

## Section I

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

#### DEPARTMENT OF INSURANCE

RULE TITLE: Standards of Hazardous Financial Condition  
 RULE NO.: 4-138.032

PURPOSE AND EFFECT: The purpose of the rule is to adopt the NAIC Model Regulation setting out standards for determining when an insurer is in hazardous financial condition, and to authorize issuance of an order to address the condition.

SUBJECT AREA TO BE ADDRESSED: Standards for insurers doing business in Florida to maintain sound financial condition.

SPECIFIC AUTHORITY: 624.308(1), 624.81(10) FS.

LAW IMPLEMENTED: 624.307(1), 624.81, 624.82, 624.84 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: 9:30 a.m., May 22, 2003

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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 the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sandra DuPont, Bureau of Property and Casualty Insurer Solvency, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0329, (850)413-5232

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

#### 4-138.032 Standards of Hazardous Financial Condition.

(1)(a) Purpose. The purpose of this rule is to set forth the standards which the Office of Insurance Regulation (hereinafter "Office) shall use for identifying insurers found to be in such condition as to render the continuance of their business hazardous to the public or to holders of their policies or certificates of insurance.

(b) This rule shall not be interpreted to limit the powers granted the Office by any laws or parts of laws of this state, nor shall this rule be interpreted to supercede any laws or parts of laws of this state.

(2) Standards. The following standards, either singly or a combination of two or more, shall be considered by the Office to determine whether the continued operation of any insurer transacting an insurance business in this state might be deemed to be hazardous to the policyholders, creditors, or the general public.

(a) Adverse findings reported in financial condition and market conduct examination reports;

(b) The National Association of Insurance Commissioners Insurance Regulatory Information System and its related reports;

(c) The ratios of commission expense, general insurance expense, policy benefits and reserve increases as to annual premium and net investment income that could lead to an impairment of capital and surplus;

(d) The insurer's asset portfolio when viewed in light of current economic conditions is not of sufficient value, liquidity or diversity to assure the company's ability to meet its outstanding obligations as they mature;

(e)1. The ability of an assuming reinsurer to perform; and

2. Whether the insurer's reinsurance program provides sufficient protection for the company's remaining surplus after taking into account the insurer's cash flow and the classes of business written, as well as the financial condition of the assuming reinsurer;

(f) Whether the insurer's operating loss in the last 12 month period or any shorter period of time, including net capital gain or loss, change in non-admitted assets, and cash dividends paid to shareholders, is greater than 50 percent of the insurer's remaining surplus as regards policyholders in excess of the minimum required;

(g) Whether any affiliate, subsidiary or reinsurer is insolvent, threatened with insolvency, or delinquent in payment of its monetary or other obligations;

(h) Contingent liabilities, pledges or guaranties which either individually or collectively involve a total amount which affects the solvency of the insurer;

(i) Whether any "controlling person" of an insurer is delinquent in the transmitting to, or payment of, net premiums to the insurer;

(j) The age and collectibility of receivables;

(k) Whether the management of an insurer, including officers, directors, or any other person who directly or indirectly controls the operation of the insurer, fails to possess and demonstrate the competence, fitness, and reputation deemed necessary to serve the insurer in such position;

(l) Whether management of an insurer has failed to respond to inquiries relative to the condition of the insurer or has furnished false and misleading information concerning an inquiry;

(m) Whether management of an insurer has:

1. Filed any false or misleading sworn financial statement;

2. Released a false or misleading financial statement to lending institutions or to the general public; or

3. Made a false or misleading entry, or has omitted an entry of material amount in the books of the insurer;

(n) Whether the insurer has grown so rapidly and to such an extent that it lacks adequate financial and administrative capacity to meet its obligations in a timely manner;

(o) Whether the company has experienced or will experience in the foreseeable future cash flow or liquidity problems;

(3) Office's Authority.

(a) For the purposes of making a determination of an insurer's financial condition under this rule, the Office shall:

1. Disregard any credit or amount receivable resulting from transactions with a reinsurer that is insolvent, impaired, or otherwise subject to a delinquency proceeding;

2. Make appropriate adjustments to asset values attributable to investments in or transactions with parents, subsidiaries or affiliates;

3. Refuse to recognize the stated value of accounts receivable if the ability to collect receivables is highly speculative in view of the age of the account or the financial condition of the debtor;

4. Increase the insurer's liability in an amount equal to any contingent liability, pledge, or guarantee not otherwise included if there is a substantial risk that the insurer will be called upon to meet the obligation undertaken within the next 12 month period.

(b) If the Office determines that the continued operation of the insurer licensed to transact business in this state is hazardous to the policyholders or the general public, then the Office shall, upon a determination as appropriate, issue an order requiring the insurer to:

1. Reduce or limit the total amount of present and potential liability for policy benefits by reinsurance;

2. Reduce, suspend, or limit the volume of business being accepted or renewed;

3. Reduce or limit general insurance and commission expenses by specified methods;

4. Increase the insurer's capital and surplus;

5. Suspend or limit the declaration and payment of dividend by an insurer to its stockholders or to its policyholders;

6. File reports in a form acceptable to the Office concerning the market value of an insurer's assets;

7. Limit or withdraw from certain investments or discontinue certain investment practices;

8. Document the adequacy of premium rates in relation to the risks insured;

9. File, in addition to regular annual statements, interim financial reports on the form adopted by the National Association of Insurance Commissioners or in such format as promulgated by the Office.

If the insurer is a foreign insurer the Office's order shall be limited to the extent provided by statute.

(c) An insurer subject to an order under paragraph (b) may request a hearing to review that order.

1. The notice of hearing shall be served upon the insurer pursuant to Sections 120.569 and 120.57, Florida Statutes.

2. The notice of hearing shall state the time and place of hearing, and the conduct, condition, or ground upon which the Office based the order.

3. The Office shall hold all hearings under this subsection privately, unless the insurer requests a public hearing, in which case the hearing shall be public.

(4) Judicial Review. Any order or decision of the Office shall be subject to review in accordance with Sections 120.569 and 120.57, Florida Statutes, at the instance of any party to the proceedings whose interests are substantially affected.

Specific Authority, 624.308(1), 624.81(10) FS. Law Implemented 624.307(1), 624.81, 624.82, 624.84 FS. History--New \_\_\_\_\_.

**DEPARTMENT OF REVENUE**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Compensation for Tax Information	12-18
RULE TITLE:	RULE NO.:
Submission of Information and	
Claims for Compensation	12-18.004

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12-18.004, F.A.C. (Submission of Information and Claims for Compensation), is to adopt, by reference, changes to form DR-55 (Application for Compensation for Tax Information) used by the Department in the administration of its authority to compensate persons who provide information to the Department pursuant to s. 213.30, F.S.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the proposed adoption of revisions to form DR-55, Application for Compensation for Tax Information.

SPECIFIC AUTHORITY: 213.06(1), 213.30(1) FS.

LAW IMPLEMENTED: 213.30 FS.

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

TIME AND DATE: 9:30 a.m., May 21, 2003

PLACE: Room 435, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Nancy Purvis, (850)488-0712.



- (a) through (b) No change.
- Form Number Title Effective Date
- (2) through (18) No change.
- (19) DR-1214 Application for Temporary  
Tax Exemption Permit  
(R. ~~04/03 08/00~~) \_\_\_\_\_ ~~06/01~~
- (20) No change.

Specific Authority 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.07(1)(b), 212.08(5)(b), (7), 212.11(5)(b), 212.12(1)(b)2., 212.17(6), 212.18(2),(3), 213.06(1), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 443.171(2),(7) FS. Law Implemented 92.525(1)(b),(3), 95.091, 125.0104, 125.0108, 201.08(1)(a), 201.01, 201.133, 201.17(1)-(5), 202.11(2),(3),(6),(16),(24), 202.17, 202.22(3)-(6), 202.28(1), 203.01, 212.02, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.06, 212.0606, 212.07(1),(8),(9), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.11(1),(4),(5), 212.12(1),(2),(9),(13), 212.13, 212.14(5), 212.17, 212.18(2),(3), 213.235, 213.29, 213.37, 219.07, 288.1258, 376.70, 376.75, 403.717, 403.718, 403.7185, 443.036, 443.121(1),(3), 443.131, 443.1315, 443.1316, 443.171(2),(7) FS. History--New 4-12-84, Formerly 12A-1.97, Amended 8-10-92, 11-30-97, 7-1-99, 4-2-00, 6-28-00, 6-19-01, 10-2-01, 10-21-01, 8-1-02, 4-17-03, 5-4-03, \_\_\_\_\_.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Communications Services Tax	12A-19
RULE TITLES:	RULE NOS.:
Tax Due at Time of Sale; Tax Returns and Regulations	12A-19.020
Public Use Forms	12A-19.100

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-19.020, F.A.C. (Tax Due at Time of Sale; Tax Returns and Regulations), is to provide that: (1) form DR-700016, Florida Communications Services Tax Return (R. 03/03), is to be used to report communications services tax on services billed from March 1, 2003, through May 31, 2003; and (2) form DR-700016, Florida Communications Services Tax Return (R. 06/03), is to be used to report communications services tax on services billed on or after June 1, 2003.

The purpose of proposed amendments to Rule 12A-19.100, F.A.C. (Public Use Forms), is to adopt, by reference, form DR-700016, Florida Communications Services Tax Return (R. 03/03), and form DR-700016, Florida Communications Services Tax Return (R. 06/03).

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the proposed revisions to the changes to form DR-700016, as contained in the revisions dated "R. 03/03" and "R. 06/03."

SPECIFIC AUTHORITY: 202.15, 202.151, 202.16(2), 202.26(3)(a),(c),(d) FS.

LAW IMPLEMENTED: 202.11(4),(11),(12), 202.12(1), 202.13(2), 202.15, 202.151, 202.16, 202.17(6), 202.19(1), 202.22(6), 202.27, 202.28(1),(2), 202.30, 202.33(2), 202.34(3),(4)(c), 202.35(1) FS.

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

TIME AND DATE: 9:30 a.m., May 21, 2003

PLACE: Room 435, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Department's proposed rules are available on the Department's web site: [www.myflorida.com/dor/rules](http://www.myflorida.com/dor/rules).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Gary Gray, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, (850)922-4729

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12A-19.020 Tax Due at Time of Sale; Tax Returns and Regulations.

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

(c) Form DR-700016, Florida Communications Services Tax Return, contains current tax rates for each local taxing jurisdiction. These rates are also contained on the Department's Internet site at the address shown inside the parentheses ([www.myflorida.com/dor/taxes/local\\_tax\\_rates.html](http://www.myflorida.com/dor/taxes/local_tax_rates.html)). The Department's Internet site and form DR-700016 are revised when the tax rate in any local jurisdiction changes.

(d) The following versions of form DR-700016, Florida Communications Services Tax Return, are applicable to the reporting periods and service billing dates indicated:

<u>06/03</u>	<u>June 2003 -</u>	<u>June 1, 2003 -</u>
<u>03/03</u>	<u>March 2003 - May 2003</u>	<u>March 1, 2003 - May 31, 2003</u>
01/03	January 2003 - February 2003	January 1, 2003 - February 28, 2003
12/02	December 2002	December 1, 2002 - December 31, 2002
11/02	November 2002	November 1, 2002 - November 30, 2002
10/02	October 2002	October 1, 2002 - October 31, 2002
01/02	January 2002 - September 2002	January 1, 2002 - September 30, 2002
12/01	October 2001 - December 2001	October 1, 2001 - December 31, 2001

(4) through (8) No change.

Specific Authority 202.15, 202.151, 202.26(3)(a) FS. Law Implemented 202.12(1), 202.15, 202.151, 202.16, 202.19(1), 202.22(6), 202.27, 202.28(1),(2), 202.30(3), 202.33(2), 202.35(1) FS. History--New 1-31-02, Amended 4-17-03, \_\_\_\_\_.

12A-19.100 Public Use Forms.

(1)(a) The Department employs the following public-use forms and instructions in the administration of Chapter 202, F.S., Communications Services Tax. These forms are hereby incorporated by reference in this rule.

(b) Copies of these forms are available, without cost, by one or more of the following methods: 1) writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32399-0100; or, 2) faxing the Distribution Center at (850)922-2208; or, 3) using a fax machine telephone handset to call the Department's automated FAX on Demand system at (850)922-3676; or, 4) visiting any local Department of Revenue Service Center to personally obtain a copy; or, 5) calling the Forms Request Line during regular office hours at (800)352-3671 (in Florida only) or (850)488-6800; or, 6) downloading the form from the Department's Internet site at the address shown inside the parentheses (www.myflorida.com/dor). Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331.

Form Number	Title	Effective Date
(2) No change.		
(3)(a) <u>DR-700016</u>	<u>Florida Communications Services Tax Return (R. 06/03)</u>	_____
(b) <u>DR-700016</u>	<u>Florida Communications Services Tax Return (R. 03/03)</u>	_____
(a) through (f) renumbered (c) through (h)	No change.	
(4) through (7)	No change.	

Specific Authority 202.16(2), 202.26(3)(c),(d) FS. Law Implemented 202.11(4),(11),(12), 202.13(2), 202.16(2),(4), 202.17(6), 202.34(3),(4)(c) FS. History—New 4-17-03, Amended \_\_\_\_\_.

**DEPARTMENT OF REVENUE**

**Miscellaneous Tax**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Severance Taxes and Fees	12B-7
RULE TITLES:	RULE NOS.:
Public Use Forms	12B-7.008
Public Use Forms	12B-7.026
Miami-Dade County Lake Belt Mitigation Fee	12B-7.030
Public Use Forms	12B-7.031

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-7.008, F.A.C. (Public Use Forms) of Part I (Tax on Production of Oil, Gas, and Sulfur) of Chapter 12B-7, F.A.C., is to: (1) provide that the Department uses form DR-144, Gas and Sulfur Production Quarterly Tax Return, form DR-144ES, Declaration of Estimated Gas and Sulfur Production, form DR-145, Oil Production Monthly Tax Return, and form DR-145X, Oil Production Monthly Amended Tax Return, in its administration of the taxes imposed on the production of oil, gas, and sulfur; and (2) adopt, by reference, changes to these forms.

The purpose of the proposed amendments to Rule 12B-7.026, F.A.C. (Public Use Forms), of Part II (Severance Tax on Solid Minerals) of Chapter 12B-7, F.A.C., is to: (1) remove the adoption, by reference, of form DR-146, Miami-Dade County Lake Belt Mitigation Fee; (2) provide that form DR-142, Solid

Mineral Severance Tax Return, and form DR-142ES, Declaration/Installment Payment of Estimated Solid Mineral Severance Tax, are used by the Department in its administration of the severance taxes imposed on the severance of solid minerals, phosphate rock, or heavy minerals from the soils and waters of this state; and (3) adopt, by reference, changes to these forms.

The purpose of the proposed creation of Part III (Mitigation Fees on Mining) of Rule Chapter 12B-7, F.A.C., is to provide for separate administration of the mitigation fee imposed on mining under s. 373.41492, F.S.

The purpose of the proposed creation of Rule 12B-7.030, F.A.C. (Miami-Dade County Lake Belt Mitigation Fee), is to: (1) provide that s. 373.41492, F.S., imposes a mitigation fee on each ton of limerock and sand extracted by any person who engages in the business of extracting limerock or sand within the areas and sections provided in section 373.41492, F.S.; (2) provide that the fee is imposed at the rate per-ton, as provided in ss. 373.41492(2) and (5), F.S.; (3) provide that the Miami-Dade County Lake Belt Mitigation Fee Monthly Return (form DR-146) is to be used to report the fee to the Department; (4) provide when the return and the payment of the fee is due to the Department; and (5) provide when interest and penalties will be imposed on delinquent fees.

The purpose of the proposed creation of Rule 12B-7.031, F.A.C. (Public Use Forms), is to: (1) adopt, by reference, form DR-146, Miami-Dade County Lake Belt Mitigation Fee Monthly Return; and (2) provide how the form may be obtained from the Department.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is: (1) the proposed changes to forms used by the Department in its administration of the taxes imposed on the production of oil, gas, and sulfur; (2) the proposed changes to forms used by the Department in its administration of the severance taxes imposed on the severance of solid minerals, phosphate rock, or heavy minerals from the soils and waters of this state; and (3) the proposed creation of Part III (Mitigation Fee on Mining), which provides for the administration of the Miami-Dade County Lake Belt Mitigation Fee imposed under s. 373.41492, F.S.

SPECIFIC AUTHORITY: 211.075(2), 211.125(1), 211.33(6), 213.06(1), 373.41492(4)(b) FS.

LAW IMPLEMENTED: 92.525(1)(b),(2),(3),(4), 211.026, 211.075, 211.076, 211.125, 211.30, 211.31, 211.3103, 211.3106, 211.33, 212.11(1)(b), 212.12(2), 212.17(1)(c), 213.235(2), 213.37, 213.755(1), 373.41492 FS.

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

TIME AND DATE: 9:30 a.m., May 21, 2003

PLACE: Room 435, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Department's proposed rules are available on the Department's web site: [www.myflorida.com/dor/rules](http://www.myflorida.com/dor/rules).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Joe Parramore, Revenue Program Administrator I, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, (850)922-4709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

PART I – TAX ON PRODUCTION OF OIL, GAS, AND SULFUR

12B-7.008 Public Use Forms.

(1)(a) The following ~~public-use~~ forms and instructions are used by the Department in its administration of the taxes imposed on the production of oil, gas, and sulfur dealings with the public. These forms are hereby incorporated ~~and made a part of this rule~~ by reference in this rule.

(b) No change.

Form Number	Title	Effective Date
(2) DR-144	Gas and Sulfur Production Quarterly Tax Return (R. <u>04/03 03/03</u> )	____ <u>05/03</u>
(3) DR-144ES	Declaration of Estimated Gas and Sulfur Production Tax (R. <u>04/03 03/03</u> )	____ <u>05/03</u>
(4) DR-145	Oil Production Monthly Tax Return (R. <u>04/03 03/03</u> )	____ <u>05/03</u>
(5) DR-145X	Oil Production Monthly Amended Tax Return (R. <u>04/03 03/03</u> )	____ <u>05/03</u>

Specific Authority 211.075(2), 211.125(1), 213.06(1) FS. Law Implemented 92.525(1)(b),(2),(3),(4), 211.026, 211.075(2), 211.076, 211.125, 213.755(1) FS. History—New 12-28-78, Formerly 12B-7.08, Amended 12-18-94, 5-4-03,

PART II – SEVERANCE TAX ON SOLID MINERALS

12B-7.026 Public Use Forms.

(1)(a) The following ~~public-use~~ forms and instructions are used by the Department in its administration of the taxes imposed on the severance of solid minerals, phosphate rock, or

heavy minerals from the soils and waters of this state dealings with the public. These forms are hereby incorporated ~~and made a part of this rule~~ by reference in this rule.

(b) No change.

Form Number	Title	Effective Date
(2) DR-142	Solid Mineral Severance Tax Return (R. <u>04/03 03/03</u> )	____ <u>05/03</u>
(3) DR-142ES	Declaration/Installment Payment of Estimated Solid Mineral Severance Tax (R. <u>04/03 03/03</u> )	____ <u>05/03</u>
(4) DR-146	<del>Miami-Dade County Lake Belt Mitigation Fee Monthly Return (n. 7/99)</del>	<del>10/01</del>

Specific Authority 211.33(6), 213.06(1), 373.41492(4)(b) FS. Law Implemented 92.525(2), 211.075(2), 211.30, 211.31, 211.3103, 211.3106, 211.33, 213.755(1), 373.41492 FS. History—New 12-18-94, Amended 10-4-01, 5-4-03,

PART III – MITIGATION FEE ON MINING

12B-7.030 Miami-Dade County Lake Belt Mitigation Fee.

