ufl.edu

Nine (9) bound and signed copies of the required proposal must be received in the Facilities Planning and Construction Division office by 3:00 p.m. (Local Time), Tuesday, May 1, 2001. Facsimile (FAX) submittals are not acceptable and will not be considered.

Request for Information

Construction Training/Qualification Program

The University of Florida, Construction Training/Qualification Program (CTQP), is soliciting letters of interest and information for presentation of certain courses in conjunction with the Construction Training/Qualification Program. The courses will include, but not be limited to, Pile Driving Inspection and Drilled Shaft Inspection. Materials for these courses (Student/Instructor Workbooks, PowerPoint Presentations, Examinations and other Student Materials) have been prepared and will be made available to short-listed candidates.

The University of Florida will consider proposals for firms offering complete instructional services, as well as, individual experts. The successful responses must be able to demonstrate experience and expertise in Pile Driving and Drilled Shaft Inspection/Construction and expertise in training. Parties interested in being considered should submit a letter of interest. The letter should be limited to 2,000 words. Resumes of individual instructors should be submitted as an attachment and will not be included in the 2,000 word limit.

The selection committee will use this letter of interest to "short-list" the respondents. The "short-listed" respondents will then be invited to submit a written proposal and give an oral presentation.

Responses must be furnished in time to be delivered to 527 Weil Hall, P. O. Box 116585, Gainesville, FL 32611-6585, by April 10, 2001, 5:00 p.m. Details of requirements can be obtained from: Vivi Kavadas, P.E., CTQP, (352)846-3593, Extension 336. Information about the overall program is available at <http://uftrc.ce.ufl.edu/ctqp>.

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: Continuing Services Contract, Florida International University, all sites, Miami, Florida.

The selected firm will provide design, construction documents and administration for specific projects for renovations, alterations and additions that have a basic construction budget estimated to be \$1,000,000 or less or a planning study for which the fee for professional services is \$100,000 or less. Continuing campus service contracts for such projects provide that the consultant will be available on an as-needed basis for the upcoming Fiscal Year, July 1 through June 30. The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period. Two firms will be selected.

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 may be obtained by written request to: Facilities Management, Florida International University, Campus Support Complex, Room 236, University Park, Miami, Florida 33199 or by FAXING a request to (305)348-4010. Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Mary Witham, withamm@fiu.edu.

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), Monday, April 16, 2000. Late submittals shall be disqualified. Facsimile (FAX) submittals are not acceptable and will not be considered.

CALL FOR BIDS

Toilet Renovations – Buildings 9 and 10

made by The University of North Florida, on behalf of the State of Florida, Board of Regents.

PROJECT NAME, NUMBER AND LOCATION: Toilet Renovations – Buildings 9 and 10, BR-960, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224.

GENERAL SCOPE: Demolition of fixtures and finishes in existing group toilets. Reconfiguration of toilet layouts for handicapped accessibility. All new fixtures, partitions and finishes.

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: Wednesday, April 11, 2001, until 2:00 p.m. (Local Time)

PLACE: Academic Affairs Conference Room, Building 2, Room 2098 at which time and place they will be publicly opened and read aloud.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual, which may be obtained or examined at the office of the Architect/Engineer, Junck and Walker Architects/Planners, Inc., 8111 Old Kings Rd., Suite 2A, Building B, Jax., FL, (904)731-4033.

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Minority Business Advocacy and Assistance Office, Department of Labor and Employment Security. Consideration will be given to the percentage of participation, as described in the Instructions to Bidders, in the award of the contract.

PRE-SOLICITATION/PRE-BID MEETING: The Bidder is encouraged to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. The meeting has been scheduled for:

DATE AND TIME: Wednesday, March 28, 2001, 2:00 p.m. (Local Time)

PLACE: Building 5, Conference Room (Room 1114), University of North Florida, 4567 St. Johns Bluff Road, Jacksonville, Florida 32224.

DEPOSIT: \$50.00 per set of drawings and Project Manual is required with a limit of three (3) sets per general contractor or prime bidder; and two (2) sets of drawings and Project Manuals for plumbing, heating/ventilating/air conditioning and electrical contractors acting as subcontractors.

REFUND: The deposit shall only be refunded to those general contractors, prime bidders or plumbing, heating/ventilating/ air conditioning and electrical contractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- a. submit a bona fide bid, or
- b. provide written evidence that they have submitted bids as subcontractors for plumbing, heating/ventilating/air conditioning or electrical work and who return the drawings and Project Manual in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of bidding documents may be examined at the Architect/Engineer's office and local plan rooms. Full sets may be purchased through the Architect/Engineer for \$50.00 per set for the printing and handling cost. Partial sets may be purchased at \$1.50 per sheet of the drawings and \$.35 per copy of the Project Manual, and are sold subject to the provisions of Article B-27 of the Instructions to Bidders.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

LEGAL ADVERTISEMENT

The North East Florida Educational Consortium is soliciting proposals from firms to provide:

Third Party Administration and related services for its Self-Insured Medical, Short Term Disability, Dental and Vision Benefits and for Flexible Spending Account Administration services.

NEFEC does not wish to consider fully insured medical, short term disability, dental and vision plans and is not soliciting life insurance or voluntary purchase insurance coverages.

Insurance companies wishing to propose self-insured plans, third party administrators, agents and others who wish to submit proposals may obtain a copy of a Request for Proposals from the Consortium by contacting Mr. Craig Reed, CPA, Health Insurance Coordinator, (904)329-3800 or by fax at (904)329-3835, or by obtaining a copy from him at the North East Florida Educational Consortium, 3841 Reid Street, Palatka, FL 32177.

Proposal responses are due 3:00 p.m., Monday, March 19, 2001.

The Consortium and its representatives reserve the right to waive formalities or informalities in proposals, to reject, with or without cause, any or all proposals or portions of proposals, or to negotiate or not negotiate with individual proposers, or to accept any proposal(s) or portions of proposals deemed to be in the best interest(s) of the Consortium. The Consortium's decision on which firms are selected will be final.

Construction Bulletin
 Construction Market Data, Inc.
 Business Service Center

MBE

PARTICIPATION: A minimum of 20% percent overall Minority Business Enterprise participation required.

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: Replace Waterlines and Renovate Restrooms at Woodland Acres Elementary School No. 89

BID NUMBER: M-88390

SCOPE OF WORK: Replacement of all domestic waterlines and renovations of gang restrooms.

BIDS: Bids will be received until 2:00 p.m., Tuesday, April 17, 2001 and immediately thereafter publicly opened, read aloud and recorded in the 5th Floor Conference Room 531-D, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207.

All general contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on March 28, 2001, 9:00 a.m. (Local Time), at Woodland Acres Elementary School No. 89, 328 Bowlan Street, Jacksonville, Florida 32211. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of: M. V. Cummings Engineers, Inc., 6501 Arlington Expressway, Suite B-211, Jacksonville, Florida 32211. DCSB Point of Contact: John McKean, (904)858-6310.

Contract documents for bidding may be examined at Division of Purchasing Services, Duval County Public Schools F. W. Dodge McGraw Hill Plan Room

WATER MANAGEMENT DISTRICTS

**REQUEST FOR PROPOSAL No. 00/01-026WR
 NATURAL COLOR AERIAL PHOTOGRAPHY
 OF THE NORTHERN FLORIDA BIG BEND COAST**

The Suwannee River Water Management District (SRWMD) invites interested contractors to submit sealed proposals to produce 1:24,000 scale natural color aerial photography for the purpose of photo interpretation and mapping of seagrass and oyster habitats along the northern Big Bend coastline. The District will select a contractor for this work based upon a combination of price and documented experience doing seagrass aerial photography in Florida.

