

best interest of the state. The department shall document the reasons that such action is in the best interest of the state in lieu of re-solicitation.

(5) The department may terminate negotiations at any time with any or all qualified offerors. When the department determines in writing that it is in the best interest of the state, it shall request that each qualified offeror submit a BAFO which takes into consideration all of the information contained in the original Service Proposal Request as well as that provided through the negotiations. In those cases where negotiations generated a need for further clarification or restatement of the department's requirement, such clarification shall be clearly stated in the request for the BAFO. The department shall review the BAFOs submitted in accordance with the evaluation criteria contained in the Service Proposal Request. The award, if any, shall be made to the qualified offeror whose BAFO represents the best value to the state.

(6) When it is in the best interest of the state, the department may award multiple contracts. The contract(s) resulting from this procurement process may cover all or part of the requirement described in the Service Proposal Request. The department may split the service procurement requirements into smaller components and may award different components to different qualified offerors.

Specific Authority 402.73(3) FS. Law Implemented 402.73(3) FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Joy Neves

NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Richard Chatel

DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: October 3, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: October 15, 1999

### Section III Notices of Changes, Corrections and Withdrawals

#### PUBLIC SERVICE COMMISSION

DOCKET NO. 001521-EU

RULE NO.: 25-6.035      RULE TITLE:  
Adequacy of Supply  
NOTICE OF RESCHEDULING

The date for the hearing, if requested, has been rescheduled to:  
TIME AND DATE: 9:30 a.m., April 26, 2001  
PLACE: Room 152, Betty Easley Conference Center, 4075  
Esplanade Way, Tallahassee, FL

#### DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.203      RULE TITLE:  
Control of Contraband  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 27, No. 3, January 19, 2001, Florida Administrative Weekly has been withdrawn.

#### COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

RULE NO.: 41-2.006      RULE TITLE:  
Insurance, Safety Requirements and  
Standards  
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 published in Vol. 27, No. 5, February 2, 2001, issue of the Florida Administrative Weekly. Based on comments received from the Joint Administrative Procedures Committee, the Commission has voted to change the rule as follows:

Subsection (4)(i) now reads:

(i) Billing requirements of the Community Transportation Coordinator to subcontractors shall be determined locally by the local Coordinating Board and provided in the local Transportation Disadvantaged Service Plan. All bills shall be paid within 7 working days to subcontractors, after receipt of said payment by the Community Transportation Coordinator, in accordance with Chapter 287.0585, F.S.;

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jo Ann Hutchinson, Executive Director, Commission for the Transportation Disadvantaged, 60 Suwannee Street, MS-49, Tallahassee, Florida 32399-0450

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Board of Architecture and Interior Design

RULE NOS.: 61G1-25.001      RULE TITLES:  
General Responsibility  
61G1-25.003      Qualification Program for Special  
Inspectors of Threshold  
Buildings

##### 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 rules, as published in Vol. 27, No. 6, February 9, 2001, issue of the Florida Administrative Weekly. The changes are based upon written comments submitted by the staff of the Joint Administrative Procedures Committee and comments provided by the Board at its regularly scheduled board meeting held on March 8, 2001. The Board voted to change Rules 61G1-25.001 and 61G1-25.003.

The changes are as follows:

The last sentence in the rule text of 61G1-25.001 will be deleted and the rule shall now read:

**61G1-25.001 General Responsibility.**

Architects offering Threshold Building Inspection services pursuant to Section 553.79, F.S. shall provide inspections in accordance with the structural inspection plan provided by the engineer or architect of record to insure compliance with permitted documents.

The Board voted to amend Subsection (3)(d) of Rule 61G1-25.003 and shall now read as follows:

**61G1-25.003 Qualification Program for Special Inspectors of Threshold Buildings.**

(3)(d) Upon a determination that the application contains all of the information requested by these rules, review of the application shall be scheduled for consideration by the Board. Such applications shall be approved, rejected or deferred for further information by the Board. If the Board defers an application for additional information, it shall notify the applicant of the information needed. Applicants shall be notified in writing of the Board's actions as soon as practicable and, in the case of rejected applications, the Board shall set forth the reasons for such rejection.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Architecture and Interior Design, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0751

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.: RULE TITLE:

64B3-5.003 Technologist

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S. published in the Vol. 26, No. 38, September 22, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments received from the Joint Administrative Procedures Committee and from the Board Meeting held on February 15, 2001 in Jacksonville Florida.