(1) The Miami-Dade County Lake Belt Mitigation Fee is imposed on each ton of limerock and sand extracted by any person who engages in the business of extracting limerock or sand within the areas and sections provided in Section 373.41492, F.S. The per-ton mitigation fee is at the rate provided in Section 373.41492(2) and (5), F.S.

(2) The tax is to be reported to the Department on the Miami-Dade County Lake Belt Mitigation Fee Monthly Return (form DR-146, incorporated by reference in Rule 12B-7.031, F.A.C.).

(3)(a) Except as provided in Rule Chapter 12-24, F.A.C., the payment and the Miami-Dade County Lake Belt Mitigation Fee Monthly Return must be delivered to the Department or be postmarked on or before the 20th day of the month following the month of the taxable transaction to avoid penalty and interest for late filing. If the 20th day falls on a Saturday, Sunday, or a legal holiday, payments accompanied by returns will be accepted as timely if postmarked or delivered to the Department on the next succeeding day which is not a Saturday, Sunday, or legal holiday. For this purpose, a legal holiday means a holiday that is observed by federal or state agencies as a legal holiday, as this term is defined in Chapter 682, F.S., and section 7503, Internal Revenue Code of 1986, as amended. A "legal holiday" pursuant to section 7503 of the Internal Revenue Code of 1986, as amended, means a legal holiday in the District of Columbia or a statewide legal holiday at a location outside the District of Columbia but within an internal revenue district.

(b) Electronic filing of payments and returns must be submitted to the Department, as provided in Rule Chapter 12-24, F.A.C., when:

1. Payment of the fee is required to be made by electronic means:

2. Any return for reporting fees is required to be submitted by electronic means; or

3. No fee is due with a return for reporting fees.

(4) When any person fails to remit the mitigation fee, or any portion thereof, on or before the day the fee is required to be paid, interest will be added to the amount of unpaid fee at the rate of interest established pursuant to Section 213.235, F.S., and Rule 12-3.0015, F.A.C. (prorated daily). Interest accrues on the amount of fee due from the date of delinquency until the date on which the tax is paid.

(5) Persons who are required to make a return or to pay the mitigation fee imposed under Section 373.41492, F.S., and administered under the provisions of Chapter 212, F.S., and fail to do so will be subject to penalties, as provided in Section 212.12(2), F.S.

Specific Authority 211.33(6), 213.06(1), 373.41492(4)(b) FS. Law Implemented 92.525(1)(b),(2),(3),(4), 211.30, 211.31, 211.3103, 211.3106, 211.33, 212.12(2), 212.17(1)(c), 213.235(2), 213.37, 213.755(1), 373.41492 FS. History--New \_\_\_\_\_.

12B-7.031 Public Use Forms.

(1)(a) The following form and instructions are used by the Department in its dealings with the public in the administration of the Miami-Dade County Lake Belt Mitigation fee. This form and instructions are hereby incorporated by reference in this rule.

(b) Copies of this form and instructions are available, without cost, by one or more of the following methods: 1) writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304; or, 2) faxing the Distribution Center at (850)922-2208; or, 3) calling the Forms Request Line during regular office hours at (800)352-3671 (in Florida only) or (850)488-6800; or, 4) downloading selected forms from the Department's Internet site at the address shown inside the parentheses (www.myflorida.com/dor). Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331.

<u>Form Number</u>	<u>Title</u>	<u>Effective Date</u>
(2) DR-146	Miami-Dade County Lake Belt Mitigation Fee Monthly Return (R. 02/03)	_____

Specific Authority 213.06(1), 373.41492(4)(b) FS. Law Implemented 92.525(1)(b),(2),(3),(4), 212.11(1)(b), 212.12(2), 212.17(1)(c), 213.235(2), 213.37, 213.755(1), 373.41492 FS. History--New \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Holding Cells  
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to revise the time requirements for initiation of a holding cell log.

RULE NO.: 33-602.224

SUBJECT AREA TO BE ADDRESSED: Holding cells.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.224 Holding Cells.

(1) through (3) No change.

(4) A holding cell log will be initiated any time an inmate is placed in the holding cell for a period exceeding 30 minutes ~~one hour~~. Each institution will be responsible for using the Holding Cell Log, Form DC6-208, to record the reasons for placement in the cell, the length of time held in cell, and the record of frequent checks. Form DC6-208 is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is February 3, 2000.

(5) through (9) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 2-3-00, Amended \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Hospice Services  
 RULE NO.: 59G-4.140

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Hospice Services Coverage and Limitations Handbook, October 2003. This handbook contains changes required by the Health Insurance Portability and Accountability Act (HIPAA). The effect will be to incorporate by reference in the rule the current Florida Medicaid Hospice Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Hospice Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 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., Tuesday, May 20, 2003  
 PLACE: 2728 Ft. Knox Boulevard, Building 3, Conference Room D, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Peggy Stafford, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)487-2618

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.140 Hospice Services.

(1) No change.

(2) All hospice services providers enrolled in the Medicaid program must comply with the Florida Medicaid Hospice Services Coverage and Limitations Handbook, October 2003 July 1999, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, UB 92, incorporated by reference in Rule 59G-4.160, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 1-1-87, Amended 10-9-90, 5-13-92, 10-8-92, Formerly 10C-7.0533, Amended 2-14-95, 12-27-95, 9-21-99, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE TITLE: Continuing Education Renewal Requirements  
 RULE NO.: 61-20.508

PURPOSE AND EFFECT: The Council proposes to review the existing rule to determine if any rule amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Renewal Requirements.

SPECIFIC AUTHORITY: 468.4315(2), 468.4336, 468.4337 FS.

LAW IMPLEMENTED: 455.2124, 468.4336, 468.4337 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julie Malone, Executive Director, Regulatory Council of Community Association Managers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE TITLE: Aggravating and Mitigating Circumstances  
 RULE NO.: 61G4-17.002

PURPOSE AND EFFECT: The Board proposes to review and amend the language.

SUBJECT AREA TO BE ADDRESSED: Aggravating and Mitigating Circumstances.

SPECIFIC AUTHORITY: 455.2273, 455.2275 FS.

LAW IMPLEMENTED: 455.2273 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 ADMINSTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Timothy Vaccaro, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1039

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE TITLE: Re-examination  
 RULE NO.: 61G5-18.004

PURPOSE AND EFFECT: The Board proposes the amend these rules to address concerns regarding the re-examination process.

SUBJECT AREA TO BE ADDRESSED: Re-examination.

SPECIFIC AUTHORITY: 120.53, 455.217(1), 477.016 FS.

LAW IMPLEMENTED: 455.217(2), 477.022 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julie Malone, Executive Director, Barbers' Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Funeral Directors and Embalmers**

RULE TITLE: Disciplinary Guidelines  
 RULE NO.: 61G8-30.001

PURPOSE AND EFFECT: The Board proposes to review this rule to determine th enecessity of amendments.



**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLES:	RULE NOS.:
Temporary Certificate Requirements for Dentists Practicing in State and County Government Facilities	64B5-7.0035
Teaching Permits	64B5-7.005
Non-Profit Corporation Permits	64B5-7.006
Limited License as Allowed in Section 456.013, F.S.	64B5-7.007

PURPOSE AND EFFECT: The Board proposes to review the rules to determine whether amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: The Board proposes to review the continuing education requirements for permit holders.

SPECIFIC AUTHORITY: 456.015, 466.002(6), 466.004(4) FS.

LAW IMPLEMENTED: 456.015, 456.032, 466.002, 466.006, 466.007, 466.011, 466.017(4), 466.025(3) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE BOARD'S NEXT MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. or shortly thereafter, May 16, 2003

PLACE: Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE:	RULE NO.:
Continuing Education Requirements	64B5-12.013

PURPOSE AND EFFECT: The Board proposes the rule amendment to set a time limit for continuing education credit hours allowed for pro bono services.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment addresses the requirements per biennium for pro bono dental and dental hygiene services.

SPECIFIC AUTHORITY: 456.013(8), 456.031, 466.004(4), 466.0135, 466.014, 466.017(3),(4) FS.

LAW IMPLEMENTED: 456.013(8), 456.031, 466.0135, 466.014, 466.028(1)(i),(bb), 466.017(3),(5) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE BOARD'S NEXT MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. or shortly thereafter, May 16, 2003

PLACE: Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT 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 (d) No change.

(e) 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 per biennium 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(8), 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, 5-20-01,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLES:	RULE NOS.:
Individual Study	64B5-12.018
Courses Required for Initial Licensure, Renewal, or Reactivation	64B5-12.019

PURPOSE AND EFFECT: The Board proposes to review the rules to determine whether amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: The Board proposes to review the continuing education requirements for attendance at Board meetings, and for courses required on HIV/AIDS and domestic violence.

SPECIFIC AUTHORITY: 456.031, 456.033, 466.004 FS.

LAW IMPLEMENTED: 456.013, 456.031, 456.033, 466.0135, 466.014 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE BOARD'S NEXT MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. or shortly thereafter, May 16, 2003

PLACE: Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**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 Board proposes the rule amendments to update continuing education requirements for life-saving techniques.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments address new developments in life-saving procedures for inclusion in continuing education requirements.

SPECIFIC AUTHORITY: 466.004 FS.  
LAW IMPLEMENTED: 456.013(6),(7),(8), 466.0135, 466.014 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE BOARD'S NEXT MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. or shortly thereafter, May 16, 2003

PLACE: Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

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

(1) Training in cardiopulmonary resuscitation (CPR) at the basic support level, including one-rescuer and two-rescuer CPR for adults, children, and infants; the relief of foreign body airway obstructions for adults, children, and infants; the use of an automatic external defibrillator (AED); and the use of ambu-bags resulting in including one-person, two-person and child techniques, which results in certification or recertification in CPR by the American Heart Association, the American Red Cross or an entity with equivalent requirements.

(2) through (3) No change.

Specific Authority 466.004 FS. Law Implemented 456.013(6),(7),(8), 466.0135, 466.014 FS. History—New 4-11-94, Amended 7-18-94, Formerly 61F5-12.020, 59Q-12.020, Amended 1-23-01, 6-7-01, 9-27-01, 12-23-02,

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE: SPECIAL ASSESSMENT  
RULE NO.: 64B5-15.026

PURPOSE AND EFFECT: The Board proposes a new rule to determine whether additional licensure fees are necessary.

SUBJECT AREA TO BE ADDRESSED: The Board proposes to evaluate a special assessment licensure fee.

SPECIFIC AUTHORITY: 466.004 FS.

LAW IMPLEMENTED: 456.025 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE BOARD'S NEXT MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. or shortly thereafter, May 16, 2003

PLACE: Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE: UNLICENSED PRACTICE OF DENTISTRY  
RULE NO.: 64B5-17.010

PURPOSE AND EFFECT: The Board proposes the rule amendments to address the verification of a patient's shade selection outside the dentist's direct supervision.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments specify the requirements for shade selection verification for fixed partial prosthesis performed outside the dentist's direct supervision.

SPECIFIC AUTHORITY: 466.004(4) FS.  
 LAW IMPLEMENTED: 466.026(1)(a), 466.028(1)(g),(bb) FS.  
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE BOARD'S NEXT MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:  
 TIME AND DATE: 10:00 a.m. or shortly thereafter, May 16, 2003  
 PLACE: Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-17.010 Unlicensed Practice of Dentistry.

For the purposes of interpreting Sections 466.003(3), 466.026(1)(a), and 466.028(1)(g)(bb), F.S., the Board shall not consider it to be the unlicensed practice of dentistry for an unlicensed person to furnish, supply, construct or reproduce an appliance to be worn in the human mouth or to verify the patient's shade-selection outside the dentist's direct supervision for fixed partial prosthesis if:

- (1) through (2) No change.
- (3) The appliance does not adjust or otherwise affect the natural features of the face or mouth or affect any appliance placed in the mouth by a licensed dentist; ~~and~~
- (4) No change.
- (5) The request for the shade verification is accompanied by a prescription form or work order written by a licensed dentist to meet the requirements of Section 466.021, Florida Statutes;
- (6) The dentist has previously completed the initial shade selection;
- (7) The shade verification site is approved by the dentist and meets all requirements of Sections 466.028(1)(u), 466.031(1) and 466.032(1), Florida Statutes;
- (8) During shade verification, no appliances or prosthetic devices are to be placed, removed or sealed in the oral cavity at the site except by a licensed dentist on a patient of record in accordance with the requirements of Sections 466.024(5) and 466.028(1)(m), Florida Statutes;
- (9) During shade verification, contact to the patient is limited to visual contact only;
- (10) During shade verification, soft or hard tissue shall not be manipulated;

(11) During shade verification, the patient shall be instructed on how to retract his or her own lip, and the shade tab shall only be held in proximity, but without physical contact to the patient's dentition; and.

(12) During shade verification, photography shall be limited to the patient's visible dentition during smile and the patient's dentition with the patient retracting their lips.

Specific Authority 466.004(4) FS. Law Implemented 466.026(1)(a), 466.028(1)(g),(bb) FS. History--New 9-5-91, Formerly 21G-17.010, 61F5-17.010, Amended 5-9-95, Formerly 59Q-17.010, Amended \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF STATE

#### Division of Cultural Affairs

RULE TITLE: RULE NO.:

Division of Cultural Affairs IT-1.001

PURPOSE AND EFFECT: The purpose of these amendments are to incorporate program changes to the Cultural Support Grants Program and revisions to forms used in administration of program-based grants to organizations.

SUMMARY: The proposed rule amendment reflects changes to program eligibility, criteria and procedures pursuant to recommendations of the Florida Arts Council following a public task force evaluation. Changes to the Grant Report Form incorporate new grant data coding required by federal grantor.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 255.043(4), 265.284(5)(d), 265.285(1)(c), 265.286(1),(4),(6), 265.2861(2)(b), 265.2865(6), 265.51, 265.605(1), 265.608, 265.609(1),(4),(6), 265.701(4) FS.

LAW IMPLEMENTED: 215.97, 255.043, 265.284, 265.285, 265.286, 265.2861, 265.2865, 265.51-56, 265.601-607, 265.608, 265.609, 265.701, 286.011, 286.012, 286.25 FS.

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

TIME AND DATE: 10:00 a.m., June 6, 2003  
 PLACE: Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Downey, Bureau Chief, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

IT-1.001 Division of Cultural Affairs.

The purpose of the rule is to establish administrative procedures for all Division of Cultural Affairs (Division) activities.

(1) through (6) No change.

(7) Cultural Support Grants. The Cultural Support Grants program provides state recognition through competitive grants for significant public programs that preserve, strengthen, and foster excellence and diversity in art or culture for Florida's residents and visitors ~~The purpose of the Cultural Support Grant program is to foster excellence and diversity in art and culture for all the people in Florida.~~ This program area includes the programs formerly known as Discipline-Based Arts Grants, Science/Youth and Children's Museums Grants, and Cultural Institutions Program. Two ~~primary~~ types of funding are offered: General Program Support and Specific Project. General Program Support applications are grouped in three funding categories referred to as Levels. There will be an annual application cycle for submission of Specific Project proposals and a multi-year application cycle General Program Support funding with Levels 1 and 2 on a two-year cycle and Level 3 institutions being evaluated on a four-year cycle.

(a) Specific funding eligibility and maximum requests.

1. General Program Support Funding. In addition to the basic eligibility requirements detailed in subsection (5), applicants for General Program Support must have received at least one non-capital program grant from the Division of Cultural Affairs, and must be a cultural organization or a recurring cultural program conducting programs on a regular basis that meet the intent of one of the disciplinary review categories as detailed in the guidelines. These categories include but are not limited to dance, folk arts, interdisciplinary, literature, media arts, multidisciplinary, museums, music, sponsor/presenter, theatre, visual arts, and discipline service. For the purpose of this program area, a recurring cultural program is one that is part of a multipurpose or state-supported institution. It must function as a discrete unit within its parent institution and present or produce a full season of programming on a yearly basis. The cultural program must have at least one paid full-time staff member, whose responsibilities are solely for the organization's services and operations; have an advisory board which governs the activities of the program, and be able to separately and distinctly fulfill all eligibility and application requirements. Entire departments or schools within a university, college, or other multipurpose institution do not qualify as recurring cultural programs.

a. Level 1. Revenues from the organization's last completed fiscal year must be greater than or equal to ~~\$25,000~~ \$25,000 ~~45,000~~. Organizations may request up to 10% of their last completed fiscal year revenue, not to exceed \$50,000. Youth

and Children's Museums as defined in 265.609, Florida Statutes may request up to 20% of their last completed fiscal year revenue, not to exceed \$50,000.

b. Level 2. Revenues from the organization's last completed fiscal year must be greater than or equal to \$500,000. Organizations must also have no less than three years of continuous programming history and at least one paid full-time employee. Eligible applications may request up to 10% of their last completed fiscal year revenue, not to exceed \$100,000.

c. Level 3. The average Total Fund Revenue from the organization's last four completed and audited fiscal years must be at least ~~\$1,000,000~~ \$750,000. Disciplines requiring higher minimum budgets are: ~~\$1,000,000 for ballet companies and theatres;~~ \$1,250,000 for museums; at least \$1,250,000 dedicated to producing/presenting within overall minimum budgets of \$3,500,000 for sponsor/presenters; \$2,500,000 for symphonies, operas, and pop orchestras; and \$1,500,000 for other music institutions. Organizations must also have no less than five years of continuous programming history and established endowments with minimum required values of at least \$75,000 at the time of application. Disciplines requiring higher minimum endowments are: \$100,000 for ballet companies and theatres; \$600,000 for museums and sponsor/presenters; and \$1,000,000 for music institutions. Eligible applicants may request up to 10% of their eligible ~~four-year~~ 3-year average total fund revenue, not to exceed \$350,000, but must have sufficient non-state revenues to request at least \$100,000. Eligible fund revenue is defined as all revenue received and recognized in the applicant's audits, excluding all state funds. All applicants to a Museum discipline must document by the application deadline that they have received accreditation by the American Association of Museums or the American Zoological Association.

d. The next application cycle for General Program Support will be for the fiscal year 2004-2005 funding for Levels 1 and 2, and fiscal year 2006-2007 funding for Level 3. Actual deadlines will be announced not less than three months in advance and may be staggered by discipline group over the prior fiscal year.

2. Specific Project applications may be submitted annually by any organization meeting the requirements of subsection (5). The proposal activity must meet the intent of the discipline category to which the application is submitted.

a. Organizations may request up to \$25,000 for each Special Project application submitted. ~~No more~~ More than two ~~one~~ Specific Project applications may be submitted, ~~but~~ No ~~no~~ more than \$25,000 will be awarded in a single year. Organizations may submit only one application to each discipline category.

b. Organizations ~~may not receive receiving~~ General Program Support from the Division of Cultural Affairs or the Division of Historical Resources ~~and are not eligible to receive funding for~~ a Specific Project through this program ~~in the same fiscal year.~~

c. No changes.

(b) Review criteria, scoring, and funding. Complete grant applications shall be evaluated by discipline based review panels according to the following criteria: Program Excellence, up to 50 points; Public Impact, up to 30 points; and Program Management, up to 20 points.

1. Organizations conducting 50% or more of their proposed cultural project or programming in a financially underserved county, or REDI qualified community, will be awarded three (3) additional points to their Public Impact ~~score, not to exceed thirty points~~ ~~criteria~~. A financially underserved county is one that has received an average of less than \$10,000 in state cultural grant program funding in the last two state fiscal years preceding the deadline. REDI qualified means those counties or communities designated ~~as of the application deadline~~ pursuant to Sections 288.0656 and 288.06561, Florida Statutes.