Responses to this request are due at the SRWMD office by 4:00 p.m., March 30, 2001. Requests for the RFP document (RFP #00/01-026 WR) should be directed to:

Suzanne Richardson, Administrative Assistant
 Suwannee River Water Management District
 9225 CR 49
 Live Oak, FL 32060
 (386)362-1001 or 1(800)226-1066 (Florida only)

If you have questions regarding the project, please direct them to: Rob Mattson, SRWMD, (386)362-1001 or toll free (Florida only) 1(800)226-1066, Fax (386)362-1056.

EXPRESSWAY AUTHORITIES

**REQUEST FOR QUALIFICATIONS FOR
 MISCELLANEOUS CEI SERVICES – EXPRESSWAY
 IMPROVEMENTS**

General Selection Information

The Tampa-Hillsborough County Expressway Authority (THCEA) requests Qualifications Submittals from qualified firms for construction engineering and inspection (CEI) services.

Upcoming projects include construction of roadway, conventional and segmental bridges, earthwork, drainage, utilities, landscape, lighting, ITS and traffic controls.

Firms must be qualified by Florida Department of Transportation in the major work categories noted below. Applicants shall submit a Qualifications Submittal identifying key personnel and past work experience. Qualifications Submittals shall include the following information:

- A. Cover Page
 - The following notation: "Letter of Interest for

Miscellaneous CEI Services”

- Consultant’s name and address
 - Contact person, phone and fax numbers, Email address
- B. Two-Page Letter of Interest in FDOT Format shall include the following:
- Statement regarding prequalification of consultant (and subconsultants, if any) in advertised type of work
 - Total number of CEI personnel employed and a statement regarding staff availability over the next four years
 - FDOT Performance Ratings
 - Indication of DBE status or participation
- C. One-Page Approach to Staffing, Managing and Performing Construction Engineering and Inspection Services.
- D. One-Page Corporate CEI Team Organizational Chart

An original and nine copies of the Qualifications Submittal must be received by mail or hand delivery by 4:00 p.m., March 30, 2001. Submittals received after that time will not be accepted. Address responses to: Contracts Office, Tampa-Hillsborough County Expressway Authority, 412 East Madison Street, Suite 800, Tampa, FL 33602.

Firms will be selected based on the company’s available CEI staff, demonstrated experience to work on a variety of THCEA construction projects, approach to CEI services, and FDOT performance ratings. THCEA encourages DBE firms to compete for these projects and also encourages non-DBE consultants to use DBE subconsultants. However, use of DBE subconsultants is not mandatory and no preference points will be given in the selection process for DBE participation.

A number of firms will be selected by the THCEA Board at their April 30, 2001 Board Meeting. These firms will constitute a pool of potential resources from which individuals may be assigned specific responsibilities during the three to four year construction period. Any communication with a member of the THCEA Board concerning these projects by anyone from or representing a company providing a Qualifications Submittal is strictly prohibited. Such communication will be grounds for rejection of the company’s Qualifications Submittal.

All applicants will be promptly notified after the CEI firms are selected.

Applicants may contact the Contracts Office, (813)272-5986, Fax (813)273-3730, until the qualifications submittal deadline for further information.

- MAJOR WORK:
- 10.1 – Roadway Construction Engineering Inspection
 - 10.2 – Major Bridge Construction Engineering Inspection
 - 10.3 – Construction Materials Inspection

DESCRIPTION: Construction Engineering and Inspection Services for the Expressway System Improvements program. Projects may include, but are not necessarily limited to the following:

Brandon Parkway Roadway, \$14 million estimated construction cost – Anticipated construction start 6/01, anticipated construction completion 3/03.

Bridge and Roadway Construction, \$100 million estimated construction cost – Anticipated construction start 1/02, anticipated construction completion 8/04.

78th Street to I-75 Roadway and Bridges and I-75 NB Slip Ramp, \$33 million estimated construction cost – Anticipated construction start 2/02, anticipated construction completion 5/04.

Meridian Street Roadway, \$12 million estimated construction cost – Anticipated construction start 9/02, anticipated construction completion 5/04.

Brandon Parkway Landscaping and Urban Amenities, \$3 million estimated construction cost – Anticipated construction start 10/02, anticipated construction completion 5/03.

ITS/Traffic Control, \$10 million estimated construction cost – Anticipated construction start 7/03, anticipated construction completion 8/04.

Meridian Street Landscaping and Urban Amenities, \$5 million estimated construction cost – Anticipated construction start 10/03, anticipated construction completion 5/04.

All CEI work will be performed under subconsultant agreements with the THCEA General Engineering Consultant (GEC) who is serving as the Construction Manager (CM) for these projects. The CM will provide Resident Engineers for the various projects and the CEI consultants will provide field staff, from Project Engineers down, on an as requested basis. Following dates are subject to change. Contact the Contracts Office for updated information:

| | |
|-------------------------------|----------------|
| RESPONSE DEADLINE: | March 30, 2001 |
| PLANNED SHORTLIST DATE: | April 17, 2001 |
| PLANNED FINAL SELECTION DATE: | April 30, 2001 |

NOTICE OF INVITATION TO BID
MILLING AND RESURFACING OF ASPHALT
PAVEMENT SURFACES SYSTEM WIDE
MDX PROJECT NO. 000-012

The Miami-Dade Expressway Authority ("MDX") is seeking the services of a contractor ("Bidder") for system-wide milling and resurfacing on the MDX Expressway System. The MDX Expressway System is comprised of State Road 112, State Road 836, State Road 874, State Road 878 and State Road 924. The Work consists of, but is not limited to, providing all labor, Materials, Equipment and incidentals necessary for milling and resurfacing asphalt pavement surfaces for various sections of the MDX Expressway System. The Bidder should be aware that the majority of the Work associated with this Project shall be done during off-peak hours (9:00 p.m. – 6:00 a.m.). The successful Bidder will be required to provide all necessary maintenance of traffic and coordination with other agencies.

Sealed Bids will be received in the Headquarters Building of the Miami-Dade Expressway Authority ("MDX" or the "Authority"), located at 3790 N. W. 21st Street, Miami, Florida 33142, until 2:00 p.m., Wednesday, April 25, 2001. A Bidder must be prequalified by the State of Florida, Department of Transportation in accordance with Rule Chapter 14-22, F.A.C. or certified with the Miami-Dade County on the date of the Bids submittal in order to submit a Bid. A Bidder that is not prequalified in accordance with Rule Chapter 14-22 or certified with Miami-Dade County on the date of the Bids submittal, shall be declared "NON RESPONSIVE" and the Bid will be REJECTED.

Copies of the Plans, Specifications and the Bid Blank book will be available on Wednesday, April 11, 2001 after 12:00 Noon at MDX Headquarters Building, 3790 N.W. 21st Street, Miami, Florida. The cost of these documents is \$20.00 per set. Make checks payable to the Miami-Dade Expressway Authority. No refunds will be made for the above charges for any of the documents.

The construction cost estimate for the Project is \$1,850,000 (One Million Eight Hundred and Fifty Thousand Dollars) and Contract time for this Project is set for 180 days from the Notice to Proceed.

MDX staff will be available to discuss the Project with interested Bidders on Wednesday, April 18, 2001, 2:00 p.m., at the MDX Headquarters Building, 3790 N. W. 21st Street, Miami, Florida. Attendance to this meeting is NOT mandatory. If you have any questions regarding this notice, or would like to additional information, please contact:

Mr. Samuel Gonzalez, P. E.
MDX Engineering Director
Ph. (305)637-3277
Fax (305)637-3283

All sealed Bids must be received by MDX at 3790 N. W. 21st Street, Miami, Florida 33142, no later than 2:00 p.m., Wednesday, April 25, 2001.