The rule shall now read as follows:

**64B3-5.003 Technologist.**

(1) Technologist Qualifications. Degrees or semester hours of academic credit required in this section shall be obtained at a regionally accredited college or university or, if foreign education, equated pursuant to Rule 64B3-6.002(6). All associate degrees used to qualify shall include, at a minimum, 60 semester hours of academic credit including eight semester hours each of academic biological and chemical science. Applicants for technologist licensure in the categories of microbiology, serology/immunology, chemistry,

hematology, immunohematology, radioassay, histocompatibility, blood banking and blood gas analysis shall have four hours of Board approved HIV/AIDS continuing education and at a minimum have one of the following:

(a) A baccalaureate degree in clinical laboratory, chemical or biological science, or medical technology and have successfully completed a technologist level, accredited medical technology program which may be part of the degree.

(b) A baccalaureate degree in clinical laboratory, chemical or biological science, or medical technology and have successfully completed a Board approved training program at the technician or technologist level.

(c) A baccalaureate degree in clinical laboratory, chemical or biological science, or medical technology and three years if pertinent clinical laboratory experience of which one year shall be in the category for which licensure is sought.

(d) Ninety semester hours of academic credit and have successfully completed an accredited medical technology program at the technologist level.

(e) An associate degree, a Florida technician license and have successfully completed a technician level, accredited medical laboratory technology program which may be part of the degree.

(f) An associate degree, a Florida technician license and have successfully completed a military clinical laboratory training program of at least 1500 clock hours.

(g) An associate degree and have five years of pertinent clinical laboratory experience with one year of experience in each category for which licensure is sought.

(h) If applying for the category of radioassay, an associate degree and have successfully completed a nuclear medicine program, which may be part of the degree.

(i) If applying for the category of blood gas analysis, an associate degree and have successfully completed a cardiopulmonary function or a cardiovascular technologist program which may be part of the degree.

(j) If applying for the category of blood banking, must qualify under (a), (b) or (c) above.

(k) Individuals with a baccalaureate degree in a chemical or biological science, Florida licensure as a technician, and proof of completion of an accredited and/or Board approved clinical laboratory training program at the technician level, may qualify for a technologist license.

(2) Qualifications for Cytology Technologist. For the specialty of cytology, applicants for technologist shall have earned a baccalaureate degree with coursework including at least 16 semester hours of academic science, and shall have successfully completed an accredited training program in cytology. Applicants who were nationally certified prior to 1985 by the American Society of Clinical Pathologists must have an associates degree or the equivalent. Applicants shall

have four hours of Board approved HIV/AIDS continuing education as stated in Rule 64B3-11.005 or in subsequent rule of the Department.

(3) Qualifications for Histology Technologist. For the category of histology, applicants for technologist licensure shall have four hours of Board approved HIV/AIDS continuing education as stated in Rule 64B3-11.005 or in subsequent rule of the Department, a minimum of 60 semester hours of academic credit including 16 semester hours of science, and have one of the following:

(a) Board certification gained by examination in histology through the Board of Registry of the American Society of Clinical Pathologist certification at the Histotechnologist (HTL) level.

(b) Board certification gained by examination in histology through the Board of Registry of the American Society of Clinical Pathologist certification at the Histotechnician (HT) level, 48 contact hours of continuing education in immunohistochemistry/advanced histologic techniques and five years of pertinent clinical laboratory experience post certification.

(c) Graduation from a NAACLS approved associate degree histotechnology program and Board certification gained by examination in histology through the Board of Registry of the American Society of Clinical Pathologist certification at the Histotechnician (HT) level.

(d) Board certification gained by examination in histology through the Board of Registry of the American Society of Clinical Pathologist certification at the Histotechnician (HT) level and Qualification in Immunohistochemistry (QIHC).

(e) Florida licensure as a histology technician, 48 contact hours of continuing education in immunohistochemistry/advanced histologic techniques and 10 years of pertinent clinical laboratory experience post licensure.

(4) through (6) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Board Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

## DEPARTMENT OF HEALTH

### Board of Clinical Laboratory Personnel

RULE NO.: 64B3-11.004  
RULE TITLE: Procedures for Approval of Provider Programs

#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S. published in the Vol. 26, No. 38, September 22, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments received

from the Joint Administrative Procedures Committee and from the Board Meeting held on February 15, 2001 in Jacksonville Florida.

The rule shall now read as follows:

64B3-11.004 Procedures for Approval of Provider Programs.

Programs approved by the Board are defined as those from providers whose courses meet the standards set forth in Rule 64B3-11.002. The provider seeking program approval:

(1) Shall apply to the Department using form DH 1052, (7/97), incorporated by reference herein and available by request to the Board Executive Director, and submit the application fee set forth in Rule 64B3-9.001 prior to the first course being offered.