2. An average panel score of at least 75 points out of a maximum possible 100 points must be earned to receive ~~funding for Specific Project applications; 80 points out of a maximum possible 100 points must be earned to receive funding for Level 1 and Level 2 General Program Support applications; and 85 points out of a maximum possible 100 points must be earned to receive funding for Level 3 General Program Support applications.~~ ~~General Program Support award~~ Award amounts recommended to the Council will be determined through the use of a funding ~~method that awards base funding to all applications achieving the minimum eligible Level score and adds competitive funds for those applications achieving higher scores~~ formula. ~~The formula considers the relative average application scores within a category and distributes funds available to each eligible applicant in a manner that rewards higher quality proposals with a higher percentage of requested funding.~~ All ~~General Program Support~~ applications earning ~~an eligible Level a panel average of 75.0 or higher~~ will receive funding under the formula of not less than ~~\$2,500~~ \$1,500. ~~Specific Project award recommendations to the Council will be determined by the review panel and will consider the overall group of applications, the relative merits of each proposal, and the anticipated funds available for the program. The panel is not required to fund all Specific Project proposals that achieve the minimum average score of 75; those funded will receive funding of not less than \$2,500.~~

3. For this program, a complete application is one that has a fully completed Organization Grant Application Form (CA2E009, eff. 8/02), ~~incorporated by reference and available from the Division~~; support documentation in the form of

financial statements or audits, investment account statements, and program materials as appropriate to substantiate specific program eligibility; and a response to at least one of the application narrative questions.

(8) through (18) No change.

(19) Grant Awards to Organizations. The Division shall be responsible for the administration of all grant awards as recommended by the Council with the approval of the Secretary, pursuant to Section 265.286, Florida Statutes. The annual grant period shall be July 1 through June 30, or any grant activity start and end date within that time frame as stated in the award documents, or an approved amendment.

(a) through (d) No change.

(e) Revisions to grant. The Division shall consider Grant Amendment Requests on the basis of adherence to the goals of the funded application. The Grantee shall be required to request prior written approval from the Division on a Grant Amendment Request Form (CA2E002, eff. /03), incorporated by reference and available from the Division, for the following changes to the grant:

1. through 2. No change.

3. Travel or equipment costs exceed the figure in the approved budget by more than 25 percent %.

4. through 5. No change.

6. Project start and end dates outside the established grant period. Project date change requests do not require use of Form CA2E002 and may be submitted in writing on grantee letterhead.

(f) No change.

(g) The grantee shall return all grant funds expended on disallowed activity or grant funds not matched as a result of disallowed expenditures for failure to comply with the provisions of paragraph (e) ~~below~~. However, the Department shall allow an exception in the event the grantee can clearly demonstrate extenuating circumstances. Extenuating circumstances encompass situations beyond the control of the grantee, which prevent the timely notification of the request. These instances include but are not limited to natural disaster, death or serious illness of the individual responsible for the request, or mail service failure. Extenuating circumstances do not include failure to read or understand grant administrative requirements, the absence of a required form or inability to obtain an authorized signature, or other similar circumstances.

(h) through (l) No change.

(m) Reporting. For all programs, unless otherwise specified, the grantee shall file a final report no more than 30 days following the project ending date. Interim reports will be required for grants with ending dates after June 30. These interim reports shall contain program financial and statistical results as of June and must be submitted no later than July 30. A final report will also be required 30 days after the project ending date. Requests for report due date extensions must be submitted in writing prior to the original due date. Interim and

final reports shall be completed and submitted on the Grant Report Form (CA2E004, eff. 6/03 ~~8/02~~), incorporated by reference and available from the Division.

(n) through (s) No change.

(t) Any new applications will be declared ineligible if an organization is in non-compliance for failure to submit a required final report on ~~of~~ any Division application deadline.

(20) No change.

Specific Authority 255.043(5), 265.284(5)(d), 265.285(1)(c), 265.286(1),(4),(6), 265.2861(2)(b), 265.2865(6), 265.51, 265.605(1), 265.608, 265.609(1),(4),(6), 265.701(4) FS. Law Implemented 215.97, 255.043, 265.284, 265.285, 265.286, 265.2861, 265.2865, 265.51-56, 265.601-607, 265.608, 265.609, 265.701, 286.011, 286.012, 286.25 FS. History—New 11-23-82, Formerly IT-1.01, Amended 10-1-96, 10-31-96, 2-2-97, 6-2-97, 7-17-97, 9-10-97, 1-4-98, 7-26-98, 8-2-98, 10-5-98, 10-25-98, 8-17-99, 8-1-02, 12-29-02, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Linda Downey, Bureau Chief, Division of Cultural Affairs, Florida Department of State

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: JuDee Pettijohn, Director, Division of Cultural Affairs, Florida Department of State

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 23, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 11, 2003

**DEPARTMENT OF STATE**

**Division of Cultural Affairs**

RULE TITLE: Division of Cultural Affairs

RULE NO.: IT-1.001

PURPOSE AND EFFECT: The purpose of this amendment is to establish in rule the most recent eligibility and evaluation criteria.

SUMMARY: The proposed rule details the eligibility and evaluation criteria for the Division’s Cultural Facilities Program and incorporates by reference the most recent application form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: There are not regulatory costs associated with the proposed rule.

Any person who wishes to provide information regarding the statement of 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: 265.284(5)(d), 265.286(1), 265.2861(2)(b), 265.701(4) FS.

LAW IMPLEMENTED: 215.97, 265.284, 265.286, 265.2861, 265.701, 286.011, 286.12, 286.25 FS.

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

TIME AND DATE: 9:30 a.m., May 27, 2003

PLACE: Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida

Pursuant to the provisions of the American with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to contact Valerie Ohlsson in writing at least 5 calendar days in advance of the workshop/meeting at the Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301. If you are hearing or speech impaired, please contact the Division of Cultural Affairs by using the Florida Relay Service, which can be reached at 711, or 1(800)955-8770 (Voice) or 1(800)955-8771 (TTD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Downey, Chief, Bureau of Grant Services, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

IT-1.001 Division of Cultural Affairs.

(1) through (16) No change.

(17) Cultural Facilities Program. The purpose of this program is to coordinate and guide the State of Florida’s support and funding of renovation, construction, or acquisition of cultural facilities. It is not intended to fund project planning, such as feasibility studies and architectural drawings, or operational support.

(a) No change.

(b) Program Eligibility. All eligible applications shall consist of the following documents and information:

1. A completed and signed Cultural Facilities Program Application form (CA2EO20, eff. 6/03 ~~8/02~~), incorporated by reference and available from the Division.

2. through 6. No change.

7. An independent certified audit of the applicant’s financial records according to the following provisions:

a. Not-for-Profit, tax-exempt Florida corporations must submit copies of the applicant organization’s independent, certified audit or review for the last completed fiscal year. The publication date of the audit or review shall not be later than the date of the application deadline for which the audit or review is submitted.

b. No change.

8. through 9. No change.

(c) Funding Request.

1. through 2. No change.

3. An organization shall not submit a funding request to both the Cultural Facilities Program and the Regional Cultural Facilities Program for the same project, facility, site, or phase in the same fiscal year.

(d) through (e) No change.

(f) Application Review Committee Panel.

1. The application review committee panel shall review each eligible application based on the following criteria: Scope of Work (up to 15 points); Project Budget and Matching Funds (up to 25 points); Need for Program and Operating Forecast (up to 30 points); and Project Impact (up to 30 points).

2. No change.

3. The committee panel shall develop a priority list based on the average score for each application.

4. The committee panel shall submit the priority list to the Florida Arts Council for review and recommendation.

(g) through (j) No change.

(k) Grant Award Agreement. The Grant Award Agreement (CA2EO38, eff. 6/03 ~~8/02~~) incorporated by reference and available from the Division, is the document by which the organization enters into a contract with the State of Florida for the management of grant funds which shall include:

1. An update of the application project narrative and budget.

2. A completed Assurance of Compliance and Signature Authorization Form (Form CA2E059, eff. 6/00), incorporated by reference and available from the Division.

3. Other provisions that shall be agreed to by both the grantee and the state.

(l) The Division is authorized to further extend the provisions in section (10) of the Agreement in the event the grantee can clearly demonstrate extenuating circumstances. Extenuating circumstances encompass situations beyond the control of the grantee that prevent the timely completion of the project. Such circumstances include natural disaster, death or serious illness of the individual responsible for the completion of the project, litigation, failure of the contractor or architect to provide the services for which they were hired. Extenuating circumstances do not include failure to read or understand grant administrative requirements or failure to raise sufficient matching funds.

(m)~~(4)~~ No change.

(18) through (20) No change.

Specific Authority 265.284(5)(d), 265.286(1), 265.2861(2)(b), 265.701(4) FS. Law Implemented 215.97, 265.284, 265.286, 265.2861, 265.701, 286.011, 286.12, 286.25 FS. History--New 11-23-82, Formerly IT-1.01, Amended 10-1-96, 10-31-96, 2-2-97, 6-2-97, 7-17-97, 9-10-97, 1-4-98, 7-26-98, 8-2-98, 10-5-98, 10-25-98, 8-17-99, 8-1-02, 12-29-02, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Linda Downey, Chief, Bureau of Grant Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: JuDee Pettijohn, Director of Division of Cultural Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 23, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 28, 2003, Vol. 29, No. 13

**DEPARTMENT OF STATE**

**Division of Cultural Affairs**

RULE TITLE: RULE NO.:

Division of Cultural Affairs IT-1.001

PURPOSE AND EFFECT: The purpose of this amendment is to establish in rule the most recent eligibility and evaluation criteria.

SUMMARY: The proposed rule details the criteria for eligibility and evaluation for the Division's Regional Cultural Facilities Program and incorporates by reference the latest application form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: There are not regulatory costs associated with the proposed rule.

Any person who wishes to provide information regarding the statement of 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: 265.284(5)(d), 265.286(1), 265.2861(2)(b), 265.702(8) FS.

LAW IMPLEMENTED: 215.97, 265.284, 265.286, 265.2861, 265.702, 286.011, 286.012, 286.25 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301

Pursuant to the provisions of the American with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to contact Valerie Ohlsson in writing at least 5 calendar days in advance of the workshop/meeting at the Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301. If you are hearing or speech impaired, please contact the Division of Cultural Affairs by using the Florida Relay Service, which can be reached at 711 or 1(800)955-8770 (Voice) or 1(800)955-8771 (TTD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Downey, Chief, Bureau of Grant Services, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

IT-1.001 Division of Cultural Affairs.

(1) through (19) No change.

(20) Regional Cultural Facilities Program. The purpose of this program is to accept and administer funds to provide grants for the renovation, construction, or acquisition of regional cultural facilities. It is not intended to fund project planning, such as feasibility studies and architectural drawings, or operational support.

(a) No change.

(b) Program Eligibility. All eligible applications shall consist of the following documents and information:

1. A completed and signed Regional Cultural Facilities Program Application Form (#CA2E101, eff. 6/03 +2/02), available from the Division and incorporated by reference, including the number of required application copies, submitted to the Division on or before the announced postmark deadline.

2. through 7. No change.

8. An independent certified audit of the applicant's financial records. The publication date of the audit shall not be later than the date of the application for which the audit is submitted.

9. through 11. No change.

(c) Funding.

1. through 2. No change.

3. An organization shall not submit a funding request to both the Cultural Facilities Program and the Regional Cultural Facilities program for the same project, facility, site, or phase in the same fiscal year.

(d) through (e) No change.

(f) Application Review Committee Panel.

1. The application review committee Florida Arts Council shall review each eligible application based on the following criteria: Scope of Work, up to 20 points; Project Budget and Matching Funds, up to 25 points; Educational and Cultural Programs, up to 30 points; and Service Area, up to 25 points.

2. All applications that receive an average score of at least of 75 out of 100 possible points will be recommended for funding.

3. The committee panel shall develop a priority list based on the average score for each application.

4. The committee shall submit the priority list to the Florida Arts Council for review and recommendation.

~~5.4.~~ The Florida Art Council shall review the recommendations and submit a priority list of all projects that are recommended for funding to the Secretary of State.

(g) through (i) No change.

(j) Grant Award Agreement. The Grant Award Agreement (CA2E102, eff. 6/03 +2/02), incorporated by reference and available from the Division is the document by which the organization enters into a contract with the State of Florida for the management of grant funds which shall include:

1. An update of the application project narrative and budget.

2. A completed Assurance of Compliance and Signature Authorization Form (Form CA2E059, eff. 6/00) incorporated by reference in subparagraph IT-1.001(17)(k)2., F.A.C., and available from the Division.

3. Other provisions that shall be agreed to by both the grantee and the state.

(k) The Division is authorized to further extend the provisions in section (10) of the Agreement in the event the grantee can clearly demonstrate extenuating circumstances. Extenuating circumstances encompass situations beyond the control of the grantee that prevent the timely completion of the project. Such circumstances include natural disaster, death or serious illness of the individual responsible for the completion of the project, litigation, failure of the contractor or architect to provide the services for which they were hired. Extenuating circumstances do not include failure to read or understand grant administrative requirements or failure to raise sufficient matching funds.

~~(l)(4)~~ No change.

Specific Authority 255.043(5), 265.284(5)(d), 265.285(1)(c), 265.286(1),(4),(6), 265.2861(2)(b), 265.2865(6), 265.51, 265.605(1), 265.608, 265.609(1),(4),(6), 265.701(4) FS. Law Implemented 215.97, 255.043, 265.284, 265.285, 265.286, 265.2861, 265.2865, 265.51-.56, 265.601-.607, 265.608, 265.609, 265.701, 286.011, 286.012, 286.25 FS. History--New 11-23-82, Formerly IT-1.01, Amended 10-1-96, 10-31-96, 2-2-97, 6-2-97, 7-17-97, 9-10-97, 1-4-98, 7-26-98, 8-2-98, 10-5-98, 10-25-98, 8-17-99, 8-1-02, 12-29-02, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Linda Downey, Chief, Bureau of Grant Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: JuDee Pettijohn, Director of Division of Cultural Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 23, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 28, 2003, Vol. 29, No. 13

**DEPARTMENT OF INSURANCE**

RULE TITLES:	RULE NOS.:
Exemption from the Act of Securities	
Purchased or Sold by Odd-lot Dealers	4-143.007
Certain Transactions Subject to	
Section 625.75 of the Act	4-143.008
Exemption of Long Term Profits Incident	
to Sales Within 6 Months of the	
Exercise of an Option	4-143.015

PURPOSE, EFFECT AND SUMMARY: In the year 1999 pursuant to legislative mandate, the Department of Insurance identified Rules 4-143.007, 4-143.008, and 4-143.015, F.A.C., as rules exceeding Department authority. In the year 2000 the legislature passed a law providing authority to adopt rules similar to Rules 4-143.007 and 4-143.015, F.A.C., establishing exemptions from the requirements of Sections 625.75 and 625.76, F.S. The existing rules deviate slightly from the statute. The amendment will conform the rules to the new statutory language. Rule 4-143.008, F.A.C., is being reworded to tie it to the existing statutory authority. Section 625.75, F.S. requires 10 percent shareholders of an insurer under certain circumstances to file a notice with the Department. Section 626.76, F.S., allows an insurer to recover profit resulting from a transaction by a 10 percent shareholder in certain

circumstances. Section 625.765, F.S., created in 2000, provides authority to make exemptions. The amendments to Rules 4-143.007 and 4-143.015, F.A.C., limit the exceptions provided in those rules to the scope of that authority.

Rule 4-143.008, F.A.C., as it exists has the effect of construing Section 625.75, F.S. to apply to transactions where options are used rather than stock ownership to acquire an interest in an insurer. The amended rule does the same thing but is worded in a way that is more explicitly tied to the underlying statute.

If these or similar changes are not made, the rules will be placed on the agenda for the next Joint Administrative Procedures Committee meeting to be subjected to criticism.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 624.308(1), 625.82 FS.

LAW IMPLEMENTED: 624.307(1), 625.75, 625.76, 625.78 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., May 28, 2003

PLACE: Room 601B, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Lee Roddenberry, Bureau of Property and Casualty Insurer Solvency, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0329, (850)413-5200

THE FULL TEXT OF THE PROPOSED RULES IS:

4-143.007 Exemption from the Act of Securities Purchased or Sold by Odd-lot Dealers.

Transactions that are the result of sales of securities purchased or sold by an odd-lot dealers are exempt from the provisions of Sections 625.75 and 625.76, Florida Statutes.

~~(1) In odd lots so far as reasonably necessary to carry on odd lot transactions, or~~

~~(2) In round lots to offset odd lot transactions previously or simultaneously executed or reasonably anticipated in the usual course of business, shall be exempt from the provisions of the Act with respect to participation by such odd lot dealer in such transactions.~~

Specific Authority 624.308(1), 625.76, 625.82 FS. Law Implemented 624.307(1), 625.765, 625.78 FS. History-New 4-23-66, Repromulgated 12-24-74, Formerly 4-19.07, 4-19.007, Amended \_\_\_\_\_.

4-143.008 Certain Transactions Subject to Section 625.75 of the Act.

The phrase "indirectly the beneficial owner" as used in Section 625.75, Florida Statutes, includes buying or selling any option respecting an interest in a domestic insurer. The acquisition or disposition of any transferable option, put, call, spread or straddle shall be deemed such a change in the beneficial ownership of the security to which such privilege relates as to require the filing of a statement reflecting the acquisition or disposition of such privilege. Nothing in this section, however, shall exempt any person from filing the statements required upon the exercise of such option, put, call, spread or straddle.

Specific Authority 624.308(1), 625.82 FS. Law Implemented 624.307(1), 625.75 FS. History-New 4-23-66, Repromulgated 12-24-74, Formerly 4-19.08, 4-19.008, Amended \_\_\_\_\_.

4-143.015 Exemption of Long Term Profits Incident to Sales Within 6 ~~Six~~ Months of the Exercise of an Option.

Transactions that are not subject to Section 628.461, Florida Statutes, and that are the result of the following are exempt from Sections 625.75 and 625.76, Florida Statutes:

(1) Acquisitions of shares of stock and stock options under a stock bonus plan, stock option plan, or similar plan securities acquired by redeeming other securities by an insurer. To the extent specified in paragraph (2) of this section, the Commissioner hereby exempts as not comprehended within the purposes of Section 625.76, F.S., of the Act, any transaction or transactions involving the purchase and sale, or sale and purchase, of any equity security where such purchase is pursuant to the exercise of an option or similar right either:

~~(a) Acquired more than six months before its exercise, or~~

~~(b) Acquired pursuant to the terms of an employment contract entered into more than six months before its exercise.~~

(2) Consolidations or mergers of insurers that hold over 85 percent of the companies being merged or consolidated; In respect of transactions specified in Paragraph (1) the profits inuring to the insurer shall not exceed the difference between the proceeds of sale and the lowest market price of any security of the same class within six months before or after the date of sale. Nothing in this section shall be deemed to enlarge the amount of profit which would inure to such insurer in the absence of this section.

(3) Acquisitions or dispositions of an equity security involved in the deposit of the security under, or the withdrawal of the security from, a voting trust or deposit agreement; or The Commissioner also hereby exempts, as not comprehended within the purposes of Section 625.76, F.S., of the Act, the disposition of a security, purchased in a transaction specified in Paragraph (1) of this section, pursuant to a plan or agreement for merger or consolidation, or reclassification of the insurer's securities, or for the exchange of its securities for the securities

of another person which has acquired its assets, or which is in control, as defined in section 368(e) of the Internal Revenue Code of 1954, as amended, of a person which has acquired its assets, where the terms of such plan or agreement are binding upon all stockholders of the insurer except to the extent that dissenting stockholders may be entitled, under statutory provisions or provisions contained in the certificate of incorporation, to receive the appraised or fair value of their holdings.

(4) Conversions of an insurer's equity securities into another equity security of the same insurer. The exemptions provided by this section shall not apply to any transaction made unlawful by Section 625.77 of the Act or by any rules and regulations thereunder.