Equal Employment Opportunities. The Miami-Dade Expressway Authority prohibits discrimination on the basis of race, color, sex, age, national origin, religion and disability or handicap in accordance with the Provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e et seq., the Florida Civil Rights Act of 1992, as amended, § 760.10 et seq., Fla. Stat. (1996), and other Federal and State discrimination statutes. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women.

MDX encourages small, minority and women-owned business to have full opportunity to submit bids and proposals in response to solicitation documents issued by MDX, and bidders and proposers will not be discriminated against on the basis of sex, race, color, national origin, religion or disability or other protected status. The overall goal of MDX is to obtain an M/WBE participation of twenty-five percent (25%) for the aggregate of its projects. However, compliance with MDX's overall goal is not a pre-requisite for bidders or proposers on MDX projects.

NOTICE OF INVITATION TO BID
SYSTEM SIGNING & ROUTE DESIGNATION MARKERS
SYSTEM WIDE – MDX PROJECT NO. 000-013

The Miami-Dade Expressway Authority ("MDX") is seeking the services of a contractor ("Bidder") for system signing and route designation markers on the MDX Expressway System as well as the connecting arterial roads and major highway system, e.g., Turnpike, State Road 826 and Interstate 95. The MDX Expressway System is comprised of State Road 112, State Road 836, State Road 874, State Road 878 and State Road 924. The Work consists of, but is not limited to, providing all labor, Materials, Equipment and incidentals necessary for the installation of signage and route designation markers on the MDX Expressway System. The Bidder should be aware that a portion of the installation work associated with this project shall be done during off-peak hours (9:00 p.m. – 6:00 a.m.). The successful Bidder will be required to provide all necessary maintenance of traffic and coordination with other agencies.

Sealed Bids will be received in the Headquarters Building of the Miami-Dade Expressway Authority ("MDX" or the "Authority"), located at 3790 N. W. 21st Street, Miami, Florida 33142, until 2:00 p.m., Thursday, April 26, 2001. A Bidder must be prequalified by the State of Florida Department of Transportation in accordance with Rule Chapter 14-22, F.A.C. or certified with the Miami-Dade County on the date of the Bids submittal in order to submit a Bid. A Bidder that is not prequalified in accordance with Rule Chapter 14-22, F.A.C. or certified with Miami-Dade County on the date of the Bids submittal, shall be declared "NON RESPONSIVE" and the Bid will be REJECTED.

Copies of the Plans, Specifications and the Bid Blank book will be available on Thursday, April 12, 2001 after 12:00 Noon at MDX Headquarters Building, 3790 N. W. 21st Street, Miami, Florida. The cost of these documents is \$20.00 per set. Make checks payable to the Miami-Dade Expressway Authority. No refunds will be made for the above charges for any of the documents.

The construction cost estimate for the Project is \$500,000 (Five Hundred Thousand Dollars) and Contract time for this Project is set for 180 days from the Notice to Proceed.

MDX staff will be available to discuss the Project with interested Bidders on Thursday, April 19, 2001, 2:00 p.m. at the MDX Headquarters Building, 3790 N. W. 21st Street, Miami, Florida. Attendance to this meeting is NOT mandatory. If you have any questions regarding this notice, or would like to additional information, please contact:

Mr. Samuel Gonzalez, P. E.
MDX Engineering Director
Ph. (305)637-3277
Fax (305)637-3283

All sealed bids must be received by MDX at 3790 N. W. 21st Street, Miami, Florida 33142, no later than 2:00 p.m., Thursday, April 26, 2001.

Equal Employment Opportunities. The Miami-Dade Expressway Authority prohibits discrimination on the basis of race, color, sex, age, national origin, religion and disability or handicap in accordance with the Provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e et seq., the Florida Civil Rights Act of 1992, as amended, § 760.10 et seq., Fla. Stat. (1996), and other Federal and State discrimination statutes. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women.

MDX encourages small, minority and women-owned business to have full opportunity to submit bids and proposals in response to solicitation documents issued by MDX, and bidders and proposers will not be discriminated against on the basis of sex, race, color, national origin, religion or disability or other protected status. The overall goal of MDX is to obtain an M/WBE participation of twenty-five percent (25%) for the aggregate of its projects. However, compliance with MDX's overall goal is not a pre-requisite for bidders or proposers on MDX projects.

REQUEST FOR LETTERS OF INTEREST

MDX PROJECT #000-015

The Miami-Dade Expressway Authority ("MDX") is seeking the services of a firm or joint venture of firms ("Firm") with the necessary expertise to serve as Environmental Consultant for MDX with regard to the SR 836 Extension Project, the SR 836/SR112 Inter-Connector Project in Miami-Dade County, Florida and any other projects which may be assigned by MDX from time to time, MDX Project No. 000-0015 (the "Project").

FEDERAL AND STATE DEBARMENT: By signing and submitting a Letter of Interest ("LOI"), the Firm certifies that no principal (which includes officers, directors, or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal or state or local department or agency.

SYSTEM: The Miami-Dade Expressway System is comprised of State Road 112, State Road 836, State Road 874, State Road 878 and State Road 924.

NATURE OF THE PROPOSED WORK AND SCOPE OF SERVICES: Work anticipated under this Project may consist of, but not be limited to, any of the following: conducting Phase I and Phase II environmental site assessments and audits; performing investigations and preparing reports and other documentation such as contamination assessment reports ("CAR") and contamination assessment plans ("CAP") as directed by MDX or its Property Acquisition Manager; sampling, monitoring and analytical testing, clean-up and containment and/or remedial activities for any spill, leak, release or condition, etc., upon request by MDX, to be performed prior to, or during the construction phase of transportation projects when associated with hazardous materials and/or petroleum contamination removal within the immediate areas of the Project; providing response to emergency situations and conducting clean up and containment for any situation determined by MDX to represent an immediate threat to the environment or citizens of the State or for situations deemed necessary by MDX.

SELECTION PROCEDURE: At least three Firms will be shortlisted and requested to provide written technical proposals based on the Scope of Services contained in the Request For Proposals to be issued by MDX. An oral presentation may be required.

RESPONSE PROCEDURE: Qualified firms are encouraged to submit a Letter of Interest to MDX. One original and Seven (7) copies of the Letters of Interest (one unbound) MUST be received by the Miami-Dade Expressway Authority, 3790 N. W. 21st Street, Miami, Florida 33142, Attn.: Sam Gonzalez, P. E., Engineering Director, by March 23, 2001, 12:00 Noon (Eastern Time) (the "Deadline Date").

After reviewing the documentation submitted, evaluating the LOI's and ranking the firms, MDX will notify all these firms in writing by April 6, 2001, if they have been shortlisted and will mail one (1) copy of the Request For Proposal to each shortlisted firm.

SUBMITTAL OF LETTER OF INTEREST: The Letter of Interest shall be in writing, submitted on the letterhead of the Firm and shall not exceed five (5) pages in length, exclusive of attachments. In order to be shortlisted and invited to submit a proposal, a firm submitting a Letter of Interest MUST include, at a minimum, the information required in the Criteria listed herein.

CRITERIA: The Letter of Interest shall contain the following information:

1. Project name.
2. Firm's name address, telephone and fax number and contact person.
3. Documentation acceptable to MDX that the Firm is qualified to provide this professional service.
4. Proposed responsible officer for the Firm.
5. Contact person, phone number, fax number and Internet Email address. The contact person shall be a single person who can be contacted to discuss contents or questions regarding references, listed projects, or other matters contained in the Letter of Interest.
6. Proposed key personnel and their proposed roles (do not include resumes).
7. Sub-consultant(s) that may be used for the Project.
8. An estimate of the Firm's current workload and available resources.
9. A list of similar projects completed NOT EARLIER THAN January 1, 1996, with references and phone numbers.