(2) Shall be granted approval for a period of 24 months.

(3) Shall be subject to periodic review. Approval may be withdrawn if the Board determines that adherence to standards outlined in rule chapter 64B3-11 is not maintained or if information submitted to the Board by the provider is found to be a material misrepresentation of fact.

(4) Shall use the program approval numbers, if applicable.

(5) Shall be granted authority to give continuing education courses without additional Board approval once they are offered by a program with approval status.

(6) Shall demonstrate continued compliance with the requirements of Rules 64B3-11.002, and 64B3-11.003 through periodic review and random audits of continuing education offerings. Audits shall be conducted for cause and randomly during renewal of the continuing education program.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Board Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

## DEPARTMENT OF HEALTH

### Board of Medicine

RULE NO.: 64B8-9.009  
RULE TITLE: Standard of Care for Office Surgery

#### NOTICE OF PUBLIC HEARING

The Board of Medicine hereby gives notice that the Surgical Care Committee of the Board will hold a public hearing on the above-referenced rule in response to a written request. The hearing will be held on May 19, 2001, at 9:30 a.m., or as soon thereafter as can be heard, at the Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior

to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

## DEPARTMENT OF CHILDREN AND FAMILY SERVICES

### Economic Self-Sufficiency Program

RULE NO.: 65A-4.205  
 RULE TITLE: Penalties for Nonparticipation in Work Requirements

#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the cited proposed rule in accordance with subparagraph 120.54(3)(d)1., published in Vol. 27, No. 4, January 26, 2001, issue of the Florida Administrative Weekly. The specific changes were made in response to comments received from Florida Legal Services, Inc. requesting clarification on proposed rule terminology and form provisions incorporated by reference.

Specific changes in rule text are as follows:

(1) Penalty Requirements. The provisions for receipt of temporary cash assistance (TCA) include the requirement of individuals who do not meet exemptions to participate in work activities or alternative requirement plans. For the purposes of this rule "work activities" include alternative requirement plans. Failure to do so, without good cause, will result in penalties being applied in accordance with s. 414.065(1), F.S. Individuals who also receive food stamps and fail to meet TCA work requirements will be considered noncompliant with Food Stamp work requirements in accordance with 7 CFR Part 273, section 273.7(f)(6). Individuals will be notified at program entry of the work activities requirement and possible penalties for noncompliance without good cause using the CF-ES 2097, Participation and Information Notice, Mar 01 Sep-00, incorporated by reference.

(2) Compliance with work requirements and determination of good cause for failure to comply with work requirements will be determined by the regional workforce board (RWB) designee in accordance with s. 414.065(1) and (4), F.S. Other good cause reasons for failure to comply include the temporary inability to participate due to circumstances beyond the participant's control such as:

(a) A family emergency due to the inability to find suitable child care for a sick child under age 12;

(b) Hospitalization, medical emergency or death of an immediate family member;

(c) Natural disaster;

(d) Lack of transportation;

(e) Court appearance; or

(f) Caring for a disabled family member when the need for care has been verified and alternative care is not available.

(3) Individuals failing to comply with work activities will be mailed notification of the failure and possible sanction by the RWB designee within two working days of the failure. The notification must inform the individuals they have shall be allowed ten calendar days from the date the notification is mailed to contact the RWB designee to have a report good cause determination made or to comply with the work requirement or penalty action will be imposed. During the ten-day period, the RWB designee is required to make both oral and written attempts to contact and to counsel the participant to:

(a) Determine if the participant had good cause for failing to meet the work requirement;

(b) Refer to or provide services, if appropriate, to assist with the removal of barriers to participation;

(c) Understand the consequences for failure to comply with work or alternative requirement plan activity requirements without good cause;

(d) Provide information regarding transitional benefits in accordance with ss. 445.028(2), F.S., if the participant subsequently obtained employment; and

(e) Understand that compliance with the work activity during the ten-day period will avoid the imposition of a sanction. The RWB designee must provide the participant with another work activity within the ten-day period if it is impossible for the participant to comply with the original assigned activity.

(4) Upon failure of the individual to respond by the date indicated, the RWB designee will notify the department to impose a sanction in accordance with s. 414.065(1)(a), F.S. Upon receipt of the sanction request, the department will notify the individual of the penalty action using the CF-ES 4192, Notice of Work Penalties, Mar 01 Sep-00, incorporated by reference. An individual who provides verification of good cause for failure to respond within the 10-day time frame will not be penalized.