(5) ~~The burden of establishing market price of a security for the purpose of this section shall rest upon the person claiming the exemption.~~

Specific Authority 624.308(1), 625.82 FS. Law Implemented 624.307(2), 625.76 FS. History—New 4-23-66, Repromulgated 12-24-74, Formerly 4-19.15, 4-19.015, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lee Roddenberry, Bureau Chief, Bureau of Property and Casualty Insurer Solvency, Office of Insurance Regulation, Department of Financial Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Beth Vecchioli, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 27, 2002

**DEPARTMENT OF INSURANCE**

RULE TITLES: Part III Minimum Reserve Standards for Individual and Group Health Insurance Contracts

RULE NOS.:

Scope 4-154.201  
Definitions 4-154.202  
Categories of Reserves 4-154.203  
Specific Minimum Standards for Morbidity, Mortality and Interest 4-154.204  
Tables 4-154.210

PURPOSE, EFFECT AND SUMMARY: To update Health Reserves to be consistent with new NAIC Standards. This involves minimum reserve standards for individual group health insurance contracts.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

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

SPECIFIC AUTHORITY: 624.308(1), 625.121(14), 625.081 FS.

LAW IMPLEMENTED: 624.307(1), 625.081, 625.121 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., May 28, 2003

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

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 the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Kerry Krantz, Bureau of Life and Health Insurer Solvency, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-5038

THE FULL TEXT OF THE PROPOSED RULES IS:

4-154.201 Scope.

(1)(a) This rule chapter applies to all individual and group health insurance policies, including single premium credit disability insurance. All other credit insurance is not subject to this rule chapter. Credit disability is defined under Section 627.677(2), Florida Statutes ~~except for credit disability insurance as defined under Section 627.677(2), Florida Statutes.~~

(b) No change.

(2) through (5) No change.

Specific Authority 624.308(1), 625.121(14), 625.081 FS. Law Implemented 624.307(1), 625.081, 625.121 FS. History—New 4-14-99, Amended.

4-154.202 Definitions.

As used in this rule chapter, the following terms have the following meaning:

(1) through (26) No change.

(27) Commonly Accepted Actuarial Practice. Practices consistent with standards of practice established by the Actuarial Standards Board as of December 31, 2002 ~~June 30, 1998~~ as embodied in "Actuarial Standards of Practice".

(28) through (31) No change.

(32) Rating Block. A grouping of contracts determined by the valuation actuary based on common characteristics, such as a policy form or forms having similar benefit designs.

Specific Authority 624.308(1), 625.121(14), 625.081 FS. Law Implemented 624.307(1), 625.081, 625.121 FS. History—New 4-14-99, Amended.

4-154.203 Categories of Reserves.

Adequacy of an insurer's health insurance reserves shall be determined on the basis of all three categories combined. However, these standards emphasize the importance of determining appropriate reserves for each of the three categories separately.

(1) Claim Reserves.

(a) No change.

(b) Minimum Standards for Claim Reserves.

1. No change.

~~2.~~(2) All Other Benefits.

~~a.~~(a) Interest. The maximum interest rate for claim reserves is specified in subsection 4-154.204(2), F.A.C.

~~b.~~(b) Morbidity or other Contingency. The reserve shall be based on the insurer's experience, if that experience is considered credible, or upon other assumptions used by the company designed to place a sound value on the liabilities.

~~c.~~(c) Claim Reserve Methods Generally.

~~(1)~~(1) A reserving method shall be used to estimate claim liabilities if it is:

~~(A)~~(A) A generally accepted actuarial reserving method following commonly accepted actuarial practice; or

~~(B)~~(B) A reasonable method approved by the Department after a public hearing prior to the statement date; or

~~(C)~~(C) A combination of these methods.

~~(II)~~(2) At its option, an insurer may estimate some of all of its claim liabilities either separately or by using aggregate methods. Approximations based on groupings and averages may also be employed. Adequacy of the claim reserves, however, shall be determined in the aggregate.

~~(2)~~(3) No change.

~~(3)~~(4) Contract Reserves.

(a) General.

1. Contract reserves shall be required, unless otherwise specified in subparagraph 2. below, for:

a. No change.

b.(1) All individual and group contracts for which, due to the gross premium pricing structure at issue, the value of the future benefits at any time exceeds the value of any appropriate future valuation net premiums at that time.

(II)(A) This evaluation may be applied on a rating block basis if the total premiums for the block were developed to support the total risk assumed and expected expenses for the block each year, and a qualified actuary certifies the premium development.

(B) The actuary shall state in the certification that premiums for the rating block were developed such that each year's premium was intended to cover that year's costs without any prefunding.

(C) If the premium is also intended to recover costs for any prior years, the actuary shall also disclose the reasons for and magnitude of such recovery.

(III) The values specified in this sub-subparagraph shall be determined on the basis specified in paragraph (b) below entitled "Minimum Standards for Contract Reserves".

2. through 4. No change.

(b) Minimum Standards for Contract Reserves.

1. Basis.

a. Morbidity or other Contingency.

(I) No change.

(II) Contracts for which tabular morbidity standards are not specified in subsection 4-154.204(1), F.A.C., shall be valued using tables established for reserve purposes by a qualified actuary.

(A) The morbidity tables shall contain a pattern of incurred claims cost that reflects the underlying morbidity, and shall not be constructed for the primary purpose of minimizing reserves.

(B) Morbidity assumptions shall not include future morbidity improvement beyond the level of morbidity known and realized as of the valuation date, unless the assumption results in a larger reserve.

(c) No change.

(d) Tests for Adequacy and Reasonableness of Contract Reserves.

1. A review shall be made annually by a qualified actuary of the insurer's prospective contract liabilities on contracts valued by tabular reserves to determine the continuing adequacy and reasonableness of the tabular reserves, giving consideration to future gross premiums. If the review indicates that the prospective reserves are no longer adequate subject to the minimum standards at paragraph ~~(3)~~(4)(b) above, the insurer shall add increments to the tabular reserves in order to meet or exceed the minimum standard.

2. No change.

Specific Authority 624.308(1), 625.121(14), 625.081 FS. Law Implemented 624.307(1), 625.081, 625.121 FS. History—New 4-14-99, Amended \_\_\_\_\_

4-154.204 Specific Minimum Standards for Morbidity, Mortality and Interest.

Specific minimum standards for morbidity, mortality and interest which apply to claim reserves according to year of incurral and to contract reserves according to year of issue:

(1) Morbidity.

(a) Minimum morbidity standards for valuation of specified individual contract health insurance benefits are as follows:

1. Disability Income Benefits Due to Accident or Sickness.

a. No change.

b. Claim Reserves:

(I) For claims incurred on or before December 31, 2002, the minimum morbidity standard in effect for contract reserves on currently issued contracts as of the date the claim is incurred.

(II)(A) For claims incurred on or after January 1, 2003, the 1985 Commissioners Individual Disability Table A (85CIDA) with claim termination rates multiplied by the following adjustment factors:

Duration	Adjustment Factor	Adjusted Termination Rates*
<u>Week</u>		
1	0.366	0.04831
2	0.366	0.04172
3	0.366	0.04063
4	0.366	0.04355
5	0.365	0.04088
6	0.365	0.04271
7	0.365	0.04380
8	0.365	0.04344
9	0.370	0.04292
10	0.370	0.04107
11	0.370	0.03848
12	0.370	0.03478
13	0.370	0.03034
<u>Month</u>		
4	0.391	0.08758
5	0.371	0.07346
6	0.435	0.07531
7	0.500	0.07245
8	0.564	0.06655
9	0.613	0.05520
10	0.663	0.04705
11	0.712	0.04486
12	0.756	0.04309
13	0.800	0.04080
14	0.844	0.03882
15	0.888	0.03730
16	0.932	0.03448
17	0.976	0.03026
18	1.020	0.02856
19	1.049	0.02518
20	1.078	0.02264
21	1.107	0.02104
22	1.136	0.01932
23	1.165	0.01865
24	1.195	0.01792
<u>Year</u>		
3	1.369	0.16839
4	1.204	0.10114
5	1.199	0.07434
6 and later	1.000	**

\* The adjusted termination rates derived from the application of the adjustment factors to the DTS Valuation Table termination rates shown in exhibits 3a, 3b, 3c, 4, and 5 (Transactions of the Society of Actuaries (TSA) XXXVII, pp. 457-463) is displayed. The adjustment factors for age, elimination period, class, sex, and cause displayed in exhibits 3a, 3b, 3c, and 4 should be applied to the adjusted termination rates shown in this table.

\*\* Applicable DTS Valuation Table duration rate from exhibits 3c and 4 (TSA XXXVII, pp. 462-463).

(B) The 85CIDA table so adjusted for the computation of claim reserves shall be known as 85CIDC (The 1985 Commissioners Individual Disability Table C).

2. through 4. No change.

5. Single Premium Credit Disability.

a. Contract Reserves:

(I) For contracts issued on or after January 1, 2003:

(A) For plans having less than a 30 day elimination period, the 1985 Commissioners Individual Disability Table A (85CIDA) with claim incidence rates increased by 12 percent.

(B) For plans having a 30 day and greater elimination period, the 85CIDA for a 14 day elimination period with the adjustment in Item (A).

(II) For contracts issued prior to January 1, 2003, each insurer may elect either Item (A) or (B) to use as the minimum standard. Once an insurer elects to calculate reserves for all contracts on the standard defined in Item (I), all future valuations must be on that basis.

(A) The minimum morbidity standard in effect for contract reserves on currently issued contracts, as of the date the contract was issued, or

(B) The standard as defined in Item (I), applied to all contracts.

b. Claim Reserves: Claim reserves are to be determined as provided in paragraph 4-154.203(1)(c), F.A.C.

6.5. No change.

(b) Minimum morbidity standards for valuation of specified group contract health insurance benefits shall be as follows:

1. No change.

2. Single Premium Credit Disability:

a. Contract Reserves:

(I) For contracts issued on or after January 1, 2003:

(A) For plans having less than a 30 day elimination period, the 1985 Commissioners Individual Disability Table A (85CIDA) with claim incidence rates increased by 12 percent.

(B) For plans having a 30 day and greater elimination period, the 85CIDA for a 14 day elimination period with the adjustment in item (A).

(II) For contracts issued prior to January 1, 2003, each insurer may elect to use either Item (I) or (II) as the minimum standard. Once an insurer elects to calculate reserves for all contracts on the standard defined in Item (I), all future valuations must be on that basis.

(A) The minimum morbidity standard in effect for contract reserves on currently issued contracts, as of the date the contract was issued, or

(B) The standard as defined in Item (I), applied to all contracts.

b. Claim Reserves: Claim reserves are to be determined as provided in paragraph 4-154.203(1)(c), F.A.C.

3.2. No change.

(c) No change.

(2) No change.

(3) Mortality.

(a) through (d) No change.

(e) For single premium credit insurance using the 85 CIDA table, no separate mortality shall be assumed.

Specific Authority 624.308(1), 625.121(14), 625.081 FS. Law Implemented 624.307(1), 625.081, 625.121 FS. History—New 4-14-99, Amended \_\_\_\_\_.

4-154.210 Tables.

(1) No change.

(2) The tables in subsection (1) above are available from the Bureau of Life & Health Insurer Solvency ~~and Market Conduct Review~~, 200 East Gaines Street, Tallahassee, Florida 32399-0327.

Specific Authority 624.308(1), 625.121(14), 625.081 FS. Law Implemented 624.307(1), 625.081, 625.121 FS. History—New 4-14-99, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kerry Krantz, Bureau of Life and Health Insurer Solvency, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Streukens, Chief, Bureau of Life and Health Insurer Solvency, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 14, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 8, 2002

**DEPARTMENT OF INSURANCE**

RULE TITLE: Workers' Compensation: Application and Audit Procedures

RULE NO.: 4-189.003

PURPOSE, EFFECT AND SUMMARY: To update Rule 4-189.003, F.A.C., due to changes required by SB 108. SB 108 requires that the application that insurers use be changed by including a sworn statement by the agent attesting that the agent explained to the employer or officer the classification codes that are used for the premium calculations. SB 108 also requires that the audit procedures insurers use be changed by mandating that at the completion of an audit, the employer or officer of the corporation and the auditor must print and sign their names on the audit document and attach proof of identification to the audit document.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

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

SPECIFIC AUTHORITY: 440.381 FS.

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

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

TIME AND DATE: 10:00 a.m., June 3, 2003

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Eaton, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0330, (850)413-3821

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 the person listed above.

THE FULL TEXT OF THE PROPOSED RULE IS:

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

(1) through (3) No change.

(4)(a)1. In order to ensure that the appropriate premium is charged for workers' compensation coverage, each employer and carrier shall comply with:

a. The requirements of Section 440.381, Florida Statutes; and

b. As applicable, with "Florida State Special Audit Rules", (rev. 7/02) (~~rev. 8/91~~) and with "Part Three – Service Providers D. Performance Standards for Service Providers" (rev. 7/02) "Florida Assigned Risk Audit Rules" (rev. 7/91) which are hereby adopted and incorporated by reference. The "Florida State Special Audit Rules" (rev. 8/91) and the "Florida State Assigned Risk Audit Rules" (rev. 7/91) of the National Council on Compensation Insurance are hereby adopted and incorporated by reference.

2.a. Copies of the "Florida State Special Audit Rules" (rev. 7/02) (~~rev. 8/91~~) and the "Florida Assigned Risk Audit Rules" (rev. 7/91) are contained in the workers' compensation manual issued by the National Council on Compensation Insurance, Inc., 901 Peninsula Corporate Circle, Boca Raton, FL 33487.

b. Copies of Part Three – Service Providers D. Performance Standards for Service Providers" (rev. 7/02) are contained in the operations manual of the Florida Workers' Compensation Joint Underwriting Association, Inc., P. O. Box 48957, Sarasota, FL 34230-5937.

(b) through (e) No change.

(f) Signatures.

1.a. A carrier, in order to comply with the signature requirements as provided in Section 440.381(3), Florida Statutes, shall use, as applicable:

(I) Form OIRB1-\_\_\_\_ (rev. 7/02) “Partner’s, Sole Proprietor’s or Corporate Officer’s Statement”;

(II) Form OIRB1-\_\_\_\_ (rev. 7/02), “Statement of Individual Providing Audit Information (other than Partner, Sole Proprietor or Corporate Officer)”; and

(III) Form OIRB1-\_\_\_\_ (rev. 7/02), “Auditor’s Statement”.

b. The forms adopted in this subsection (4) are hereby adopted and incorporated by reference and may be obtained from the Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330, or on the Department of Financial Services’ web site at [www.fldfs.com](http://www.fldfs.com).

c. These forms shall be signed by the appropriate party and submitted to the carrier at the completion of an audit.

2.a. A carrier wishing to use its own signature forms shall submit the forms electronically to the Bureau of Property and Casualty Forms and Rates at <https://portal.fldfs.com>, and receive approval prior to use. Forms may also be submitted by mail to the Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation, Larson Building, Tallahassee, FL 32399-0330.

b. At a minimum the forms shall contain all text as it appears on:

(I) Form OIRB1-\_\_\_\_ (rev. 7/02) “Partner’s, Sole Proprietor’s or Corporate Officer’s Statement”;

(II) Form OIRB1-\_\_\_\_ (rev. 7/02), “Statement of Individual Providing Audit Information (other than Partner, Sole Proprietor or Corporate Officer)”; and

(III) Form OIRB1-\_\_\_\_ (rev. 7/02), “Auditor’s Statement”.

3. Electronic signature(s) shall be accepted in satisfaction of the signature requirements of Section 440.381(3), Florida Statutes. For purposes of this section, “electronic signature(s)” shall mean an electronic identifier, including a digital signature, which is:

a. Unique to the person using it;

b. Capable of verification;

c. Under the sole control of the person using it;

d. Attached to or associated with data contained within the audit document in such a manner that authenticates the attachment of the signature to particular data and integrity of the data transmitted;

e. Intended by the party using it to have the same force and effect as the use of a signature affixed by hand; and

f. Compliant with all applicable state and federal laws governing electronic signatures.

Specific Authority [624.308\(1\)](#), [440.381 FS](#). Law Implemented [440.381](#), [624.307](#), [624.308\(4\)](#) FS. History—New 8-1-91, Formerly [4-28.007](#), Amended [10-3-95](#), [10-10-96](#), [1-15-98](#), [11-21-00](#), \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Theresa Eaton, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Shirley Kerns, Chief, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 30, 2002

**DEPARTMENT OF INSURANCE**

RULE TITLE: Records and Reports of Information by Workers’

RULE NO.: 4-189.0055

Compensation Insurers Required  
PURPOSE, EFFECT AND SUMMARY: The rule is required by HB 1803 (2001), to implement reporting and recording duties of workers’ compensation insurers.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

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

SPECIFIC AUTHORITY: [624.308\(1\)](#), [627.914 FS](#).

LAW IMPLEMENTED: [624.307\(1\)](#), [627.914 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., June 3, 2003

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

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 the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jim Watford, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0330, (850)413-5368

THE FULL TEXT OF THE PROPOSED RULE IS:

4-189.0055 Records and Reports of Information by Workers’ Compensation Insurers Required.

(1) The Office shall use one or more designated workers’ compensation and employers’ liability insurance statistical agents as designated by the Office through the contract solicitation process.

(2) Each insurer and self-insurance fund as defined in Section 624.461, Florida Statutes, shall utilize the rules and statistical plans of the Office's designated statistical agents in the recording and reporting of loss, expense, and claims experience for workers' compensation insurance.

(3) Any changes or amendments to the statistical plans and rules of the Office's designated statistical agents are subject to approval by the Office prior to use by insurers and self-insurance funds for Florida experience.

Specific Authority 624.308(1), 627.914 FS. Law Implemented 624.307(1), 627.914 FS. History--New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jim Watford, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Shirley Kerns, Bureau Chief, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 14, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 27, 2002

**DEPARTMENT OF INSURANCE**

RULE TITLE: Forms Incorporated by Reference  
PURPOSE, EFFECT AND SUMMARY: To adopt an updated version of Form OIR-A3-477 (Rev 07/02), "Minimum Liquid Reserve Calculation".

RULE NO.: 4-193.065

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

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

SPECIFIC AUTHORITY: 624.308(1), 651.013, 651.015(1),(3) FS.

LAW IMPLEMENTED: 651.021, 651.022, 651.023, 651.024, 651.026, 651.033, 651.035 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., May 27, 2003

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

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 the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Lulofs, Bureau of Specialty Insurers, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399, (850)413-2490

THE FULL TEXT OF THE PROPOSED RULE IS:

4-193.065 Forms Incorporated by Reference.

(1) The following forms are incorporated into this rule chapter by reference to implement the provisions of Chapter 651, F.S.

(a) through (l) No change.

(m) Minimum Liquid Reserve Calculation OIR-A3 ~~DOI4-477~~ (Rev-07/02-08/98)

(n) through (q) No change

(2) No change.

Specific Authority 624.308(1), 651.013, 651.015(1),(3) FS. Law Implemented 624.307(1), 651.021, 651.022, 651.023, 651.024, 651.026, 651.033, 651.035 FS. History--New 6-25-90, Formerly 4-45.035, Amended 7-16-92, 11-29-98, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bruce Lulofs, Bureau of Specialty Insurers, Division of Insurer Services, Department of Insurance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Al Willis, Bureau Chief, Bureau of Specialty Insurers, Division of Insurer Services, Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 14, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 22, 2002

**DEPARTMENT OF INSURANCE**

**Division of State Fire Marshal**

RULE CHAPTER TITLE: Firefighter Death Benefits  
RULE CHAPTER NO.: 4A-64

RULE TITLE: Adjustments to Reflect Consumer Price Index  
RULE NO.: 4A-64.005

PURPOSE AND EFFECT: To adopt price level changes relating to firefighter death benefits in Section 112.191, Florida Statutes, for the year 2003-2004.

SUMMARY: This rule adopts new benefits for the one year period from July 1, 2003, through June 30, 2004, based on the Consumer Price Index, as required by Section 112.191, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Regulatory Costs was prepared.