COMMUNICATION: Communications between any respondent and any member of MDX or its staff is strictly prohibited from the date of publication of the Request for Letter of Interest through the date of final MDX action with respect to the selection of the Firm. The only exception to this is any communication at a publicly noticed meeting of MDX or its Operations Committee. Any violation of the requirements set forth in this paragraph shall constitute grounds for immediate and permanent disqualification of the offending respondent.

DISADVANTAGED BUSINESS ENTERPRISES PROGRAM: MDX, in accordance with the provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §200c et seq., the Florida Civil Rights Act of 1992, as amended, §760.10 et. seq., Fla. Stat. (1996) and other federal and state discrimination statutes, prohibits discrimination on the basis of race, color, sex, age, national origin, religion and disability or handicap. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women as employees in the work force.

MDX encourages small, minority and women-owned business to have full opportunity to submit bids and proposals in response to solicitation documents issued by MDX, and bidders and proposers will not be discriminated against on the basis of sex, race, color, national origin, religion or disability or other protected status. The overall goal of MDX is to obtain an M/WBE participation of twenty-five percent (25%) for the aggregate of its projects. However, compliance with MDX's overall goal is not a pre-requisite for bidders or proposers on MDX projects.

MDX RESERVES THE RIGHT TO REJECT ANY OR ALL LETTERS OF INTEREST RECEIVED.

Any Proposer may file a written protest with the Secretary of the MDX Board within seventy-two (72) hours, excluding Saturdays, Sundays and legal holidays, after receipt of the response to the Request for Letters of Interest, if the protest is directed towards this Request for Letters of Interest or within seventy-two (72) hours after the posting of the "Notice of Shortlisted Firms", if the protest is directed towards the shortlisting of the Firms. Failure to comply with these requirements shall constitute a waiver of any right to initiate any protest proceedings regarding the Project. A protest bond in the amount of \$10,000.00 will be required for any protest. The protest bond must meet the same surety requirements as those required for Payment and Performance Bonds. These requirements are available from MDX upon request.

SPACEPORT FLORIDA AUTHORITY

REQUEST FOR PROPOSAL

MISSILE AND SPACE SAFETY SUPPORT

PURPOSE: The Spaceport Florida Authority (the Authority) is developing new launch capabilities, vehicle tracking capabilities and ordnance processing facilities on Cape Canaveral Air Force Station. To support this effort, the Authority is soliciting proposals to provide technical analysis and engineering support in the area of explosive safety, missile ground and flight safety, and trajectory analysis.

Services Required: The Offeror will be required to:

- a. Perform technical analysis of explosive facility siting requirements and be able to prepare explosive site plans acceptable to the Department of Defense (DOD), Department of Alcohol, Tobacco and Firearms (ATF) and the state of Florida permitting requirements.
- b. Provide analysis of space/missile flight trajectories, flight safety requirements, solutions acceptable to Range Safety and instrumentation requirements in accordance with accepted DOD criteria.
- c. Validate proposed space/missile ground and flight safety plans and recommend methods of improvement if necessary.
- d. Prepare MSPSP plans and other DOD required documentation as requested by SFA.
- e. Be prepared to support the launch of a TX664-5/Terrier Mk 70-configured vehicle tentatively scheduled for July 2001.

Type of Contract: This solicitation may result in a Task Order Contract with each task separately scoped, negotiated and priced. Task orders will be fixed price, however, the Offeror will not be obligated to accept any task unless the scope and price is mutually acceptable to both parties. SFA reserves the right to extend the period of performance up to at least two years and/or not to issue a contract under its (SFA's) sole discretion.

Period of Performance: March 21, 2001 – March 21, 2003

Compensation: Total price of all task orders under this contract is not expected to exceed \$50,000.00, however, no minimum price has been established. At least one task order is expected to be issued.

Evaluation (and weighting value) Criteria: This contract will be awarded on the basis of Offeror's proposed approach (10%), technical qualifications (15%), specific experience with range systems and EWR 127-1 (35%), past performance especially Solid Rocket/Terrier-configured/rail-launched vehicles (20%), and cost structure (20%).

Proposal Instructions: The Offeror's proposal should be limited to 10, 8 1/2 by 11 inch type written pages, including any figures or diagrams. As a minimum the proposal must contain:

- a. A brief outline of the company's organization and history including a detailed description of the firm's technical qualifications.
- b. Resumes of proposed key individuals.
- c. Descriptions of the firm's role in similar projects
- d. References from prior clients received within the last 2 years.
- e. A copy of the firm's latest financial statement.
- f. A statement of proposed rates as follows:
 - An average salary for proposed management personnel;
 - An average salary for proposed senior engineering personnel;
 - An average salary for proposed engineering personnel;
 - An average salary for proposed support personnel;
 - Proposed overhead and G&A rates.
- g. A brief description of a suggested approach to help SFA prepare required documentation to obtain range safety approval for proposed SFA-sponsored operations and rocket launches with special emphasis on supporting the first launch scheduled for mid-July 2001.

Proposals should be clearly marked **PROPOSAL FOR MISSILE AND SPACE SAFETY SUPPORT** and submitted to:

Spaceport Florida Authority
 Attn: Gregory Popp; Director, Business Operations
 100 Spaceport Way
 Cape Canaveral, Florida 32920

Proposals must be received by 12:00 Noon (Eastern Time Zone), March 14, 2001.

Spaceport Florida Authority reserves the right to reject any or all bids or Proposals.

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES PROJECT NUMBER: JB-20040000

PROJECT NAME: 2nd District Court of Appeal

PROJECT LOCATION: Tampa, Florida

The Department of Management Services, Division of Building Construction, requests qualifications from construction management firms to provide construction management services for this project. The project consists of approximately 58,000 square feet of space containing a central courtroom, judicial suites and office functions. The construction budget for this project is up to \$10,000,000.00. Construction start date is Spring 2002.

Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria of the Division of Building Construction.

INSTRUCTIONS

Firms interested in being considered for this project must submit ten (10) copies of their application with a table of contents and tabbed sections in the following order:

1. A letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, Form DBC5085.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.
6. References from prior clients received within the last five years.

RESPONSE DUE DATE: April 18, 2001 by 2:00 p.m.

Applications are to be sent to: Douglas Mann, Department of Management Services, Division of Building Construction, 4508 Oak Fair Blvd., Suite 200, Tampa, Florida 33610.

DATE AND LOCATION OF SHORTLIST: April 25, 2001 9:00 a.m. at the 2nd District Court of Appeal, 801 Twiggs Street, 6th Floor, Tampa, Florida.

A workshop for the short listed Construction Managers will be held on May 2, 2001, 9:00 a.m. at the 2nd District Court of Appeal, 801 Twiggs Street, 6th Floor, Tampa, Florida.

DATE AND LOCATION FOR INTERVIEWS: May 17, 2001 at the 2nd District Court of Appeal, 801 Twiggs Street, 6th Floor, Tampa, Florida.

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Betty Stevens, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any changes to the above dates will be published on our web site, <http://fcn.state.fl.us/dms/dbc/opportun/index.html>

The selected firms will be given official notice of selection results by Fax and/or mail. Failure to file a protest within 72 hours (not including Saturday, Sunday or a legal holiday) after receipt of notice shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. The selection results will also be published in the "Florida Administrative Weekly" and on our web site.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**NOTICE OF APPLICATION PERIOD FOR
PREAPPROVED ADVANCED CLEANUP PROGRAM**

The Department of Environmental Protection announces, in accordance with Section 376.30713, F.S., that it will accept Preapproved Advanced Cleanup (PAC) applications submitted between May 1, 2001, and on or before 5:00 p.m., June 29, 2001. Public opening of timely submitted applications shall be on July 6, 2001, 9:30 a.m. at the Department of Environmental Protection, 2600 Blair Stone Road, Room 433, Tallahassee, Florida.