(5)(2) Temporary cash assistance groups, who are receiving food stamps at the time of the disqualification for failure to perform a required TCA work activity, will also be disqualified for food stamps in accordance with Federal food stamp policy at 7 CFR sections 273.7(f)(6) and 273.11(j)(4) and (k) 7 U.S.C. 2015(6)(i)(d) and 7 U.S.C. 2015(6)(i). Food stamp penalty periods are to be applied in accordance with 7 CFR section 273.7(f)(2). If the non-compliant individual is the head of household, the entire household will be disqualified from receipt of food stamps in accordance with 7 CFR section 273.7(f)(4). The department must determine if the non-compliant individual meets a food stamp work exemption before imposing a food stamp penalty. The food stamp penalty is not to be imposed if the individual meets a food stamp exemption. Individuals who are penalized

for food stamps due to noncompliance with TCA work requirements cannot have a penalty lifted by opting not to receive TCA.

(6) Temporary cash assistance penalties are to be applied in accordance with s. 414.065(1)(a), F.S. ~~(b)~~ The fourth and each subsequent penalty prior to reinstatement as being in full compliance with TCA program requirements will be applied pursuant to s. 414.065(1)(a)3., F.S.

(7)~~(2)~~ No change.

(8)~~(4)~~ Reinstatement of Benefits. Reinstatement of benefits requires the filing of a Request for Assistance, CF-ES Form 2066 Jun. 98, incorporated by reference in administrative rule 65A-1.400, FAC., and a face-to-face interview, unless the individual demonstrates compliance and action is being taken to reinstate benefits within 30 days from the beginning date of the penalty. Cash assistance benefits will be reinstated in accordance with s. 414.065(1)(a), F.S., as determined by the RWB designee, as long as all other factors of eligibility are met and any minimum penalty period has been served. Food stamp benefits will be reinstated in accordance with 7 CFR section 273.7(g) of the food stamp requirements. If at the end of the food stamp penalty period the head of household is still in noncompliance, the head of household remains ineligible, but other members of the assistance group may reapply. If the other assistance group members are re-approved for food stamps, the pre-sanctioned TCA grant amount must be included in the food stamp benefit calculation.

(9)~~(4)~~ No change.

## DEPARTMENT OF CHILDREN AND FAMILY SERVICES

### Economic Self-Sufficiency Program

RULE NO.: 65A-4.212  
 RULE TITLE: Up-front Diversion  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the cited proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 27, No. 2, January 12, 2001, issue of the Florida Administrative Weekly. The specific changes were made in response to comments received from the Joint Administrative Procedures Committee and Florida Legal Services, Inc. requesting clarification on proposed rule language and form provisions that appeared to be in conflict with statutory authority or that needed clarification.

Specific changes are as follows:

Paragraph (1) is amended to read: Pre-screening. Individuals applying for temporary cash assistance (TCA) or up-front diversion will complete the CF-ES 2066, Request for Assistance, Jun 98, incorporated by reference in Administrative Rule 65A-1.400, FAC, and will be pre-screened to determine if they meet the criteria for a due to an unexpected circumstance or emergency situation they have

short-term barriers to obtain and maintain employment or child support that could be addressed through up-front diversion or if ongoing TCA is needed in accordance with s. 445.017, F.S. Screening for up front diversion may be done by the department or the regional workforce board (RWB) designee to determine if the family is interested and likely to meet eligibility criteria for TCA and up-front diversion using the: Pre-screening includes a determination that all requirements for TCA eligibility would most likely be met; the applicant has an unexpected circumstance or emergency situation that may be addressed through short-term assistance such as up-front diversion instead of ongoing TCA assistance; and the applicant may be interested in Up-Front Diversion.

(a) If the pre-screening information indicates that the applicant meets TCA eligibility criteria, but is not appropriate for up-front diversion or does not want it, the applicant will complete the application process for the receipt of ongoing TCA through the department 2073B CF-ES, Diversion Services Worksheet, Sep 00, incorporated by reference, and CF-ES 2066, Request for Assistance (RFA), Jun 98, incorporated by reference in Administrative Rule 65A-1.400, FAC, to determine potential TCA and up-front diversion eligibility.

(b) If the pre-screening information indicates that the applicant meets TCA eligibility criteria; upfront diversion may address the applicant's needs; and, the applicant wants to pursue up-front diversion, the applicant will complete the up-front diversion eligibility determination process through the regional workforce board (RWB) designee. CF-ES 2073A, Up-front Diversion Screening Form, Sep 00, incorporated by reference, to determine potential up front diversion eligibility that includes:

1. The applicant has a child(ren) under age 19 residing in the home or a pregnant woman in the family;
2. The family has an emergency situation that can be resolved by up front diversion assistance; and
3. Whether or not the up front intervention will eliminate barriers to employment and the need for applying for TCA.