Any person who wishes to provide information regarding the statement of 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: 112.191 FS.  
LAW IMPLEMENTED: 112.191 FS.  
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):  
TIME AND DATE: 9:00 a.m., May 28, 2003  
PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing a special accommodation to participate in this meeting or workshop should contact Kimberly Riordan, (850)413-3607, no later than 48 hours prior to the meeting or workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Harriett Abrams, Assistant Director, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3170, Fax (850)922-1235

THE FULL TEXT OF THE PROPOSED RULE IS:

4A-64.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.191, Florida Statutes, requires that the Division adjust the statutory amount payable based on the Consumer Price Index for all urban consumers published by the United States Department of Labor. The adjustment is to be effective on July 1 of each year using the most recent month for which data is available as of the time of the adjustment as of July 1 of each year. The amounts payable for the period from July 1, 2003, through June 30, 2004, using the Consumer Price Index for all urban consumers published by the United States Department of Labor for March, 2003, which is the most recent month for which data is available as of the time of the adjustment, are ~~Since the effective date of the act is July 1, 2002, the statutory amount for the period from July 1, 2002 to June 30, 2003, shall be:~~

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2) of Section 112.191, Florida Statutes: 51,138 ~~\$50,000.~~

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2) of Section 112.191, Florida Statutes: 51,138 ~~\$50,000.~~

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2) of Section 112.191, Florida Statutes: 153,415 ~~\$150,000.~~

(2) No change.

Specific Authority 112.191 FS. Law Implemented 112.191 FS. History--New 3-13-03, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Harriett Abrams, Assistant Director, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Randall A. Napoli, Director, Division of State Fire Marshal, Department of Insurance  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 11, 2003

**DEPARTMENT OF CORRECTIONS**

RULE TITLES:	RULE NOS.:
Appeals to the Office of the Secretary	33-103.007
Grievances of a Medical Nature	33-103.008
Classification of Grievances	33-103.013
Reasons for Return of Grievance or Appeal Without Processing	33-103.014

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide for an administrative complaint process for submission of inmate complaints alleging violation of the Health Insurance Portability and Accountability Act (HIPAA) in accordance with 45 C.F.R. 164.530.

SUMMARY: The proposed rules provide for the filing directly with the Office of the Secretary inmate complaints alleging violation of the Health Insurance Portability and Accountability Act (HIPAA).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 20.315, 944.09 FS., 45 CFR 164.530

LAW IMPLEMENTED: 944.09 FS., 45 CFR Part 160, 164

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 RULES IS: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULES IS:

33-103.007 Appeals to the Office of the Secretary.

(1) through (5) No change.

(6) Direct Grievances.

(a) through (c) No change.

(d) Grievances alleging violation of the Health Insurance Portability and Accountability Act (HIPAA) must be filed directly with the Office of the Secretary using the Request for Administrative Remedy or Appeal, Form DC1-303, and shall

be responded to according to established time frames. The inmate shall state at the beginning of Part A of Form DC1-303 that the grievance concerns HIPAA.

~~(e)~~ Upon receipt of the direct grievance and following review of the same, if it is determined that the grievance is not an emergency grievance, a grievance of reprisal, or a grievance of a sensitive nature, or a grievance alleging a violation of HIPAA, the grievance shall be returned to the inmate with the reasons for return specified advising the inmate to resubmit his or her grievance at the appropriate level. The other applicable procedures in Rule 33-103.007, F.A.C., governing the processing of appeals to the Office of the Secretary shall apply to these three types of grievances.

(7) through (8) No change.

Specific Authority 20.315, 944.09 FS., 45 C.F.R. 164.530. Law Implemented 944.09 FS., 45 C.F.R. Part 160, 164. History—New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 8-10-97, 12-7-97, 10-7-98, 2-17-99, Formerly 33-29.007, Amended 8-1-00, \_\_\_\_\_.

33-103.008 Grievance of Medical Nature.

(1) No change.

(2) If a grievance appeal of a medical nature or a direct grievance alleging violation of HIPAA is received at the Office of the Secretary, the Bureau of Inmate Grievance Appeals shall forward the grievance to the Office of the Assistant Secretary for Health Services for investigation and response. The disclosure of medical information in a grievance authorizes staff to review the information and to use and disclose the medical information necessary to investigate in order to respond. Following preparation of a response and signature of the responding employee, the grievance shall be returned to the Bureau of Inmate Grievance Appeals to ensure appropriate filing and routing. Other procedures applicable to the processing of a grievance appeal of a medical nature are as stated in Rule 33-103.007, F.A.C.

Specific Authority 20.315, 944.09 FS., 45 C.F.R. 164.530. Law Implemented 944.09 FS., 45 C.F.R. Part 160, 164. History—New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, Formerly 33-29.008, Amended \_\_\_\_\_.

33-103.013 Classification of Grievance.

Following receipt of the grievance or appeal, part C of Form DC1-303 shall be completed and sent to the inmate except for grievances returned for one or more of the reasons cited in Rule 33-103.014, F.A.C. The subject area of the receipt shall indicate the major topic area of the grievance or appeal according to the following classifications:

(1) through (6) No change.

(7) Medical and Dental – All complaints concerning medical, dental, psychiatric and psychological services, and HIPAA.

(8) through (15) No change.

Specific Authority 20.315, 944.09 FS., 45 C.F.R. 164.530. Law Implemented 944.09 FS., 45 C.F.R. Part 160, 164. History—New 10-12-89, Amended 12-22-92, 8-10-97, 2-17-99, Formerly 33-29.013, Amended \_\_\_\_\_.

33-103.014 Reasons for Return of Grievance or Appeal Without Processing.

(1) The informal grievance, formal grievance, grievance filed direct, or grievance appeal, hereafter referred to as “grievance” in this section of the rule may be returned to the inmate without further processing if, following a review of the grievance, one or more of the following conditions are found to exist. The reasons listed below are the only reasons for returning a grievance without a response on the merits.

(a) through (s) No change.

(t) The inmate had filed a grievance at the institutional level that should have been filed directly with the Office of the Secretary.

(2) No change.

Specific Authority 20.315, 944.09 FS., 45 C.F.R. 164.530. Law Implemented 944.09 FS., 45 C.F.R. Part 160, 164. History—New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, 5-10-98, Formerly 33-29.014, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Celeste Kemp

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: James V. Crosby, Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 21, 2003

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Cash Meals and Special Group Meals

RULE NO.: 33-204.005

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to delete unnecessary language and to correct the reference to the agency responsible for setting the amount for meals provided to employees or volunteers.

SUMMARY: The proposed rule deletes unnecessary language and corrects the reference to the agency responsible for setting the amount for meals provided to employees or volunteers.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-204.005 Cash Meals and Special Group Meals.

(1) The cost of meals for employees or volunteers shall be borne by the individual being provided with the meal, except as provided in subsection (2) of this section. Employees or volunteers served meals shall be charged the predetermined amount approved by the Department of Corrections Management Services for all meals. Meals shall be purchased with cash and the employee or volunteer will sign a "Daily Meal Roster", DC2-406, to indicate a meal was purchased and consumed by them. Persons eligible for free meals will be identified on the Daily Meal Roster by noting the words "no charge" next to the individual's signature. Form DC2-406 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, FL 32399-2500. ~~Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope.~~ The effective date of this form is May 21, 2000.

(2) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 1-18-89, Formerly 33-30.005, Amended 5-21-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ethan Colchiski

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: James V. Crosby, Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 16, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 28, 2003

DEPARTMENT OF CORRECTIONS

RULE TITLE: Early Termination of Supervision RULE NO.: 33-302.111

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to adopt a new form and make changes to a form used in conjunction with termination of probation and notification of the restoration of civil rights review process.

SUMMARY: The proposed rule incorporates a new form and revises a form used in conjunction with termination of probation and notification of the restoration of civil rights review process.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-302.111 Early Termination of Supervision.

(1) through (2) No change.

(3) If the State Attorney's Office approves the recommendation, and the victim does not oppose the early termination, the officer shall prepare an Order Terminating Probation a Petition For and Termination of Probation, Form DC3-257, and a letter to the judge outlining the offender's history of supervision and reasons for recommending the early termination. Form DC3-257 is hereby incorporated by reference. A copy of this form may be obtained from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_ ~~November 26, 2001~~.

(4) No change.

(5) The officer shall notify the offender of the judge's decision upon receipt of the judge's response, and if the petition for early termination is granted, the officer will ~~review the restoration of civil rights process with the offender and provide the offender her or him~~ with a copy of Form DC3-257. If the offender was adjudicated guilty, the officer shall review the restoration of civil rights process with the offender. The officer and the offender shall sign and date Form NI1-027, Notification of Restoration of Civil Rights Review Process. In addition to Form DC3-257, the officer shall provide the offender with a termination of supervision letter and Form NI1-027. Form NI1-027 is hereby incorporated by reference. A copy of this form may be obtained from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 11-26-01, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tina Hayes

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: James V. Crosby, Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 16, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 28, 2003

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE CHAPTER TITLE: Individual Environmental  
Resource Permits

RULE CHAPTER NO.: 40D-4

RULE TITLE: Publications and Agreements Incorporated  
by Reference

RULE NO.: 40D-4.091

PURPOSE AND EFFECT: The purpose of this proposed amendment is to conform the language in the Basis of Review for Environmental Resource Permits (B.O.R.) to the language contained within Rule 40D-4.042, F.A.C.

SUMMARY: Rule 40D-4.042, Florida Administrative Code (F.A.C.) has been amended to provide that a petitioner seeking a formal determination of wetlands or other surface waters may publish notice of the agency action in accordance with Rule 40D-1.1010, F.A.C. This change made the process for noticing petitions for formal wetland determinations consistent with the processes for noticing water use and environmental resource permit applications. This proposed rulemaking will amend the language in the B.O.R. to conform with Rule 40D-1.1010, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rule 40D-4.091, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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: 373.044, 373.046, 373.113, 373.171, 373.414 FS.

LAW IMPLEMENTED: 373.0361, 373.114, 373.171, 373.403, 373.411, 373.413, 373.416, 373.429 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: Jack R. Pepper, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-4.091 Publications and Agreements Incorporated by Reference.

The following documents are hereby incorporated into this chapter and Chapters 40D-40 and 40D-400, F.A.C.

(1) "Basis of Review for Environmental Resource Permit Applications with the Southwest Florida Water Management District, ~~September 26, 2002~~. This document is available from the District upon request.

(2) through (4) No change.

Specific Authority 373.044, 373.046, 373.113, 373.171, 373.414 FS. Law Implemented 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS. History--New 4-2-87, Amended 3-1-88, 9-11-88, 10-1-99, 4-1-91, 11-16-92, 1-30-94, 10-3-95, 12-26-95, 5-26-96, 7-23-96, 4-17-97, 4-12-98, 7-2-98, 12-3-98, 7-28-99, 8-3-00, 9-20-00, 6-12-01, 10-11-01, 2-27-02, 7-29-02, 9-26-02, 3-26-03, \_\_\_\_\_.

**ENVIRONMENTAL RESOURCE PERMITTING  
BASIS OF REVIEW  
CHAPTER 3**

**3.4.1 Procedure**

To petition for a formal determination, the petitioner must submit to the District the following:

- (a) five copies of the Petition for Formal Determination as identified in Rule 40D-1.659, F.A.C., including copies of all items required by the form, and
- (b) the appropriate non-refundable formal determination fee pursuant to Rule 40D-1.607, F.A.C.

Within 30 days of receipt of a petition for a formal determination, the District shall notify the petitioner of any missing or insufficient information in the petition documentation submitted which may be necessary to complete review of the petition.

~~The petitioner may~~ ~~District shall~~ publish the notice of ~~intended~~ agency action on the petition in a newspaper of general circulation in the county or counties where the property is located in accordance with Rule 40D-1.1010, F.A.C.

Sections 120.569 and 120.57, F.S., apply to formal determinations made pursuant to this section. Any person whose substantial interests will be affected by the District's proposed action on the petition may request an administrative hearing on the proposed action pursuant to Chapter 28-106, F.A.C. ~~If no request for an administrative hearing is filed, the Executive Director will then take final action on the petition for the formal determination.~~

The ~~District Executive Director~~ will only issue a formal determination if the petitioner has satisfied all the requirements of section 3.4. A person requesting a formal determination may withdraw the petition without prejudice at any point before final agency action.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jack R. Pepper, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Southwest Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2002  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 11, 2003

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE CHAPTER TITLE: Individual Environmental  
 RULE CHAPTER NO.: 40D-4

Resource Permits  
 RULE TITLE: Transfer of Permits  
 RULE NO.: 40D-4.351

PURPOSE AND EFFECT: The purpose of this proposed rulemaking is to clarify that the District will transfer the Environmental Resource Permit for a project in the event of a change in ownership or control regardless of whether the project is in the construction or the operation phase.

SUMMARY: Rule 40D-4.351(1), Florida Administrative Code (F.A.C.), provides for the transfer of an Environmental Resource Permit in the event there is sale or other transfer of the permitted surface water management system or the real property on which such system is located. The District routinely transfers Environmental Resource Permits for projects that are still in the construction phase and for projects that have been turned over to the operation phase.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rule 40D-4.351, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.413, 373.416(2), 403.805 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: Karen E. West, Deputy General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

- 40D-4.351 Transfer of Permits.
- (1) Transfer of Ownership.

(a) A permittee shall notify the District within 30 days of any sale, conveyance or any other transfer for a permitted surface water management system or the real property at which the system is located.

(b) The District will transfer the surface water management system construction permit or operation and maintenance permit provided the land use remains the same.

(c) The permittee transferring the permit shall continue to remain liable for any corrective actions that may be required as a result of any permit violations prior to such sale, conveyance or other transfer.

(2) Conversion to Operation Phase.

(a) In order to convert an environmental resource permit from the construction phase to the operational phase, the permittee shall submit the following:

1. The Statement of Completion and Request for Transfer to Operation Entity form identified in Chapter 40D-1, F.A.C.; and
2. Documentary evidence of satisfaction of permit conditions, other than long-term monitoring.

(b) A conversion to the operational phase shall not occur until a responsible entity meeting the requirements in the "Basis of Review for Environmental Resource Permit Applications with the Southwest Florida Water Management District – October 3, 1995" has been established to operate and maintain the system. The entity must be provided with sufficient ownership, legal or equitable interest so that it has control over all water management facilities authorized by the permit.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.413, 373.416(2), 403.805 FS. History—New 10-1-84, Amended 6-29-93, 10-3-95,

NAME OF PERSON ORIGINATING PROPOSED RULE: Jack Pepper, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Southwest Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 18, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Advanced Registered Nurse Practitioner Services  
 RULE NO.: 59G-4.010

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to revise the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and

Limitations Handbook, Appendix D. The effect will be to update the fee schedule, effective March 2003, in the current Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook.

SUMMARY: The purpose of the rule amendment is to revise the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook, Appendix D. The Handbook revision includes an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lynne Metz, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.010 Advanced Registered Nurse Practitioner Services.

(1) No change.

(2) All advanced registered nurse practitioner services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~ which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 12-21-80, Formerly 10C-7.52, Amended 8-18-92, Formerly 10C-7.052, Amended 8-22-96, 3-11-98, 10-13-98, 6-8-99, 4-23-00, 8-5-01, 2-20-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lynne Metz

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Birth Center Services

RULE NO.: 59G-4.030

PURPOSE AND EFFECT: The purpose of the rule amendment is to revise the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, Appendixes A and B. The effect will be to update the fee schedules, effective March 2003, in the current Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook.

SUMMARY: The purpose of the rule amendment is to revise the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, Appendixes A and B. The Handbook revision includes an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 383.335, 409.906, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lynne Metz, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.030 Birth Center Services.

(1) No change.

(2) All birth center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, March 2003 ~~January 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500

and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 383.335, 409.906, 409.908, 409.9081 FS. History--New 4-18-85, Formerly 10C-7.532, Amended 8-18-92, Formerly 10C-7.0532, Amended 4-22-96, 3-11-98, 10-13-98, 5-24-99, 4-23-00, 8-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lynne Metz

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Chiropractic Services RULE NO.: 59G-4.040

PURPOSE AND EFFECT: The purpose of the rule amendment is to revise the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule, effective March 2003, in the current Florida Medicaid Chiropractic Services Coverage and Limitations Handbook.

SUMMARY: The purpose of the rule amendment is to revise the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, Appendix A. The Handbook revision includes an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.040 Chiropractic Services.

(1) No change.

(2) All chiropractic services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, ~~March 2003~~ ~~January 2002~~ ~~and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History--New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97, 5-24-99, 4-23-00, 7-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Dental Services RULE NO.: 59G-4.060

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Dental Services Coverage and Limitations Handbook, Appendixes B and C. The effect will be to update the fee schedules, effective March 2003, in the current Florida Medicaid Dental Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Dental Services Coverage and Limitations Handbook, Appendixes B and C. The Handbook revisions include an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.912 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Millard Howard, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7328

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.060 Dental Services.

(1) No change.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, and Florida Medicaid Provider Reimbursement Handbook, Dental 111, February 2001, which are incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. All three handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History—New 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98, 12-28-98, 6-10-99, 4-23-00, 4-24-01, 7-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Millard Howard

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Hearing Services  
RULE NO.: 59G-4.110

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Hearing Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule, effective March 2003, in the current Florida Medicaid Hearing Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Hearing Services Coverage and Limitations Handbook, Appendix A. The Handbook revision includes an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.110 Hearing Services.

(1) No change.

(2) All hearing services providers enrolled in the Medicaid program must be in compliance ~~comply~~ with the provisions of the Florida Medicaid Hearing Services Coverage and Limitations Handbook, March 2003 ~~January 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 8-3-80, Amended 7-21-83, Formerly 10C-7.522, Amended 4-13-93, Formerly 10C-7.0522, Amended 12-21-97, 10-13-98, 5-7-00, 7-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, MD

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Optometric Services  
 RULE NO.: 59G-4.210

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Optometric Services Coverage and Limitations Handbook, Appendixes A and B. The effect will be to update the fee schedules, effective March 2003, in the current Florida Medicaid Optometric Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Optometric Services Coverage and Limitations Handbook, Appendixes A and B. The Handbook revisions include and updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.210 Optometric Services.

(1) No change.

(2) All optometric practitioners enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Optometric Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 4-13-93, Amended 7-1-93, Formerly 10C-7.069, Amended 12-21-97, 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, MD

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Podiatry Services  
 RULE NO.: 59G-4.220

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule, in the current Florida Medicaid Podiatry Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, Appendix A. The Handbook revisions include an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.220 Podiatry Services.

(1) No change.

(2) All podiatry services providers enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April~~

2002, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 1-23-84, Amended 10-25-84, Formerly 10C-7.529, Amended 4-21-92, 11-9-92, 7-1-93, Formerly 10C-7.0529, 10P-4.220, Amended 1-7-96, 3-11-98, 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03,

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Physician Services  
RULE NO.: 59G-4.230

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Physician Services Coverage and Limitations Handbook, Appendixes J and I. The effect will be to update the fee schedules, effective March 2003, in the current Florida Medicaid Physician Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Physician Services Coverage and Limitations Handbook, Appendixes J and I. The Handbook revisions include an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lynne Metz, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.230 Physician Services.

(1) No change.

(2) All physician services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 2-1-78, 4-1-78, 1-2-79, 1-1-80, Amended 2-8-82, 3-11-84, Formerly 10C-7.38, Amended 1-10-91, 11-5-92, 1-7-93, Formerly 10C-7.038, Amended 6-29-93, 9-6-93, Formerly 10P-4.230, Amended 6-13-94, 2-9-95, 3-10-96, 5-28-96, 3-18-98, 9-22-98, 8-25-99, 4-23-00, 8-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lynne Metz  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Physician Assistant Services  
RULE NO.: 59G-4.231

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook, Appendix D. The effect will be to update the fee schedule, effective March 2003, in the current Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook, Appendix D. The Handbook revisions include an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lynne Metz, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.231 Physician Assistant Services.

(1) No change.