The required application form and instructions for the PAC Program may be obtained by contacting: Gwenn Godfrey, Contracts Administrator, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #93, Tallahassee, Florida 32399, (850)922-5942. Any questions concerning the Program should be directed to Michael Bland, (850)921-9024.

DEPARTMENT OF HEALTH

INVITATION TO BID

Sealed bids will be accepted by the Pinellas County Health Department (PCHD), located at 300 31st St., North, Suite 602, St. Petersburg, FL 33713, until 1:00 p.m., April 18, 2001. Bid No. 0001-02-RW, to furnish ELEVATOR MODERNIZATION for one (1) location within Pinellas County, may be secured from the Purchasing Department within the PCHD at the above address, telephone (727)893-2209. Bid packages include specifications, terms and general conditions. A mandatory bidder's conference will be held on Wednesday, March 28, 2001, 9:00 a.m., at the PCHD, 500 7th Avenue, South, St. Petersburg, FL 33701.

ATTENDANCE IS MANDATORY. Bidder's not in attendance will not be considered for award. Right is reserved for the PCHD to reject any or all bids.

SPECIAL NOTE: If you require accommodations because of a disability in order to participate in the bid process, please contact Rick Wallace, (727)893-2209, Ext. 137, by March 23, 2001.

FLORIDA HOUSING FINANCE CORPORATION

**Request for Proposals
2001/01**

Home Ownership Servicing and Monitoring

The Florida Housing Finance Corporation invites all qualified and interested parties wishing to provide Home Ownership Servicing and Monitoring services to submit proposals for consideration. Written, sealed proposals shall be accepted until 4:00 p.m. (Eastern Time), March 30, 2001, to the attention of Steve Auger, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Steve Auger, (850)488-4197 or Steve.Auger@floridahousing.org.

To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Steve Auger, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/rfps.html>. Any modifications that occur to the Request for Proposals will be posted at the website and may result in an extension of the deadline.

**Section XII
Miscellaneous**

DEPARTMENT OF BANKING AND FINANCE

NOTICE OF FILINGS

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following application and/or other notice.

Comments may be submitted to the Director, Division of Banking, 101 East Gaines Street, Suite 636, Fletcher Building, Tallahassee, Florida 32399-0350, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Division, Department of Banking and Finance, 101 East Gaines Street, Suite 526, Fletcher Building, Tallahassee, Florida 32399-0350, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., April 6, 2001):

APPLICATION WITHDRAWN

Application to Establish a Representative Office
Applicant and Proposed Location: Banco Commercial Portugues, S.A., Miami, Florida
Correspondent: Manuel Lucena, Miami, Florida
Withdrawn: February 16, 2001

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Intercontinental Bank, 5722 S. W. 8th Street, West Miami, Florida 33144
Correspondent: Amadeo Lopez-Castro, III, 901 Ponce de Leon Boulevard, Suite 304, Coral Gables, Florida 33134
Received: February 26, 2001

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Government Employees Credit Union, Post Office Box 43310, Jacksonville, Florida 32203
Expansion Includes: Anyone living or working in Leon County, Florida.
Received: February 28, 2001

IN RE:

FIRST LAUDERDALE SECURITIES, INC.; Administrative Proceeding
Hazil Hopkins, by Estate of Hazil Hopkins No. 3082-S-02/01
Respondents.

NOTICE OF INTENT TO ENTER A FINAL ORDER GRANTING RECOVERY FROM THE SECURITIES GUARANTY FUND

The State of Florida Department of Banking and Finance, Division of Securities and Investor Protection ("Department"), being authorized and directed to administer and to accept and pay claims against the Securities Guaranty Fund ("Fund"), codified in Sections 517.131, 517.141 and 517.151, Florida Statutes, does hereby give Notice of its intention to enter a Final Order granting the application of the Claimant for payment from the Fund for alleged violations of the Florida Securities and Investor Protection Act by Respondents, First Lauderdale Securities, Incorporated.

The Securities Guaranty Fund is disbursed as provided in Section 517.141, Florida Statutes, to a person who is adjudged by a court of competent jurisdiction to have suffered monetary damages as a result of a dealer, investment advisor or associated person having violated Sections 517.07 or 517.301, Florida Statutes.

STATEMENT OF FACTS

1. The Florida Securities and Investor Protection Act ("Act") charges the Department with the responsibility and duty to administer the Fund, this includes the duty to approve or

deny applications for payment from the Fund in accordance with Section 517.141(3)(a) of the Florida Statutes.

- 2. Sections 517.131 and 517.141, F.S. set forth the requirements for perfecting a claim to the Fund.
3. On February 5, 2001, the Department received a letter from Barbara L. Wolf, attorney for Hazil Hopkins ("Claimant"), informing the Department that her client was seeking payment from the Fund.
4. The final judgment entered by the Seventeenth Circuit awarded \$84,075.00 in damages.
5. The NASD arbitration award was granted pursuant to a stipulation agreement accepted by the NASD arbitrators, which stated that the acts of First Lauderdale constituted a violation of Section 517.301, Florida Statutes.
6. According to the NASD award, all events leading to the award took place over approximately a two year period from September 29, 1992 to November 8, 1994.
7. First Lauderdale was registered pursuant to Chapter 517, Florida Statutes at all relevant times.

CONCLUSIONS OF LAW

- 8. Based on the foregoing Statement of Facts, the Department concludes that the Claimant has satisfied the requirements of Section 517.131, Florida Statutes, in that:
a. Claimant has been adjudged by the Circuit Court of the Seventeenth Judicial Circuit in and for Orange County, Florida to have suffered monetary damages being actual or compensatory in nature;
b. the Department accepts the NASD's finding that respondent's actions with respect to Claimant constitutes a violation of Section 517.301, Florida Statutes;
c. Claimant has received a Writ of Execution from the Circuit Court of the Seventeenth Judicial Circuit in and for Orange County, Florida and have attempted to collect from respondents, but, as attested in the affidavit by Barbara L. Wolf no property has been found that is subject to being sold or applied in satisfaction of the final judgment; and
d. the acts for which the Claimant seeks recovery occurred after 1979.
9. Pursuant to Section 517.141(1), Florida Statutes, Claimant is limited to recovering the amount equal to the unsatisfied portion of her judgment or \$10,000, whichever is less.

The Securities Guaranty Fund is disbursed as provided in Section 517.141, Florida Statutes, to a person who is adjudged by a court of competent jurisdiction to have suffered monetary damages as a result of a dealer, investment advisor or associated person having violated Sections 517.07 or 517.301, Florida Statutes.

STATEMENTS OF FACTS

1. The Florida Securities and Investor Act ("Act") charges the Department with the responsibility and duty to administer the Fund, this includes the duty to approve or deny applications for payment from the Fund in accordance with Section 517.141(3)(a) of the Florida Statutes.
2. Section 517.131 and 517.141 sets forth the requirements for perfecting a claim to the Fund.
3. On January 29, 2001, the Department received a letter from Christopher T. Vernon, attorney for Mary Lou Beagle and Laura Grady ("Claimants"), informing the Department that his clients were seeking payment from the Fund. Accompanying the letter was a copy of the Amended Complaint, which alleged violations of Section 517.301, Florida Statutes, copies of the Final Summary Judgement entered by the Circuit Court of the Twentieth Judicial Circuit awarding damages, and a copy of the Writ of Execution also entered by the Circuit Court of the Twentieth Circuit.
4. The final summary judgement entered by the twentieth circuit awarded compensatory damages in the amount of \$1,155,000 to Mary Lou Beagle and \$855,000 to Laura Grady with interest to accrue at the statutory rate.
5. From March of 1995 through October of 1997, Acosta represented to claimants that their funds were invested in Oppenheimer Mutual Funds.
6. Acosta was registered pursuant to Chapter 517, Florida Statutes at all relevant times.
7. Mary Lou Beagle and Laura Grady each held separate individual accounts with Acosta and Acosta Financial Services, Inc.