Paragraph (2) is amended to read: Referral to the RWB. The RWB designee is responsible for determining final up-front diversion eligibility and approval on a case-by-case basis for the receipt of up-front diversion services, payment, or both in accordance with s. 445.017, F.S. Applicants, who are pre-screened by the department as potentially TCA eligible, appear to have short-term barriers to obtain and maintain employment or child support, and want to apply for up-front diversion, are to be referred to the RWB designee using the completed CF-ES 2073A, CF-ES 2073B, and CF-ES 2066 for up-front diversion eligibility determination and approval. Eligibility criteria for up-front diversion includes:

(a) The applicant has a child(ren) under age 19 residing in the home or a pregnant woman in the family and meets TCA eligibility criteria;

(b) An explanation by the family of the unexpected circumstance or emergency situation and what may be needed to resolve it; and

(c) A determination by the RWB designee and the applicant whether or not the up-front diversion intervention will assist the family to overcome ~~eliminate~~ barriers to employment or child support and eliminate the need for ongoing TCA assistance.

Paragraph (3) is amended to read: Unexpected Circumstances or Emergency Situations. ~~Emergency situations that would be barriers to obtaining or continuing employment are determined on a case-by-case basis by the RWB designee.~~ Some examples of unexpected circumstances or emergency situations that may be considered short-term barriers to obtain and maintain employment or child support ~~emergency situations~~ in this regard are: automobile repairs; catching up on shelter payments to prevent evictions; catching up on utility bills, except for cable television and long distance telephone charges, to prevent interruption of services; medical services; replacement of lost income due to medical leave without pay; emergency child care while seeking permanent child care; and, clothing, shoes, tools or equipment necessary for employment.

Paragraph (5), in the first sentence, following "Payment/Service," is amended to read, "Feb 01, Oct 00 incorporated by reference, to notify applicants that receipt of up-front diversion will restrict application for TCA for three months unless an emergency is demonstrated to the RWB designee."

Paragraph (6), the second sentence is amended to read, "Up-front Diversion ~~One-time~~ services such as child care or transportation cannot exceed four months in accordance with 45 CFR Part 260, s. 260.31(b)." In the same paragraph, a new third sentence is inserted to read, "Families who are diverted from the receipt of ongoing TCA assistance through Up-front Diversion may be eligible to receive transitional support services such as child care and transportation as specified in section (11) of this rule."

Paragraph (11) Transitional Child Care and Transitional Services. Individuals who receive up-front diversion may be eligible for transitional child care or transitional services to accept, maintain, actively seek employment, or to upgrade skills if their income does not exceed 200 percent of the federal poverty level and they meet eligibility criteria in accordance with ss. 445.029, 445.030, 445.031, and 445.032, F.S.

Paragraph (12) is amended to read, "The following forms is ~~are~~ incorporated by reference: ~~CF-ES 2073A, CF-ES 2073B, and CF-ES 2075~~ and may be obtained from the Department of Children and Family Services, Economic Self-Sufficiency, 1317 Winewood Boulevard, Building 3, Room 423, Tallahassee, Florida 32399-0700."

## Section IV Emergency Rules

NONE

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

### DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN that on October 3, 2000, the State Board of Independent Colleges and Universities (SBICU) received a petition for waiver from the Academy for Five Element Acupuncture pursuant to Section 120.542, Florida Statutes. The petition seeks temporary relief from the Rule 6E-2.002(2)(f), Fla. Admin. Code, as it pertains to the awarding of degrees while the Academy received accreditation but had not been awarded a Level II provisional license by SBICU.

A copy of the petition may be obtained from: Cindy Bellia, (850)488-8695.

The SBICU 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 the State Board of Independent Colleges and Universities, Koger Center, Turner Building, Suite 200, 2586 Seagate Drive, Tallahassee, Florida 32301.

NOTICE IS HEREBY GIVEN that on February 5, 2001, the State Board of Independent Colleges and Universities (SBICU) received a petition for waiver from the Atlantic Institute of Oriental Medicine pursuant to Section 120.542, Florida Statutes. The petition seeks temporary relief from the Rule 6E-2.002(2)(f), Fla. Admin. Code, as it pertains to the awarding of degrees while the Institute received accreditation but had not been awarded a Level II provisional license by SBICU.

A copy of the petition may be obtained from: Cindy Bellia, (850)488-8695.

The SBICU 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 the State Board of Independent Colleges and Universities, Koger Center, Turner Building, Suite 200, 2586 Seagate Drive, Tallahassee, Florida 32301.

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has issued a Final Order Granting Petition for Waiver in response to the request received January 24,