(2) All physician assistant providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History--New 8-21-95, Amended 5-28-96, 3-11-98, 10-13-98, 8-9-99, 4-23-00, 8-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lynne Metz

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M. D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Registered Nurse First Assistant Services

RULE NO.: 59G-4.270

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Registered Nurse First Assistant Services Coverage and Limitations Handbook, Appendix B. The effect will be to update the fee schedule,

effective March 2003, in the current Florida Medicaid Registered Nurse First Assistant Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Registered Nurse First Assistant Services Coverage and Limitations Handbook, Appendix B. The Handbook revisions include an updated fee schedule beginning March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Madeleine Nobles, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7326

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.270 Registered Nurse First Assistant Services.

(1) No change.

(2) All registered nurse first assistant services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History--New 3-11-98, Amended 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Madeleine Nobles

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 7-30-80, Formerly 10C-7.521, Amended 4-20-93, 8-25-93, Formerly 10C-7.0521, Amended 12-21-97, 10-13-98, 6-10-99, 4-23-00, 1-23-02, 2-20-03, \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Visual Services RULE NO.: 59G-4.340

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Visual Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule, effective March 2003, in the current Florida Medicaid Visual Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to revise the Florida Medicaid Visual Services Coverage and Limitations Handbook, Appendix A. The Handbook revision includes an updated fee schedule beginning March 1, 2003

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

TIME AND DATE: 9:00 a.m., May 27, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Jackson, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.340 Visual Services.

(1) No change.

(2) All visual services practitioners enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Visual Services Coverage and Limitations Handbook, March 2003 ~~January 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up- 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 14, 2003

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE TITLE: Certification of Specialty Structure CONTRACTORS RULE NO.: 61G4-15.015

PURPOSE AND EFFECT: The Board proposes to review and amend the language discussing certification of specialty structure contractors.

SUMMARY: The rule amends language defining the scope of a specialty structure contractors' practice.

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: 489.113(6), 489.115(4) 120.53 FS.

LAW IMPLEMENTED: 489.113(6), 489.115(4), 120.53 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: Timothy Vaccaro, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1039

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-15.015 Certification of Specialty Structure Contractors.

(1) No change.

(2) Definition.

(a) "Specialty Structure Contractor" is a contractor whose services are limited to the execution of contracts requiring the experience, knowledge and skill necessary for the fabrication, assembling, handling, erection, installation, replacement, dismantling, adjustment, alteration, repair, servicing and design work when not prohibited by law, in accordance with

accepted engineering data and/or according to manufacturers specifications in the aluminum, metal, canvas, vinyl and fiberglass screening, doors, windows, hurricane protection devices, and allied construction materials.

(b) The scope of such work shall include and be limited to fabric coverings on metal substructures, screened porches, screened enclosures, pool enclosures, preformed panel-post and beam roofs, manufactured housing mobile home panel roof-overs, residential glass window and door enclosures, vinyl or acrylic panel window enclosures, guardrails, handrails, aluminum fences, window and door opening windstorm protective devices and features, single story self-contained aluminum utility storage structures (not to exceed 720 500 sq. ft.), residential sunrooms, siding, soffit, fascia and gutters. The installation or replacement of window and door assemblies in Group R Residential buildings, as defined by the Florida Building Code, up to three stories or thirty feet in height. The installation or replacement of the window and door hurricane protection devices, except for impact resistant glazing, shall be unlimited.

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

Specific Authority 489.113(6), 489.115(4), 120.53 FS. Law Implemented 489.113(6), 489.115(4), 120.53 FS. History--New 7-1-87, Amended 1-26-88, 5-23-89, 6-25-89, 4-16-92, Formerly 21E-15.015, Amended 10-31-96,

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Construction Industry Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 11, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 21, 2003

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE TITLE: Written Certification Examination Requirements  
RULE NO.: 61G4-16.001

PURPOSE AND EFFECT: The Board proposes to review and amend the language to include the glass and glazing speciality.

SUMMARY: The rule amends the language to include the certification examination for glass and glazing specialty contractors.

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: 455.217, 489.108 FS.

LAW IMPLEMENTED: 455.217, 489.113 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: Timothy Vaccaro, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-1039

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-16.001 Written Certification Examination Requirements.

(1) through (18) No change.

(19) Certification Examination for Glass and Glazing Specialty Contractor.

(a) Areas of Competency. The Certification Examination shall consist of two tests.

1. Test one shall consist of questions relating to the business and financial management of a contracting firm. The content areas to be covered and the approximate weights to be assigned to said areas are set forth in Rule 61G4-16.001(19), F.A.C.

2. Test two shall consist of questions relating to general knowledge of the glass and glazing trade. The content areas to be covered and the approximate weights to be assigned to said areas shall be as follows:

- a. 35% Preconstruction Activities
- b. 20% Fabricating Product
- c. 5% Transporting Product
- d. 35% Installing Product
- e. 5% Servicing Product

3. For purpose of this rule, Product is defined as curtain walls, decorative glass and glazing, glass and aluminum doors, glass, glass floors, glass railings, interior glass and glazing, mirrors, overhead glazing, panels and miscellaneous metals, shower doors, store fronts, structural glass (frameless) and windows.

(19) through (21) renumbered (20) through (22) No change.

Specific Authority 455.217, 489.108 FS. Law Implemented 455.217, 489.113 FS. History--New 1-6-80, Amended 9-24-84, Formerly 21E-16.01, Amended 5-3-87, 10-4-87, 6-2-88, 12-19-88, 5-23-89, 8-23-89, 2-5-91, 1-29-92, 10-11-92, 5-2-93, Formerly 21E-16.001, Amended 10-17-93, 5-9-95, 11-28-95, 3-11-96, 11-13-97, 4-13-99, 9-12-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Construction Industry Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 11, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAW: March 21, 2003

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 03-13R

RULE CHAPTER TITLE:                      RULE CHAPTER NO.:

Drinking Water Standards,                      62-550  
 Monitoring, and Reporting

RULE TITLE:                                      RULE NO.:

Requirements for Subpart H                      62-550.817  
 Surface Water Systems

SUMMARY: The Department is incorporating the U.S. Environmental Protection Agency’s Filter Backwash Recycling Rule into the Department’s drinking water rules, Chapter 62-550, F.A.C., under the federal fast track provision of Section 403.8055, F.S.

The full text of this notice is published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

For more information, contact: Greg Parker, P.E., (850)245-8635.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 00-54R

RULE CHAPTER TITLE:                      RULE CHAPTER NO.:

Permitting, Construction, Operation,                      62-555  
 and Maintenance of Public Water Systems

RULE TITLES:                                      RULE NOS.:

Source and Siting Requirements for                      62-555.310  
 Public Water Systems

Location of Public Water System Wells                      62-555.312

Location of Public Water System Mains                      62-555.314

Public Water System Wells – Security;                      62-555.315  
 Number; Capacity; Under the Direct  
 Influence of Surface Water; Control of  
 Copper Pipe Corrosion and Black Water;  
 and Disinfection and Bacteriological  
 Surveys and Evaluations

Design and Construction of Public Water Systems                      62-555.320

Prohibition on Use of Lead Pipe, Solder, and Flux                      62-555.322

Fluoridation    62-555.325

Engineering References for Public Water Systems                      62-555.330

Guidance Documents for Public Water Systems                      62-555.335

Disinfection and Bacteriological Evaluation                      62-555.340  
 of Public Water System Components

Certification of Construction Completion                      62-555.345  
 and Clearance for Public Water  
 System Components

Planning for Expansion of Public Water                      62-555.348  
 System Source, Treatment,  
 or Storage Facilities

Operation and Maintenance of                      62-555.350  
 Public Water Systems

New Water System Capacity Development                      62-555.357  
 Financial and Managerial Operations Plans

Cross-Connection Control for                      62-555.360  
 Public Water Systems

Changes in Ownership of Public Water Systems                      62-555.365

General Permit for Construction of Lead or                      62-555.401  
 Copper Corrosion Control, or Iron or  
 Manganese Sequestration, Treatment  
 Facilities for Small or Medium  
 Public Water Systems

General Permit for Construction of Water                      62-555.405  
 Main Extensions for Public Water Systems

General    62-555.500

Public Water Supply Well Construction Permit                      62-555.510

Applying for Public Water System                      62-555.520  
 Construction Permits

Capacity Development Provisions of                      62-555.525  
 Public Water System Permitting

Capacity Assessment for Transfer Systems                      62-555.527

Applying for Reratings of Public Water                      62-555.528  
 System Treatment Plants

Processing Applications or Notices for, and                      62-555.530  
 Issuing or Denying, Public Water  
 System Construction Permits

Conditions for Specific Construction                      62-555.533  
 Permits for Public Water Systems

Modification, Transfer, or Revocation of                      62-555.536  
 Public Water System Construction Permits

General Permit for the Construction of an                      62-555.540  
 Extension to a Public Drinking  
 Water Distribution System

Forms and Instructions                              62-555.900

SUMMARY: The Department is clarifying, amending, and adding design, construction, operation, and maintenance requirements for public water systems (PWSs) and is amending and adding forms concerning operation of PWSs. The Department is clarifying and amending general construction permits for PWSs; is clarifying, amending, and streamlining construction permitting procedures for PWSs; and is amending forms concerning permitting of PWSs. Additionally, the Department is reformatting a form concerning asbestos monitoring in PWSs and is amending and deleting forms concerning control of lead and copper by PWSs.

The full text of this notice is published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

For more information, call: John R. Sowerby, P.E., (850)245-8637.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Office of Greenways and Trails**

DOCKET NO.: 01-39R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Florida Greenways and Trails Program 62S-1

RULE TITLES: RULE NOS.:  
Definitions 62S-1.100

Solicitation, Evaluation and Selection Process for Department Acquisition of Greenways and Trails 62S-1.300

Modification of Approved Acquisition Projects 62S-1.350

Designation of Public Conservation or Recreation Lands and Waterways 62S-1.400

Designation Process for Private Lands and Waterways 62S-1.450

SUMMARY: The proposed amendments to this rule will: add and clarify definitions to the rule; substantially reword Rule 62S-1.300, F.A.C., the solicitation, evaluation, and selection process for acquisition of greenways and trails; substantially reword Rule 62S-1.350, F.A.C., the modification of approved acquisition projects; modify some of the criteria in Rule 62S-1.400, F.A.C., designation process for public conservation or recreation lands and waterways; modify some of the criteria in Rule 62S-1.450, F.A.C., designation process for private lands and waterways; and modify and clarify the forms associated with these rules.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information call Cynthia Radford, (850)245-2052.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Office of Greenways and Trails**

DOCKET NO.:02-37R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Marjorie Harris Carr Cross Florida Greenway State Recreation and Conservation Area 62S-3

RULE TITLE: RULE NO.:  
Determinations and Applicability of Fines 62S-3.003

SUMMARY: Notice of the proposed changes to Rule 62S-3 by the Office of Greenways and Trails. Changes include the clarification of the fine schedule for rule infractions.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices".

For more information call Samantha Browne, (850)245-2052.

**DEPARTMENT OF HEALTH**

**Division of Family Health Services**

RULE TITLES: RULE NOS.:

Licensing, Application, Permitting Fees 64F-12.015  
64F-12.018

PURPOSE AND EFFECT: To delete redundant language in the rule regarding the amount of a bond required by statute. This will allow flexibility with respect to the bond requirement such as possible legislation, which may go into effect July 1, 2003. If the bill does not pass the proposed rule validly reflects whatever bond amount is required by law to be submitted with an application.

SUMMARY: The rule setting forth various fees under the Florida Drug and Cosmetic Act, Chapter 499, Florida Statutes, ("the Act") currently identifies the fee for the refundable bond that a prescription drug wholesaler must submit with an application for a prescription drug wholesaler permit. This proposed rule will delete that amount, instead relying solely on the statutory provision that sets the bond amount, and provide for the possibility in statute of a bond for an out-of-state prescription drug wholesaler.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The department did not prepare a statement of estimated regulatory cost because the rule itself does not have cost, it defers to the amount of the bond set forth in statutes.

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: 499.05 FS.

LAW IMPLEMENTED: 499.012 FS.

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

TIME AND DATE: 10:00 a.m., Tuesday, June 3, 2003

PLACE: 2818-A Mahan Drive, Tallahassee, Florida

If special accommodations are needed to attend this workshop because of a disability, please contact: Maxine Wenzinger, (850)922-5190.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sandra Stovall, Compliance Officer, 2818-A Mahan Drive, Tallahassee, Florida 32308, (850)487-1257, Ext. 210, [sandra\\_stovall@doh.state.fl.us](mailto:sandra_stovall@doh.state.fl.us)

THE FULL TEXT OF THE PROPOSED RULES IS:

64F-12.015 Licensing, Application, Permitting.

This section addresses the application and permitting requirements of person regulated under Part I of Chapter 499, F.S.

(1) through (6) No change.

(7) WHOLESALER PERMITS.

(a) No change.

(b) The Prescription Drug Wholesaler's bond and the bond for an out-of-state prescription drug wholesaler, if applicable, will be transferred by the department to subsequent permits issued pursuant to renewal applications if the bond or other equivalent means of security is in a form that will allow for such transfer. The bond will be refunded to the prescription drug wholesaler, without interest, consistent with the provisions of s. 499.012(2), F.S. upon notification of the closing of the prescription drug wholesale business and return of the permit as required in s. 499.01(4)(d), F.S., and Rule 64F-12.015(5). In order for another means of security to satisfy the bond requirement, the security must be in a form that the applicant or permittee cannot revoke, withdraw, cancel, or otherwise reduce the department's interest until the conditions upon which the bond can be refunded or released, as set forth in s. 499.012(2), F.S., have been satisfied.

(c) through (f) No change.

(8) through (9) No change.

Specific Authority 499.01, 499.012, 499.0122, 499.013, 499.014, 499.028, 499.04, 499.041, 499.05, 499.62, 499.63, 499.64, 499.66, 499.67, 499.701 FS. Law Implemented 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.028, 499.04, 499.041, 499.05, 499.06, 499.062, 499.063, 499.064, 499.066, 499.067 FS. History--New 12-12-82, Amended 7-8-84, 1-30-85, Formerly 10D-45.54, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.054, Amended 1-26-99, 4-18-01, 10-29-02, \_\_\_\_\_.

64F-12.018 Fees.

(1) through (3) No change.

(4) Miscellaneous other fees are as follows:

<u>Description of other service fees</u>	<u>Fee</u>
Initial Application/On-site Inspection	\$150

(The initial application/on-site inspection fee is non-refundable.)

Prescription Drug Wholesaler Bond or Out-of-State Prescription Drug Wholesaler Bond, if applicable, as set forth in s. 499.012(2), (refundable) \$200

Change of Address Fee:

A relocation fee of \$100 must be paid for each permitted person relocating for which an on-site inspection is required. If no on-site inspection is required, the relocation fee is \$25 per permit. If a permitted person has multiple permits under the same permitted name and address and relocates any or all permitted activities concurrently to the new location, then only one \$100 fee is required plus \$25 for all other permits.

Product Registration (per drug or cosmetic product registered) \$ 20 \*

\* The registration fee for a drug or cosmetic product being amended to an existing product registration that has 12 months or less until it expires is \$10.

Listed Identical Products	\$ -0-
Free Sale Certificate	\$ 25
Signature copy (requested concurrently)	\$ 2
Delinquent Establishment Permit Renewal	\$100
(5) No change.	

Specific Authority 499.01, 499.012, 499.015, 499.04, 499.041, 499.05 FS. Law Implemented 499.01, 499.012, 499.015, 499.04, 499.041 FS. History--New 7-1-96, Formerly 10D-45.0544, Amended 4-18-01, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jerry Hill, Chief of Statewide Pharmaceutical Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Annie R. Neasman, R.N., M.S., Deputy Secretary for Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 21, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 21, 2003

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

**DEPARTMENT OF INSURANCE**

RULE NOS.:	RULE TITLES:
PART V GROUP HEALTH INSURANCE POLICIES	
4-154.402	Applicability and Scope
4-154.403	Definition of Terms
4-154.404	Certificate of Creditable Coverage
4-154.405	Alternative Method of Determining Creditable Coverage
4-154.406	Demonstration of Creditable Coverage if Certificate is Not Provided
4-154.407	Notice of Plan's Pre-existing Condition Exclusion Period
4-154.4071	Pre-Existing Condition
4-154.408	Special Enrollment Period Notification
4-154.411	Prohibited Discrimination
4-154.412	Group Conversion Election and Premium Notice Form

PART VI SMALL GROUP HEALTH INSURANCE POLICIES

- 4-154.502 Applicability and Scope
- 4-154.503 Definitions
- 4-154.504 Requirement to Insure Entire Groups
- 4-154.506 Certificate of Creditable Coverage
- 4-154.507 Alternative Method of Determining Creditable Coverage
- 4-154.508 Demonstration of Creditable Coverage if Certificate is Not Provided
- 4-154.512 Prohibited Discrimination
- 4-154.516 Prohibited Discrimination
- 4-154.517 Group Conversion Election and Premium Notice Form
- 4-154.518 Notice of Plan's Pre-existing Condition Exclusion Period
- 4-154.5181 Pre-Existing Condition

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules as noticed in Vol. 28, No. 33, August 16, 2002, of the Florida Administrative Weekly, have been withdrawn.

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

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|--|--|
| RULE CHAPTER NO.:<br>9B-72<br>RULE NOS.:<br>9B-72.010<br>9B-72.040<br>9B-72.045<br>9B-72.050<br>9B-72.070<br>9B-72.080<br>9B-72.090<br>9B-72.100 | RULE CHAPTER TITLE:<br>Product Approval<br>RULE TITLES:<br>Definitions<br>Product Evaluation and Quality Assurance for Local Approval<br>Validation of Evaluation for Local Approval<br>Product Approval by Local Jurisdiction and Acceptance<br>Product Evaluation and Quality Assurance for Optional Statewide Approval<br>Product Validation by Approved Validation Entity for Optional Statewide Approval<br>Product Approval by the Commission<br>Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies |
|--|--|

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.543(3)(d)1., F.S., published in Vol. 29, No. 11, March 14, 2003, issue of the Florida Administrative Weekly.

- 9B-72.010 Definitions.
- (1) through (22) No change.
- (23) Product Approval:

(a) Local product approval and acceptance means an the acceptance of the product, material or system of construction for local use after an appropriate review, performed by the building official or designee, ~~of the method used to demonstrate that the product complies with the Code, including the use of approved product evaluation entities, testing laboratories, quality assurance entities and certification agencies. Information that addresses the requirements of the Code and.~~ The review shall verify that either the requirements pursuant to Rules 9B-72.045 and 9B-72.040, F.A.C., have been met or the product, material or system of construction has statewide approval pursuant to Rule 9B-72.070, F.A.C., indicates the product, ~~or material or system of construction~~ is suitable for use in the location and project where it is proposed ~~to be used must be verified.~~ The issuance of a signed permit denotes approval of any product shown on the approved construction documents on which the permit is based. Approval may be by inspection of the certification marks of approved certification agencies.

(b) Statewide product approval means the approval of a product, material or system of construction by the Commission for acceptance of a product on a statewide or regional basis consistent with an evaluation conducted pursuant to Rule 9B-72.070, F.A.C that approval.

(24) Rational analysis means a standardized or non-standardized method by which a Florida Registered Architect or Florida Professional Engineer or approved evaluation entity uses mathematical or scientific analysis to evaluate the product behavior and to demonstrate that the product evaluated complies with the code for which the evaluation or engineering report is issued. Rational analysis shall be performed in accordance with well-established principles of mechanics and sound engineering practices.

- (25) through (33) No change.

9B-72.040 Product Evaluation and Quality Assurance for Local Approval.

(1) Compliance of products listed in subsections 9B-72.060(1)-(8), F.A.C., shall be demonstrated through the appropriate method of subsection 9B-72.040(2) or (3), F.A.C., except:

- (a) through (b) No change.

(2) Method 1. Products, materials or system of construction specifically addressed in the code through performance criteria and standardized testing or comparative or rational analysis methods shall demonstrate compliance with the Code through one of the following:

(a) through (b) No change.