CONCLUSIONS OF LAW

1. Based on the foregoing Statement of Facts, the Department concludes as a matter of law that the Claimants satisfied the requirements of Section 517.131, Florida Statutes, in that:
 - a. Claimants have been adjudged by the Circuit Court of the Twentieth Circuit in and for Collier County, Florida to have suffered monetary damages being actual or compensatory in nature;
 - b. Claimants have suffered injury as a result of Acosta's violations of Section 517.301, Florida Statutes.
 - c. Claimants have received a Writ of Execution from the Circuit Court of the Twentieth Judicial Circuit in and for Collier County, Florida and have attempted to collect from Acosta, but have recovered nothing;
 - d. The acts for which the Claimant seeks recovery occurred after 1979.

2. Claimants each held an account with Acosta.
3. Pursuant to Section 517.141(1), Florida Statutes, Claimants are limited to the amount equal to the unsatisfied portion of their judgement or \$10,000, whichever is less.
4. Pursuant to Section 517.141(2), Florida Statutes, total claims against Acosta may not exceed \$100,000, and Claimants' claim will be prorated based upon the ratio of their claim to the total of all claims filed.
5. Pursuant to Section 517.141(3), Florida Statutes, no payment shall be made from the Fund until two years after that claim or any prior claim against the same party has been determined by the Department to be eligible for payment from the Fund. Accordingly, the Department concludes as a matter of law that no payment shall be made in connection with this claim until two years from the date of entry of the first Final Order regarding Acosta. Further, any additional or potential claims submitted to or approved by the Department as against Acosta during the two year period shall be cause for further proration in accordance with Section 517.141(2), Florida Statutes.

PROPOSED FINAL ORDER

Upon consideration of the factual statement set forth above and applicable law, NOTICE is hereby given that the Department intends to and will issue a Final Order substantially as follows, subject only to the attached notice of rights:

1. No payment from the Fund shall be made until after the expiration of two years from the date of the Final Order.
2. Upon expiration of such two year period, provided that no further claims are received or approved by final order by the Department alleging violations of the Act by Acosta, and subject to further proration and limitation as may be required by Section 517.141, Florida Statutes, the Department shall pay Mary Lou Beagle and Laura Grady each the sum of \$10,000.

NOTICE OF RIGHTS

Notice is hereby given that Respondents may request a hearing on the NOTICE OF INTENT TO ENTER A FINAL ORDER GRANTING RECOVERY FROM THE SECURITIES GUARANTY FUND to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. Requests for such a hearing must comply with the provisions of Rule 28-106.201 or Rule 28-106.301, Florida Administrative Code (2000), and must be filed with:

Clerk
 Department of Banking and Finance
 Suite 526, The Fletcher Building
 101 East Gaines Street
 Tallahassee, FL 32399-0350
 (850)488-9896

Requests for hearing must be filed within twenty-one (21) days after claimants' receipt of a copy of this notice of intent. Should the respondent request such a hearing, they have the right to be represented by counsel or other qualified representative; to offer testimony, either written or oral; to call and cross-examine witnesses; and to have subpoenas and subpoenas duces tecum issued on their behalf. The failure to timely request a hearing shall be deemed a waiver of all rights to such hearing and the Department shall issue a final order without a hearing. Pursuant to Section 120.573, Florida Statutes (2000), claimants are further advised that mediation is not available.

Roland Cherasard
 Certified Legal Extern
 Department of Banking and Finance
 Fletcher Building, Suite 526
 101 Gaines St.
 Tallahassee, FL 32399-0350

Jo Schultz
 Chief Counsel
 Department of Banking and Finance
 Fletcher Building, Suite 526
 101 Gaines St.
 Tallahassee, FL 32399-0350

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 27th day of February, 2001, true and correct copy(ies) of this Notice of Intent were sent by U. S. Mail (U.S. Certified Mail) to the individual(s) listed below.

Christopher T. Vernon
 Attorney for Mary Lou Beagle
 4001 Tamiami Trail North
 Suite 330
 Naples, FL 34103
 Paul M. Acosta
 741 Golden Gate Blvd.
 Naples, FL 34103

Roland Cherasard
 Certified Legal Extern

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

The University of Florida, for and on behalf of the Board of Regents, a public corporation of the State of Florida, announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project No.: BR-104, Project and Location: Exotic/Aquatic Plant Quarantine Facility at the Indian River Research and Education Center near Ft. Pierce, FL. The project consists of the design of a containment facility consisting of laboratories, greenhouses and associated spaces to study and test biological control agents. The selected firm will provide design, construction documents and construction administration services for the referenced project. The project will be delivered by conventional "Hard Bid" method with an estimated construction budget of \$3,200,000.00. Blanket professional liability insurance will be required for this project in the amount of \$250,000.00, 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 "Professional Qualifications Supplement," dated February, 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 chartered by the Florida Department of State to operate in Florida.

Submit five (5) 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 University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. Professional Qualifications Supplement forms, descriptive project information and selection criteria may be obtained by contacting:

Marsha Brewton, Office Manager
 Facilities Planning and Construction Division
 232 Stadium, P. O. Box 115050
 Gainesville, FL 32611-5050
 Telephone: (352)392-1256
 FAX: (352)392-6378
 Internet: www.facilities.ufl.edu

Submittals must be received in the Facilities Planning and Construction Division office by 3:00 p.m. (Local Time), on Tuesday, April, 17, 2001. Facsimile (FAX) submittals are not acceptable and will not be considered.

DEPARTMENT OF COMMUNITY AFFAIRS

DCA Final Order No. DCA01-OR-029

In re: MONROE COUNTY LAND DEVELOPMENT
REGULATIONS ADOPTED BY
MONROE COUNTY ORDINANCE NO. 053-2000

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., and § 380.0552(9), Fla. Stat. (2000), approving Monroe County Ordinance No. 053-2000 as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern and Monroe County is a local government within the Florida Keys Area.

2. On January 22, 2001, the Department received for review Monroe County Ordinance No. 053-2000 which was adopted by the Monroe County Board of County Commissioners on November 21, 2000 (Ord. 053-2000). Ord. 053-2000 amends the list of permitted uses to include wastewater nutrient reduction cluster systems as of right in the following zoning districts: Urban Residential (UR), Urban Residential Mobil Home (UR-M), Urban Residential Mobile Home-Limited (UR-M-L), Suburban Commercial (SC), Suburban Residential (SR), Suburban Residential Limited (SR-L), Sparsely Settled (SS), Improved Subdivision (IS), Mixed Use (MU) and Commercial Fishing Special District (CFSD).

3. Waste nutrient reduction cluster systems are designed to serve multiple residences which are located on more than one lot. By allowing such systems as of right in several zoning districts, Monroe County is encouraging a cost-efficient method of wastewater disposal and encouraging the timely replacement of septic tanks, cesspits and other sub-standard wastewater treatment systems.

4. Ord. 053-2000 is consistent with the County's 2010 Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6) and (11), Fla. Stat., and § 380.0552(9), Fla. Stat. (2000).

6. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2000) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

7. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2000). The regulations adopted by Ord. 053-2000 are land development regulations.

8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles"). § 380.0552(7), Fla. Stat.; see *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions. § 380.0552(7), Fla. Stat. (2000).

9. Ord. 053-2000 promotes and furthers the following Principles, §380.0552(7), Fla. Stat. (2000):

(b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.

(c) To protect upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.

(e) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.