(c) An evaluation report from an approved product evaluation entity that covers the subject product and, based upon testing or comparative or rational analysis, or a combination thereof, indicates that the product was evaluated to be in compliance with ~~the intent~~ of the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(d) No change.

(3) through (6) No change.

9B-72.045 Validation of Evaluation for Local Approval. Validation of compliance with the Code for products subject to subsections 9B-72.040(2) and (3), F.A.C., shall be performed through the following steps:

(1) Verification that the evaluation and quality assurance requirements established by Rule 9B-72.040, F.A.C., are met and that all documentation required by Rule 9B-72.040, F.A.C. is in order.

(2) No change.

9B-72.050 Product Approval By Local Jurisdiction and Acceptance.

~~(1)~~ Approval of a product for local use shall be performed by the building code official or his/her designee by verifying that the product complies with the Code in accordance with Rule 9B-72.040, F.A.C.

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

~~(d)(4)~~ Manufacturer shall notify the authority having jurisdiction or the building official when the quality assurance requirements of subsection 9B-72.040(4), F.A.C., are no longer in place.

(2) Acceptance of a product, material or system of construction is specific to a project and requires:

(a) Approval by a local jurisdiction pursuant to Rule 9B-72.050, F.A.C., or statewide approval by the Commission pursuant to Rule 9B-72.090, F.A.C., and verification that the product is being used consistent with the approved evaluation and limitations of use established by the approved evaluation as required by the design specifications.

(3) through (4) No change.

9B-72.070 Product Evaluation and Quality Assurance for Optional Statewide Approval.

(1) Method 1.

(a) through (b) No change.

(c) An evaluation report from an approved product evaluation entity that covers the subject product and, based upon testing or comparative or rational analysis, or a

combination thereof, indicates that the product was evaluated to be in compliance with ~~the intent~~ of the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(d) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer developed and signed and sealed, based upon testing or comparative or rational analysis, or a combination thereof and indicates that the product was evaluated to be in compliance with ~~the intent~~ of the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(2) Method 2.

(a) An evaluation report from an approved product evaluation entity and provides verifiable documentation indicating the product complies with the intent of the Code.

(b) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer based on testing or comparative or rational analysis or combination thereof, which provides verifiable documentation indicating the product complies with the intent of the Code.

(3) through (5) No change.

9B-72.080 Product Validation by Approved Validation Entity for Optional Statewide Approval.

Validation of compliance with the Code shall be performed by approved validation entities through the following steps:

(1) Verification that the testing, evaluation and quality assurance requirements established by Rule 9B-72.070, F.A.C., are met and that all documentation required by Rule 9B-72.070, F.A.C. is in order.

(2) through (4) No change.

9B-72.090 Product Approval by the Commission.

(1) Approval of a product, material or system of construction for statewide acceptance use shall be performed by the Commission through the following steps:

(a) A ~~product~~ manufacturer or owner of a proprietary product, ~~material system~~ or ~~system method~~ of construction, or its designee (applicant) shall apply to the Commission for approval by filing an application in accordance with subsection 9B-72.130(2), F.A.C., validated in accordance with section 9B-72.080, F.A.C., and submitting fees pursuant to subsection 9B-72.090(2), F.A.C. Application shall be made through the Building Codes Information System on the Internet and payment shall be by credit card.

(b) No change.

(c) Upon Commission acceptance of the required documentation pursuant to Rule 9B-72.070, F.A.C., and the validation entity's certification of compliance with the Code pursuant to Rule 9B-72.080, F.A.C., a Florida Certificate of Product Approval shall be issued by the Commission indicating the product has been approved for use statewide in accordance with its approval and limitations of use.

(d) through (3) No change.

9B-72.100 Approval of ~~P~~roduct ~~E~~valuation ~~E~~ntities, ~~P~~roduct ~~V~~alidation ~~E~~ntities, ~~T~~esting ~~L~~aboratories, ~~C~~ertification agencies, ~~Q~~uality ~~A~~ssurance ~~A~~gencies and ~~A~~ccreditation ~~B~~bodies.

(1) No change.

(2) Approved Validation Entities.

(a) An entity shall be approved by the Commission as a validation entity if it is a Commission approved evaluation entity, testing laboratory or certification agency and it certifies to the Commission compliance with standards established by the Code or intent of the Code. Architects and engineers licensed in this state are also approved to conduct validation for the optional statewide approval. Validation by an approved testing laboratory acting as a validation entity shall be limited to the scope for which they are accredited.

(b) An entity may be approved as a validation entity after applying to the Commission for approval. Applications must be submitted in accordance with subsection 9B-72.130(1), F.A.C., and subsection 9B-72.090(3), F.A.C., including a Certificate of Independence in accordance with Rule 9B-72.110, F.A.C., and fees submitted pursuant to subsection 9B-72.090(2), F.A.C. Application shall be made through the Building Codes Information System on the Internet and payment shall be by credit card. ~~Validation by an approved testing laboratory acting as a validation entity shall be limited to the scope for which they are accredited.~~

(3) Approved Testing Laboratory Criteria. Approval by the Commission is limited to the scope of accreditation established by approved accreditation entities.

(a) An entity shall be approved by the Commission as an approved testing laboratory if it complies with one of the following. Approval shall be limited to those procedures listed on the certificate of accreditation or accreditation listing issued by the accreditation body.

1. Testing laboratories accredited by American Association for Laboratory Accreditation (A2LA) that meet the requirements of the International Organization for Standardization/International Electrotechnical Commission (ISO/IEC) Guide 17025: General

Requirements for the Competence of Calibration and Testing Laboratories or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., as certified to the Commission by the accrediting entity and approved by the Commission.

2. Testing laboratories accredited by National Voluntary Laboratory Accreditation Program (NVLAP) that meet the requirements of ISO/IEC Guide 17025: General Requirements for the Competence of Calibration and Testing Laboratories or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission as certified to the Commission by the accrediting entity.

3. Testing laboratories accredited by approved product evaluation entities that meet the requirements of ISO/IEC Guide 17025: General Requirements for the Competence of Calibration and Testing Laboratories or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission as certified to the Commission by the accrediting entity.

4. Testing laboratories accredited by other approved accreditation bodies that meet the requirements of ISO/IEC Guide 17025: General Requirements for the Competence of Calibration and Testing Laboratories or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission as certified to the Commission by the accrediting entity.

(b) through (c) No change.

(4) Approved Certification Agency Criteria. Approval by the Commission is limited to the scope of accreditation established by approved accreditation entities.

(a) An entity shall be approved by the Commission as a certification agency if it complies with one of the following. Approval shall be limited to those procedures listed on the certificate of accreditation or accreditation listing issued by the accreditation body:

1. Certification Agencies accredited by ANSI that meet the requirements of ISO/IEC Guide 65: General Requirements for Bodies Operating Product Certification Systems or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission as certified to the Commission by the accrediting entity.

2. Certification Agencies accredited as meeting the requirements of ISO/IEC Guide 65: General Requirements for Bodies Operating Product Certification Systems or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission as certified to the Commission by the accrediting entity.

3. Certification Agencies accredited as meeting the requirements of ISO/IEC Guide 65: General Requirements for Bodies Operating Product Certification Systems or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission as certified to the Commission by the accrediting entity.

4. Lumber grading or inspection agencies approved by the American Lumber Standards Committee (ALSC) or other agency approved by the Commission as equivalent, in accordance with United States Department of Commerce "Voluntary Product Standard: DOC PS 20-99," "American Softwood Lumber Standard."

(5) Approved Quality Assurance Agency Criteria. Approval by the Commission is limited to the scope of accreditation established by approved accreditation entities.

(a) An entity shall be approved by the Commission as a quality assurance agency if it complies with one of the following. Approval shall be limited to those procedures listed on the certificate of accreditation issued by the accreditation body. Architects and engineers licensed in this state are exempt from the requirements for independent audits of financial accounts and records required by ISO/IEC Guide TR 17020.

1. Quality assurance agencies accredited as meeting the requirements of ISO/IEC Guide TR 17020: 1998, General Criteria for the Operation of Various Types of Bodies Performing Inspection or other standard certified as equivalent by an approved product evaluation entity pursuant to Rule 9B-72.180, F.A.C. and approved by the Commission ~~as certified to the Commission by an approved product evaluation entity.~~

2. Quality assurance agencies accredited as meeting the requirements of ISO/IEC Guide TR 17020: 1998, General Criteria for the Operation of Various Types of Bodies Performing Inspection or other standard certified as equivalent by an approved certification agency pursuant to Rule 9B-72.180, F.A.C. and approved by the Commission ~~certified to the Commission by an approved product evaluation entity.~~

3. Quality assurance agencies accredited as meeting the requirements of ISO/IEC Guide TR 17020: 1998, General Criteria for the Operation of Various Types of Bodies Performing Inspection or other standard certified as equivalent by an approved accreditation body pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission ~~as certified to the Commission by an approved product evaluation entity.~~

(b) through (d) No change.

(6) Approved Accreditation Body Criteria.

(a) No change.

(b) Where accrediting bodies utilize standards other than the ISO accreditation standards referenced in Rule 9B-72.100, F.A.C., they shall provide a certification of equivalence pursuant to Rule 9B-72.180, F.A.C. to the Commission for approval pursuant to subsection 9B-72.180(2), F.A.C.

(c) through (d) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

**RULE NOS.:**

12A-1.038

12A-1.064

**RULE TITLES:**

Consumer's Certificates of Exemption; Exemption Certificates

Sales to Licensed Common Carriers Operating Motor Vehicles or Railroad Rolling Stock in Interstate and Foreign Commerce

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed amendments to Rules 12A-1.038 and 12A-1.064, F.A.C., as published in the January 31, 2003 edition of the Florida Administrative Weekly (Vol. 29, No. 5, pp. 398-417). These changes are in accordance with s. 120.54(3)(d)1., F.S., and are in response to comments received by the Department from the Joint Administrative Procedures Committee.

The proposed amendments to subparagraph (5)(d)1. of Rule 12A-1.038, F.A.C. (Consumer's Certificates of Exemption; Exemption Certificates), have been changed, so that, when adopted, that subparagraph will read:

(d)1. The following is a suggested format of an exemption certificate to be issued by a purchaser who does not hold a Consumer's Certificate of Exemption, but who claims that the purchase, rental, lease, or license of the property, or the purchase of the services is for an exempt purpose. Exemption purposes listed on the suggested format that are not relevant to the purchaser may be eliminated from the certificate.

**EXEMPTION CERTIFICATE**

**FOR EXEMPTIONS BASED ON THE PROPERTY'S USE**

This is to certify that the tangible personal property purchased, leased, licensed, or rented, or services purchased, on or after \_\_\_\_\_ (date) from \_\_\_\_\_ (Selling Dealer's Business Name) is purchased, leased, licensed, or rented for the following purpose as checked in the space provided. This is not intended to be an exhaustive list:

( ) Materials, containers, labels, sacks, bags, or similar items intended to accompany a product for sale at other than retail, as provided in s. 212.02(14)(c), F.S., by persons who are not required to be registered under s. 212.18(3), F.S.

~~( ) Export of tangible personal property for use outside this state, as provided in Rule 12A-1.064(1), F.A.C.~~

( ) Incorporation into items of tangible personal property manufactured, produced, compounded, processed, or fabricated for one's own use, as provided in Rule 12A-1.043, F.A.C.

( ) Printing of a publication exempt under the provisions of s. 212.08(7)(w), F.S.

( ) Items, such as paper and ink, that will be incorporated into and become a component part of a publication exempt under the provisions of s. 212.08(7)(w), F.S.

( ) Educational materials, such as glue, paper, paints, crayons, unique craft items, scissors, books, and educational toys, purchased that are used in the classroom and not used for its administration by child care facilities outlined in s. 402.305, F.S., that hold a current license under s. 402.308, F.S., hold a current Gold Seal Quality Care designation as provided in s. 402.281, F.S., and provide all employees with basic health insurance as defined in s. 627.6699(12), F.S., as provided in s. 212.08(5)(m), F.S.

( ) Motor vehicle rented or leased by a dealer who will provide the motor vehicle at no charge to a person whose motor vehicle is being repaired, adjusted, or serviced by the dealer, as provided in s. 212.0601(4), F.S.

( ) Other (include description and statutory citation): \_\_\_\_\_

I understand that if I use the property or service for any nonexempt purpose, I must pay tax on the purchase or lease price of the taxable property or service directly to the Department of Revenue.

I understand that if I fraudulently issue this certificate to evade the payment of sales tax I will be liable for payment of the sales tax plus a penalty of 200% of the tax and may be subject to conviction of a third degree felony.

The exemption specified by the purchaser may be verified by calling (800)352-3671 ~~4-(800)352-3671~~.

Purchaser's Name \_\_\_\_\_

Purchaser's Address \_\_\_\_\_

Name and Title of Purchaser's Authorized Representative \_\_\_\_\_

Sales and Use Tax Certificate of Registration No. (if applicable) \_\_\_\_\_

By \_\_\_\_\_

(Signature of Purchaser or Authorized Representative)

Title \_\_\_\_\_

(Title - only if purchased by an authorized representative of a business entity)

Date \_\_\_\_\_

The proposed amendments to subparagraph (2)(f)2. of Rule 12A-1.064, F.A.C. (Sales to Licensed Common Carriers Operating Motor Vehicles or Railroad Rolling Stock in Interstate and Foreign Commerce), have been changed, so that, when adopted, that subparagraph will read:

2. Vehicles, and parts thereof, used by contract carriers or private carriers do not qualify for the partial exemption.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.:  
59G-6.020

RULE TITLE:  
Payment Methodology for Inpatient Hospital Services

**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 Florida Administrative Weekly, Vol. 29, No. 17, on April 25, 2003.

Section III.G. of the Inpatient Hospital Reimbursement Plan has been deleted since the language is obsolete and the agency no longer enforces that requirement.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-21.005  
RULE TITLE: Payment of Claims

**NOTICE OF CHANGE**

Notice is hereby given that changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 29, No. 3, of the January 17, 2003, issue of the Florida Administrative Weekly. The changes are in response to concerns from the Joint Administrative Procedures Committee.

The changes shall be as follows:

1. Subsection (1) through (2) will remain the same.

2. Subsection (3) shall read:

(3) No claimant eligible for, or currently receiving, restitution under a civil or criminal restitution order or payment plan shall be eligible to recover from the Fund until two or more payments have been missed. Prior to receiving any payments, such a claimant shall provide the Board with a written affirmation of amount received to date under such an order, the date and amount of the last payment, and how much is still due and owing under such an order.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-40.004  
RULE TITLE: Organization

**CORRECTED NOTICE OF PROPOSED RULEMAKING**

This Notice of Proposed Rulemaking was published in Vol. 29, No. 16, April 18, 2003 issue of the FAW and the date of the publication of the Rule Development was inadvertently left off.

PURPOSE AND EFFECT: The Board proposes to set forth criteria for council member attendance at Council Meetings and other organizational matters.

SUMMARY: This rule addresses the requirements for attendance at Council Meetings and specifies the location of the principle office, normal hours and agent for service of process.

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 regulatory cost alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 468.507 FS.

LAW IMPLEMENTED: 456.011 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Medicine, Dietetics and Nutrition Practice Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

NAME OF PERSON ORIGINATING PROPOSED RULE: Dietetics and Nutrition Practice Council

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dietetics and Nutrition Practice Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 7, 2003

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-52.004  
RULE TITLE: Requirements for Approval of Continuing Education Courses for Laser and Light-based Hair Removal or Reduction

**NOTICE OF CORRECTION**

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. 29, No. 16, of the April 18, 2003, issue of the Florida Administrative Weekly.

The change to the title is as follows:

64B8-52.004 Requirements for Approval of Continuing Education Courses for Laser and Light-based Hair Removal or Reduction.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Medicine, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: 64B13-6.001  
RULE TITLE: Fees

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 28, No. 45, November 8, 2002, issue of the Florida Administrative Weekly.

The changes are as follows:

1. Subsection (15) which reads "The fee for processing a licensee's request to change licensure status at any time other than at the beginning of a licensure cycle shall be fifty (\$50.00)." shall be deleted in its entirety.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Division of Law Enforcement**

RULE NO.: 68DER03-1  
RULE TITLE: Emergency Establishment of the Suwannee River Flood Boating Restricted Area

**NOTICE**

On March 14, 2003, this agency promulgated an emergency rule establishing Suwannee River Flood Boating Restricted Area. The recent rains that caused severe flooding on the Suwannee River have ended and the flooding has abated. The river has returned within its banks and the flooded conditions along the river have ended. After consultation with the Division of Law Enforcement, the Executive Director of the Agency has determined that the flooding conditions have sufficiently abated so that the restrictions are no longer justified.

Therefore, pursuant to paragraph (4) of Rule 68DER03-1, Florida Administrative Code, the Suwannee River Flood Boating Restricted Area established in that emergency rule is dissolved.

A COPY OF THIS NOTICE MAY BE OBTAINED BY CONTACTING: Captain Alan S. Richard, Assistant General Counsel, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399

**Section IV  
Emergency Rules**

**NONE**

## Section V

### Petitions and Dispositions Regarding Rule Variance or Waiver

#### WATER MANAGEMENT DISTRICTS

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 2003-54 DAO-ROW), on April 10, 2003, to Richard A. Aron. The petition for waiver was received by the SFWMD on February 14, 2003. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 29, No. 10, on March 7, 2003.

No public comment was received.

This Order provides a waiver a proposed dock to be located within the south right of way of Golden Gate Main Canal, at the rear of 3641 Recreation Lane, Section 28, Township 49 South, Range 26 East, Collier County. Specifically, the Order grants a waiver from paragraph 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 subsection 40E-6.091(1), Fla. Admin. Code, which establishes a minimum low member elevation of pile-supported docking facilities within Works or Lands 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 significantly 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 would prevent Richard Aron 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](mailto: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 2003-53 DAO-ROW), on April 10, 2003, to Mark and Dorothy Ward. The petition for waiver was received by the SFWMD on January 23, 2003. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 29, No. 6, on February 7, 2003.

No public comment was received.

This Order provides a waiver for an existing unauthorized dock located within the south right of way of the Golden Gate Main Canal at the rear of 2040 Longboat Drive, Section 35, Township 49 South, Range 25 East, Collier County. Specifically, the Order grants a waiver from paragraph 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 subsection 40E-6.091(1), Fla. Admin. Code, which establishes a minimum low member elevation for pile supported docking facilities within Works and Lands 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 significantly 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 would prevent Mark and Dorothy Ward 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](mailto:jsluth@sfwmd.gov).

NOTICE IS HEREBY GIVEN that on April 16, 2003, South Florida Water Management District (District) received a petition for waiver from the South Shore Drainage District, Application No. 03-0129-2, for utilization of Works or Lands of the District known as the L-25 Levee, Palm Beach County, for placement of a chain link fence. The petition seeks relief from subsections 40E-6.011(4), (6) and 40E-6.221(9), Fla. Admin. Code, which govern the placement of permanent and semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Jan Sluth, (561)682-6299 or e-mail: [jsluth@sfwmd.gov](mailto:jsluth@sfwmd.gov).

The District 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 South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Florida Real Estate Commission (FREC), by order dated March 19, 2003, has granted the Petition for Waiver of subsection 61J2-3.013(2), Fla. Admin. Code, filed by Petitioner John Hartrich pursuant to Section 120.542, Fla. Stat. and Rule 28-104.002, Fla. Admin. Code. The Department received the petition on January 28, 2003, and published notice of receipt of the petition on February 14, 2003 at Vol. 29, No. 7, of the Florida Administrative Weekly. The FREC granted the waiver from subsection 61J2-3.013(2), Fla. Admin. Code, relating to the definition of hardship to include his specific circumstances and allow an extension of time to complete post-licensing education.

A copy of the Order may be obtained by writing: Lori Crawford, Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, N809, Orlando, Florida 32802.