(h) To protect the value, efficiency, cost-effectiveness, and amortized life of existing and proposed major public investments, including:

2. Sewage collection and disposal facilities;

(i) To limit the adverse impacts of public investments on the environmental resources of the Florida Keys.

(l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

Ord. 053-2000 is not inconsistent with the remaining Principles. Ord. 053-2000 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 053-2000 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ _____
J. THOMAS BECK, DIRECTOR
Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR 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, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU 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 YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU 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, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU 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 FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION 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.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this ____ day of _____, 2001.

/s/ _____
Paula Ford, Agency Clerk

By U.S. Mail:
Honorable George Neugent
Mayor of Monroe County
500 Whitehead Street
Key West, Florida 33040
Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Timothy J. McGarry, AICP
 Director, Growth Management Division
 2798 Overseas Highway, Suite 400
 Marathon, Florida 33050
 By Hand Delivery or Interagency Mail:
 Michael McDaniel, Growth Management Administrator, DCA
 Tallahassee
 Rebecca Jetton, DCA Florida Keys Field Office
 David Jordan, Deputy General Counsel, DCA Tallahassee

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for the Relocation of a
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that General Motors Corporation, intends to allow the relocation of Ed Morse Operations, Inc., d/b/a Ed Morse Pontiac, as a dealership for the sale of Pontiac, from its present location at 827 S. State Road 7, North Lauderdale, Florida, to a proposed location at 14401 W. Sunrise Blvd., Sunrise (Broward County), Florida 33323, on or after April 2, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Ed Morse Operations, Inc., d/b/a Ed Morse Pontiac are: Mr. Edward J. Morse Jr., 6363 N. W. 6th Way, Ste. 400, Ft. Lauderdale, FL 33309 and Ms. Elizabeth A. Beaver, 6363 N. W. 6th Way, Ste. 400, Ft. Lauderdale, FL 33309.

The notice indicates an intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jody L. Huey, Dealer Contractual Manager, General Motors Corporation, 100 Renaissance Center, Detroit, MI 48265-1000.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Boss Hoss Cycle, Inc., intends to allow the establishment of Auto Plus of the Palm Beaches Inc. d/b/a Auto Plus/Dream Machines U.S.A., as a dealership for the sale of Boss Hoss Cycle bikes, trikes, accessories and parts, at 570 South Dixie Highway, Lantana (Palm Beach County), Florida 33462, on or after January 25, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Auto Plus of the Palm Beaches Inc. d/b/a Auto Plus/Dream Machines U.S.A. are: dealer operator(s) and principal investor (s) are: Harley Nosker, 5317 Winchester Woods Drive, Lake Worth, Florida 33463 and Thomas G. Brosseau, 4729 Blue Pine Circle, Lake Worth, Florida 33463.

The notice indicates an intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ms. Meredith Warne, Vice President, Boss Hoss Cycle, Inc., 790 South Main, Dyersburg, TN 38024.

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, American Honda Motor Co., Inc., intends to allow the establishment of Rick Case Cycles, Inc., as a dealership for the sale of

motorcycles, all terrain vehicles and motor scooters, at 15701 Pointe West Drive, Davie (Broward County), Florida 33331, on or after April 7, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Rick Case Cycles, Inc. are: dealer operator: Rick Case Cycles Inc., 875 North State Road 7, Ft. Lauderdale, FL 33317, principal investor: Rick Case, 949 Hillsboro Mile, Hillsboro Beach, FL 33062.

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. Ray Blank, Vice President, American Honda Motor Co., Inc., 1919 Torrance Blvd., Torrance, CA 90501-2746.

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, American Honda Motor Co., Inc., intends to allow the establishment of Xtreme Powersports, Inc., as a dealership for the sale of motorcycle, all terrain vehicle and motor scooter, at 1019 US 301 South, Tampa (Hillsborough County), Florida 33619, on or after March 28, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Xtreme Powersports, Inc. are: Xtreme Powersports, Inc., 1019 U.S. 301, S., Tampa, FL 33619, Hans Klockes, 6608 Seabird Way, Apollo Beach, FL 33572 and Randy Young, 933 Bunkerview Drive, Apollo Beach, FL 33572.

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. Ray Blank, Vice President, American Honda Motor Co., Inc., 1919 Torrance Blvd., Torrance, CA 90501-2746.

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.

SPACEPORT FLORIDA AUTHORITY

The Florida Space Research Institute seeks candidates for the position of Program Manager of an Advanced Learning Environment program. Qualifications include a Master's Degree in Instructional Design/Instructional Technology and experience in creating training programs, with an emphasis on the development of SCORM conformant web-based instruction. Experience in advanced distributed learning, employing simulations, intelligent agents and adaptive learning software is also desirable. Candidates must be capable of self-direction and possess communication and organizational skills to lead a large diverse multidisciplinary team through the development of a major advanced learning environment program development. Resumes should be received before COB March 23, 2001 at: Position Vacancy #2, Mail Stop: FSRI, Kennedy Space Center, FL 32899. No phone calls please. EEO M/F/V/H.

The Florida Space Research Institute seeks candidates for the position of Business Manager. Qualifications include a 4 year degree in business administration (MBA preferred) or a related field and 5 years of experience in budget preparation, cost accounting, financial analysis and reporting. Additional experience in federal/state contract management, proposal development, facility management and human resources is preferred. Candidates must be capable of self-direction and possess excellent communicative skills. Resumes should be received before COB March 23, 2001 at: Position Vacancy #1, Mail Stop: FSRI, Kennedy Space Center, FL 32899. No phone calls please. EEO M/F/V/H.

AGENCY FOR HEALTH CARE ADMINISTRATION

**CERTIFICATE OF NEED
EXEMPTIONS**

The Agency For Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

| | |
|---|-----------------------------------|
| County: Dade | District: 11 |
| ID #: 0000260 | Decision: A Issue Date: 2/28/2001 |
| Facility/Project: Palmetto Subacute Care Center | |
| Applicant: Palmetto Subacute Care Center, Inc. | |
| Project Description: Add 10 skilled nursing beds | |
| Proposed Project Cost: \$250,000 | Equipment Cost: |
| County: Polk | District: 6 |
| ID #: 0000262 | Decision: A Issue Date: 3/2/2001 |
| Facility/Project: Lake Wales Medical Centers Extended Care Facility | |
| Applicant: Winter Haven Hospital, Inc. | |
| Project Description: Delicense 57 community skilled nursing beds | |
| Proposed Project Cost: \$200,000 | Equipment Cost: |
| AHCA Purchase Order Number S5900I00310. | |

CERTIFICATE OF NEED

GRACE PERIOD LETTERS OF INTENT

The Agency For Health Care Administration received and accepted the following letters of intent for the March 14, 2001 application filing date for hospital batching cycle.

| | |
|---|---------------|
| County: Citrus | District: 3 |
| Date Filed: February 27, 2001 | LOI#: H010245 |
| Facility/Project: Citrus Memorial Hospital | |
| Applicant: Citrus Memorial Health Foundation, Inc. | |
| Project Description: Establish an adult open heart surgery program | |
| County: Hernando | District: 3 |
| Date Filed: February 28, 2001 | LOI#: H010246 |
| Facility/Project: Brooksville Regional Hospital | |
| Applicant: Hernando HMA, Inc. | |
| Project Description: Establish an adult open heart surgery program | |
| County: St. Johns | District: 4 |
| Date Filed: February 23, 2001 | LOI#: H010247 |
| Facility/Project: Genesis Rehabilitation Hospital, Inc. | |
| Applicant: Genesis Rehabilitation Hospital, Inc. | |
| Project Description: Construct a new up to 60-bed comprehensive medical rehabilitation hospital | |
| County: Hillsborough | District: 6 |
| Date Filed: February 26, 2001 | LOI#: H010248 |
| Facility/Project: Brandon Regional Hospital | |
| Applicant: Galencare, Inc. | |

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| Project Description: Establish an adult open heart surgery program | |
| County: Hillsborough | District: 6 |
| Date Filed: February 28, 2001 | LOI#: H010249 |
| Facility/Project: Genesis Rehabilitation Hospital | |
| Applicant: Genesis Rehabilitation Hospital | |
| Project Description: Construct up to a 60-bed comprehensive medical rehabilitation hospital | |
| County: Polk | District: 6 |
| Date Filed: February 27, 2001 | LOI#: H010250 |
| Facility/Project: Hospice of Lake and Sumter, Inc. | |
| Applicant: Hospice of Lake and Sumter, Inc. | |
| Project Description: Establish a hospice program | |
| County: Brevard | District: 7 |
| Date Filed: February 28, 2001 | LOI#: H010251 |
| Facility/Project: Hospice of Health First, Inc. | |
| Applicant: Hospice of Health First, Inc. | |
| Project Description: Establish up to an 8-bed freestanding inpatient hospice | |
| County: Sarasota | District: 8 |
| Date Filed: February 28, 2001 | LOI#: H010252 |
| Facility/Project: HealthSouth Rehabilitation Hospital of Sarasota | |
| Applicant: HealthSouth of Sarasota Limited Partnership | |
| Project Description: Add up to 15 comprehensive medical rehabilitation beds | |
| County: Sarasota | District: 8 |
| Date Filed: February 28, 2001 | LOI#: H010253 |
| Facility/Project: Genesis Rehabilitation Hospital, Inc. | |
| Applicant: Genesis Rehabilitation Hospital, Inc. | |
| Project Description: Construct a new up to 60-bed comprehensive medical rehabilitation hospital | |
| County: Dade | District: 11 |
| Date Filed: February 26, 2001 | LOI#: H010254 |
| Facility/Project: Aventura Hospital and Medical Center | |
| Applicant: Miami Beach Healthcare Group, Ltd. | |
| Project Description: Establish an adult open heart surgery program | |

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after 3/14/2001 the date the application is scheduled to be deemed complete. Tentative dates for hearings will be published on 3/30/2001.

AHCA Purchase Order Number S5900I00310

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**NOTICE OF AVAILABILITY
FLORIDA FINDING OF NO SIGNIFICANT IMPACT
DWFP2006**

The Florida Department of Environmental Protection has determined that the City of Quincy drinking water project will not adversely affect the environment. The total project cost is estimated at \$7,601,000. The project may qualify for a Drinking Water State Revolving Fund (DWSRF) loan composed of federal funds and state matching funds.

A full copy of the Florida Finding of No Significant Impact can be obtained by writing: Al Bishop, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS # 3505, Tallahassee, Florida 32399-2400.

**NOTICE OF AVAILABILITY
FLORIDA FINDING OF NO SIGNIFICANT IMPACT
TREATMENT AND RECLAIMED WATER REUSE
FACILITIES – (EXPANSION OF TREATMENT PLANT
AND REUSE FACILITIES)**

The Florida Department of Environmental Protection has determined that Volusia County’s proposed Treatment and Reclaimed Water Reuse Facilities Project for Deltona North Service Area will not have a significant adverse impact on the environment. The total project cost is estimated at \$3,735,000. 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 Finding of No Significant Impact 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 March 1, 2001, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Darlene Geter, CNA,

certificate number CNA 1187266616090. Geter’s last known address is 133 South Redland Road, #103, Florida City, FL 33034. 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 456.073(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 March 2, 2001, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Alisa Poplofsky, RN, license number 1720172. Poplofsky’s last known address is 14401 South Military Trail, Apt. D-104, Delray Beach, FL 33484. 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 456.073(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 March 2, 2001, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Kevin Quartarone, P.T.A., license number PTA 13539. QUARTARONE’s last known address is 19962 Northeast 5th Court, North Miami Beach, Florida 33179. 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 456.073(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.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN February 26, 2001
 and March 2, 2001

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
|----------|-----------|----------------|-------------------|------------------|

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

| | | | | |
|-----------|---------|---------|-------|--|
| 3F-11.002 | 2/26/01 | 3/18/01 | 26/51 | |
|-----------|---------|---------|-------|--|

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid Program Office

| | | | | |
|-----------|--------|---------|-------|--|
| 59G-4.160 | 3/2/01 | 3/22/01 | 26/51 | |
|-----------|--------|---------|-------|--|

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

| | | | | |
|------------|---------|---------|------|--|
| 61-20.5081 | 2/27/01 | 3/19/01 | 27/4 | |
|------------|---------|---------|------|--|

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|------------|---------|---------|------|--|
| 61-20.5082 | 2/27/01 | 3/19/01 | 27/4 | |
|------------|---------|---------|------|--|

Board of Professional Engineers

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|--------------|--------|---------|-------|--|
| 61G15-31.003 | 3/1/01 | 3/21/01 | 26/51 | |
|--------------|--------|---------|-------|--|

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|--------------|--------|---------|------|--|
| 61G15-35.001 | 3/1/01 | 3/21/01 | 27/3 | |
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| 61G15-35.002 | 3/1/01 | 3/21/01 | 27/3 | |
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|--------------|--------|---------|------|--|
| 61G15-35.004 | 3/1/01 | 3/21/01 | 27/3 | |
|--------------|--------|---------|------|--|

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

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|------------|---------|---------|------|--|
| 64B3-1.008 | 2/28/01 | 3/20/01 | 27/2 | |
|------------|---------|---------|------|--|

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|-------------|---------|---------|------|--|
| 64B3-11.001 | 2/28/01 | 3/20/01 | 27/3 | |
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Board of Orthotists and Prosthetists

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|-------------|---------|---------|------|--|
| 64B14-2.002 | 2/26/01 | 3/18/01 | 27/4 | |
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| 64B14-2.003 | 2/26/01 | 3/18/01 | 27/4 | |
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| 64B14-2.004 | 2/26/01 | 3/18/01 | 27/4 | |
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|-------------|---------|---------|------|--|
| 64B14-2.005 | 2/26/01 | 3/18/01 | 27/4 | |
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| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
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Board of Pharmacy

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|--------------|---------|---------|------|--|
| 64B16-26.101 | 2/26/01 | 3/18/01 | 27/4 | |
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|--------------|---------|---------|------|--|
| 64B16-26.102 | 2/26/01 | 3/18/01 | 27/4 | |
|--------------|---------|---------|------|--|

NAVIGATION DISTRICTS

Florida Inland Navigation District

| | | | | |
|-----------|--------|---------|-------|--|
| 66B-1.003 | 3/1/01 | 3/21/01 | 26/47 | |
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|-----------|--------|---------|-------|--|
| 66B-1.004 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-1.005 | 3/1/01 | 3/21/01 | 26/47 | 27/4 |
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|-----------|--------|---------|-------|--|
| 66B-1.006 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-1.008 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-1.009 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-1.010 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-2.003 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-2.004 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-2.005 | 3/1/01 | 3/21/01 | 26/47 | 27/4 |
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| 66B-2.006 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-2.008 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-2.009 | 3/1/01 | 3/21/01 | 26/47 | |
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| 66B-2.010 | 3/1/01 | 3/21/01 | 26/47 | |
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FISH AND WILDLIFE CONSERVATION

COMMISSION

Marine Fisheries

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|------------|--------|---------|-------|--|
| 68B-19.001 | 3/2/01 | 3/22/01 | 26/51 | |
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| 68B-19.002 | 3/2/01 | 3/22/01 | 26/51 | |
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| 68B-19.004 | 3/2/01 | 3/22/01 | 26/51 | 27/6 |
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