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#### DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a petition filed on March 24, 2003, on behalf of John Paul Nadakavukaran, M.D., seeking a waiver from Rule 64B8-5.001, F.A.C., with regard to the time frames imposed for passage of the USMLE.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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The Board of Medicine hereby gives notice that it has received a petition filed on March 14, 2003, by George Brasinikas, M.D., seeking a waiver from Rule 64B8-5.001, F.A.C., with regard to the limitation on the number of attempts imposed for passage of the USMLE.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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The Board of Medicine hereby gives notice that it has received a petition filed on February 27, 2003, by Faisal Bashir Khan, M.D., seeking a waiver from Rule 64B8-5.001, F.A.C., with regard to the limitation on the number of attempts imposed for passage of the USMLE.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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The Board of Medicine hereby gives notice that it has received a petition filed on March 3, 2003, by Zuheir Mouazzen, M.D., seeking a waiver from Rule 64B8-4.027, F.A.C., with regard to the one-year completion of the required direct supervision within 18 months of activation of the restricted license.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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The Board of Medicine hereby gives notice that it has received a petition filed on March 31, 2003, on behalf of Keith E. Cook, M.D., seeking a waiver from Rule 64B8-5.001, F.A.C., with regard to the time frames imposed for passage of the USMLE.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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The Board of Medicine hereby gives notice that it has received a petition filed on April 15, 2003, by Burhan Kazaal, M.D., seeking a waiver from Rule 64B8-5.001, F.A.C., with regard to the time frame imposed for passage of the USMLE and the limitation on the number of attempts imposed for passage of the USMLE.

Comments on this petition should be filed with Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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The Board of Osteopathic Medicine hereby gives notice that it has received a petition, filed on April 14, 2003 from Sam Gershenbaum, D.O., seeking a waiver or variance of sub-subparagraph 64B15-14.007(6)(b)1.a., F.A.C., with respect to the requirement for an anesthesiologist, other than the surgeon, to supervise the administration and maintenance of anesthesia for Level III office surgery.

Comments on this petition should be filed with Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

For a copy of the petition, contact: Pamela King, Executive Director, Board of Osteopathic Medicine, at above address or telephone (850)488-4161.

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## Section VI

### Notices of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

The **Southeast Florida Preservation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 15, 2003, 11:00 a.m.

PLACE: The Captain Francis A. Hendry House, 512 Fraser Avenue, LaBelle, Florida 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Southeast Florida Regional Preservation Office, Florida Division of Historical Resources, FDOS, 20 North Swinton Avenue, Delray Beach, Florida 33444.

Should any person wish to appeal any decision made with respect to the above referenced meeting, s/he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review. Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance at (561)279-1475.

The **Department of State, Division of Cultural Affairs** announces a Budget Committee meeting to be held by conference call, to which all persons are invited. This meeting is subject to cancellation, please call to confirm the meeting date and time.

DATE AND TIME: Tuesday, May 13, 2003, 10:00 a.m. – conclusion

PLACE: Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget Committee conference call.

For more information, please contact: JuDee Pettijohn, Director, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301, (850)245-6471.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he/she may need to ensure a verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to the provisions of the American with Disabilities Act, any person requiring special accommodations to participate in this conference call is asked to contact Valerie Ohlsson in writing at least 5 calendar days in advance of the conference call at the Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301. If you are hearing or speech impaired, please contact the Division of

Cultural Affairs by using the Florida Relay Service, which can be reached at 711, or 1(800)955-8770 (Voice) or 1(800)955-8771 (TTD).

#### DEPARTMENT OF LEGAL AFFAIRS

The Ad Hoc Committee to Review State Commissions on the Status of Women of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: Tuesday, May 6, 2003, 10:00 a.m.

PLACE: Call (850)414-3300 for information on participation  
GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

The Research Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, May 7, 2003, 10:00 a.m.

PLACE: Call (850)414-3300 for information on participation  
GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

The Finance and Budget Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: May 8, 2003, 10:00 a.m.

PLACE: Call (850)414-3300 for information on participation  
GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

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 to participate.

DATE AND TIME: May 9, 2003, 2:00 p.m.

PLACE: Call (850)414-3300 for information on participation  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

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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.

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The Bylaws Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: May 13, 2003, 3:00 p.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

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The Annual Report Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: May 14, 2003, 10:00 a.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

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The Women's Hall of Fame Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: May 14, 2003, 3:00 p.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

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The Executive Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: Thursday, May 15, 2003, 10:30 a.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

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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.

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The Florida **Commission on the Status of Women** will hold a telephone conference to which all interested parties are invited to participate.

DATE AND TIME: May 15, 2003, 11:00 a.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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.

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#### **DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida **Department of Agriculture and Consumer Services** announces the following meeting to which all persons are invited:

Director of the Division of Forestry Search Committee

DATE AND TIME: Monday, May 12, 2003, 10:00 a.m. – completion

PLACE: The Capitol, Plaza Level 10, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To interview candidates for the Director of the Division of Forestry position.

NOTICE CONTACT: Jay Levenstein, Deputy Commissioner of Agriculture, The Capitol, Plaza Level 10, Tallahassee, Florida 32399-0810, (850)488-3022.

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The Florida **Department of Agriculture and Consumer Services** announces a Notice of Public Meeting of the Seed Technical Council, to which all persons are invited:

DATE AND TIME: June 19, 2003, 8:00 a.m.

PLACE: Don Ceasar Beach Resort and Spa, 3400 Gulf Boulevard, St. Petersburg Beach, FL 33706, (727)360-1881

GENERAL SUBJECT MATTER TO BE CONSIDERED: 71st Annual Membership Convention and Seminar and Seed Technical Council Meeting.

You may contact: Mr. Dale Dubberly, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, L-29, Tallahassee, Florida 32399-1650, (850)488-8731.

If special accommodations are needed to attend this meeting because of a disability, please call Dale Dubberly as soon as possible.

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The Florida **Department of Agriculture and Consumer Services** announces a Notice of Public Meeting of the Feed Technical Council, to which all persons are invited:

DATE AND TIME: July 10, 2003, 10:00 a.m.

PLACE: Longboat Key Club, 301 Gulf of Mexico Drive, Longboat Key, FL 34228, (941)751-7636

GENERAL SUBJECT MATTER TO BE CONSIDERED: Feed Technical Council Meeting.

For a copy of the agenda, you may contact: Mr. Dale Dubberly, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, L-29, Tallahassee, Florida 32399-1650, (850)488-8731.

If special accommodations are needed to attend this meeting because of a disability, please call Dale Dubberly as soon as possible.

#### DEPARTMENT OF EDUCATION

The **Commission for Independent Education** announces committee meetings to which all persons are invited.

Rules Committee meeting

DATE AND TIME: May 15, 2003, 2:00 p.m.

PLACE: Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a Rules Committee meeting, a Health Science Curriculum meeting and a Accreditation Review Committee meeting (if needed).

A copy of the agenda may be obtained by writing: Commission Office, Commission for Independent Education, Department of Education, Florida Education Center, Tallahassee, Florida 32399.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Commission for Independent Education** announces a meeting to which all persons are invited.

DATE AND TIME: Friday, May 16, 2003, 9:00 a.m.

PLACE: Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a general business meeting considering disciplinary matters for institutions, appropriate licensure for institutions, cases for licensure as specified in the agenda, and other general Commission business.

Any person who decides to appeal a decision of the Commission with respect to any matter considered at this meeting or hearing may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by writing: Commission for Independent Education, 2650 Apalachee Parkway, Suite A, Tallahassee, Florida 32301.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Articulation Coordinating Committee** announces a public meeting to which all interested persons are invited:

DATE AND TIME: Wednesday, May 21, 2003, 9:30 a.m. – 12:30 p.m.

PLACE: Room 1703/07, Turlington Building, 325 West Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Articulation issues regarding secondary and postsecondary education.

A copy of the items to be addressed may be obtained by contacting: Office of Articulation, Florida Department of Education, 1401 Turlington Building, Tallahassee, Florida 32399-0400, (850)922-0344 or Suncom 292-0344.

The Florida **Center for Nursing** will conduct a Board of Directors meeting to which all interested parties are invited.

DATE AND TIME: Wednesday, May 7, 2003, 10:00 a.m. – 3:00 p.m.

PLACE: Partnership Building, 12354 Research Parkway, Room 125, Orlando, FL 32816-3224

For information call (407)823-0981.

The **Duval County Research and Development Authority** announces a business meeting will be held on:

DATE AND TIME: May 12, 2003, 11:30 a.m. – 1:30 p.m.

PLACE: University of North Florida, University Center, Room 1090, 12000 Alumni Drive, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business Meeting.

A copy of the meeting agenda may be obtained by contacting: Earle Traynham, Executive Director, Duval County Research and Development Authority, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224-2645.

**DEPARTMENT OF COMMUNITY AFFAIRS**

The **Florida Building Commission** announces the following meetings to which all persons are invited. The meetings will be held at:

PLACE: The Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819, 1(800)366-9700

DATE AND TIME: May 12, 2003, 1:00 p.m.

Meeting of the Fire Technical Advisory Committee

DATE AND TIME: May 13, 2003, 10:00 a.m.

Meeting of the Accessibility Advisory Council to consider the following applications for waiver of accessibility code requirements: Sysco Food Service of Jacksonville, 1501 Lewis Industrial Drive, Jacksonville, Florida; Holmes Newman and Associates Interior Design, 104 N. W. 21st Street, Miami, Florida; Latterra at the King and Bear, Discovery Center, 140 Registry Boulevard, St. Augustine, Florida; Hollywood 18 Regal Cinemas, 2800 Oakwood Boulevard, Hollywood, Florida; Regal Cinemas at Kendall Village Center, 8595 S. W. 124th Avenue, Miami, Florida; Miami-Dade Fire Rescue Department, 975 S. W. 62d Avenue, West Miami, Florida; Hollywood Inn & Suite, 4900 Hollywood Boulevard, Hollywood, Florida.

DATE AND TIMES: May 13, 2003, 8:00 a.m. – Meeting of the Mechanical Technical Advisory Committee;

8:00 a.m. – Product Approval/Prototype Buildings/Manufactured Buildings POC

9:00 a.m. – Meeting of the Electrical Technical Advisory Committee.

10:00 a.m. – Meeting of the Structural Technical Advisory Committee.

11:00 a.m. – Meeting of the Education Technical Advisory Committee.

1:00 p.m. – Meeting of the Structural Technical Advisory Committee.

1:00 p.m. – Meeting of the Plumbing Technical Advisory Committee.

1:00 p.m. – Meeting of the Mechanical Technical Advisory Committee.

2:00 p.m. – Meeting of the Accessibility Technical Advisory Committee.

DATE AND TIMES: May 14, 2003, 8:30 a.m. – Meeting of the Plenary Session of the Florida Building Commission

Agenda review and approval. Review and approval of April 8, 2003 Meeting Minutes. Review and approval of work plan. Consideration of requests for waiver of accessibility code requirements: Sysco Food Service of Jacksonville, 1501 Lewis Industrial Drive, Jacksonville, Florida; Holmes Newman and Associates Interior Design, 104 N. W. 21st Street, Miami, Florida; Latterra at the King and Bear, Discovery Center, 140 Registry Boulevard, St. Augustine, Florida; Hollywood 18 Regal Cinemas, 2800 Oakwood Boulevard, Hollywood, Florida; Regal Cinemas at Kendall Village Center, 8595 S. W. 124th Avenue, Miami, Florida; Miami-Dade Fire Rescue

Department, 975 S. W. 62nd Avenue, West Miami, Florida; Hollywood Inn & Suite, 4900 Hollywood Boulevard, Hollywood, Florida.

9:10 a.m. – Chairman's issues and recommendations.

9:30 a.m. – Rule Adoption Hearing for Rule Chapter 9B-1, Manufactured Buildings.

9:35 a.m. – Rule Adoption Hearing on Rule Chapter 9B-72, Product Approval.

9:40 a.m. – Legal Reports.

9:45 a.m. – Petitions for declaratory statement:

Second Hearing:

DCA03-DEC-040 by Steven Felices, Sunrise Pools & Spas

DCA03-DEC-047 by Anne Mason, Mason Law

DCA03-DEC-063 by Wendell Haney, Commonwealth Engineering Corp.

DCA03-DEC-073 by Joseph Hetzel, DASMA

DCA03-DEC-079 by Dean Heminger

DCA03-DEC-083 by Joseph Hetzel, DASMA

First Hearing:

DCA03-DEC-005 by Edward Riley

DCA03-DEC-078 by Vince LaPorta

DCA03-DEC-086 by Robert LoPiano

DCA03-DEC-091 by Paul A. Zilio

10:30 a.m. – Consideration of Committee Reports and Recommendations: Accessibility TAC Report; Education TAC Report; Electrical TAC Report; Fire TAC Report; Mechanical TAC Report; Plumbing TAC Report; Structural TAC Report; and Product Approval/Prototype Buildings/Manufactured Buildings Program Oversight Committee Report.

11:15 a.m. – Receive public comment.

A copy of the Committee and Commission meeting agendas and other documents may be obtained by sending a request in writing: Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436 or looking on the web site at [www.floridabuilding.org](http://www.floridabuilding.org)

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Kathryn Willis, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF REVENUE**

The **Department of Revenue** announces a public hearing to which all persons are invited. All interested parties are encouraged to attend this public hearing and to submit alternative recommendations concerning the subject matter being considered. The Department suggests that parties who develop alternative recommendations circulate copies to all other known interested parties for their review before the public hearing.

DATE AND TIME: May 19, 2003, 1:30 p.m.

PLACE: Room 435, Conference Room, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department's proposed amendments to existing rule 12-3.0012 (Definitions), and proposed new Rule 12-3.0017 (Adoption of Materials That Contain Departmental Procedures). Notice of the adoption of these new and amended rules was first published in the Florida Administrative Weekly (FAW) of December 20, 2002 (Vol. 28, No. 51, pp. 5571-5573).

The agenda for this meeting includes the same subjects discussed in the December 20, 2002, notice published in the FAW.

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Nancy Purvis, (850)488-0712. If you are hearing-impaired or speech-impaired, please contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, FL

SUBJECT MATTER TO BE CONSIDERED: Approval of adoption of amendments to Rule Chapter 12-24, Florida Administrative Code. Notice of this proposed adoption was published in the Florida Administrative Weekly of February 14, 2003 (Vol. 29, No. 7, pp. 591-601).

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this hearing is asked to advise the Department at least 48 hours before the hearing by contacting Nancy Purvis, (850)488-0712. If you are hearing-impaired or speech-impaired, please contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

The **Board of Trustees of the Internal Improvement Trust Fund** announces a public hearing to which all persons are invited:

DATE AND TIME: Tuesday, May 13, 2003, 10:00 a.m. – 12:00 Noon

PLACE: Carr Building, Room 153, 3900 Commonwealth Blvd., Tallahassee, FL

DATE AND TIME: Wednesday, May 14, 2003, 7:00 p.m. – 9:00 p.m.

PLACE: Silver Springs Holiday Inn, S.R. 40, Silver Springs, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider amendments to the proposed rule that was published March 28, 2003, on the DEP Internet noticing site and in the Florida Administrative Weekly (Vol. 29, No. 13, Page 1333). This rulemaking is proposed by the Department of Environmental Protection, as staff to the Board of Trustees, to amend Chapter 18-21, F.A.C., to add standards and criteria for the placement of structures or conduct of activities at state-owned or sovereign springs and spring runs to further protect such water bodies from adverse effects to the lands and waters thereof.

CONTACT: James Stevenson, Florida Department of Environmental Protection, Office of Environmental Services, (850)245-2784, e-mail: James.Stevenson@dep.state.fl.us or facsimile (850)245-2786.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting the Bureau of Personnel Services, (850)245-2511. If you are hearing or speech impaired, please contact the Florida Relay Service by calling 1(800)955-8771 (TDD).

The full text of this notice is also published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The **Board of Trustees of the Internal Improvement Trust Fund** announces a public hearing to which all persons are invited:

DATE AND TIME: Wednesday, May 28, 2003, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, FL 32399-3000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Final adoption hearing of the Board of Trustees to consider amendments to the proposed rule that were published December 27, 2002, on the DEP Internet noticing site and in the Florida Administrative Weekly (Vol. 28, No. 52, Page 5717) and the notice of change that was published March 14,

2003, on the DEP Internet noticing site and the Florida Administrative Weekly (Vol. 29, No. 11, Page 1172). This rulemaking is proposed by the Department of Environmental Protection, as staff to the Board of Trustees, to amend Chapter 18-23, F.A.C., to amend rules regarding Buffer Preserves managed by the Office of Coastal and Aquatic Managed Areas of the Department.

CONTACT: Danny Riley, Assistant Director, CAMA, Florida Department of Environmental Protection, MS 245, Tallahassee, FL 32399-3000, (850)245-2052, e-mail: danny.riley@dep.state.fl.us.

A copy of the proposed rule amendments may be obtained by contacting the person noted above.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting the Bureau of Personnel Services at (850)245-2511. If you are hearing or speech impaired, please contact the Florida Relay Service by calling 1(800)955-8771 (TDD).

**STATE BOARD OF ADMINISTRATION**

NOTICE IS HEREBY GIVEN by the **State Board of Administration** of a meeting of the Public Employee Optional Retirement Program Advisory Committee (PEORPAC) to which all persons are invited.

DATE AND TIME: Friday, May 23, 2003, 10:00 a.m. – conclusion

PLACE: Emerald Coast Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida (Anyone wishing to participate is free to use conference call number (850)410-0960)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of members of the PEORPAC. Members will review final choice statistics for the Public Employee Optional Retirement Program. This meeting will be conducted by telephone.

Anyone wishing further information should contact: Joan Haseman, Defined Contribution Program, P. O. Drawer 13300, Tallahassee, FL 32317-3300 or e-mail: haseman\_joan@fsba.state.fl.us.

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend the meeting is requested to call Joan Haseman, (850)413-1492, five days prior to the meeting so that appropriate arrangements can be made.

**DEPARTMENT OF CITRUS**

The **Department of Citrus** announces a public meeting of the Fresh Grapefruit Advisory Council to which all persons are invited.

DATE AND TIME: Tuesday, May 6, 2003, 1:00 p.m.

PLACE: Florida Department of Citrus, 1115 E. Memorial Blvd, Lakeland, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to complete the council’s business plan and provide a recap of last meeting’s SWOT analysis, additional consumer data, and open up discussion and debate to select the target audience and develop the marketing objectives and any other business that might come before the council for consideration.

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 contacting Mr. Art Johnson, at the above address or by telephone at (863)499-2510.

The **Department of Citrus** announces a public meeting of the Citrus Abscission Registration Committee to which all persons are invited.

DATE AND TIME: Tuesday, May 13, 2003, 8:30 a.m.

PLACE: Florida Department of Citrus, 1115 E. Memorial Blvd., Lakeland, Florida 33802

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will have its monthly meeting to discuss the progress on the fruit abscission project and final recommendation of programs and budgets for the 2003-04 fiscal year and other business that might come before the council for consideration.

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 contacting Mr. Art Johnson at the above address or by telephone (863)499-2510.

The **Department of Citrus** announces a public meeting of the Citrus Harvesting Research Advisory Council to which all persons are invited.

DATE AND TIME: Tuesday, May 13, 2003, 10:00 a.m.

PLACE: Florida Department of Citrus, 1115 E. Memorial Blvd., Lakeland, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will have its monthly meeting to hear status reports of 2002-2003 projects and final proposed programs and budgets for the 2003-2004 season and other business that might come before the council for consideration.

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 contacting Mr. Art Johnson at the above address or by telephone (863)499-2510.

The **Department of Citrus** announces a public meeting of the Gift Fruit Advisory Council to which all persons are invited.

DATE AND TIME: Wednesday, May 14, 2003, 10:00 a.m.

PLACE: Florida Department of Citrus, 1115 E. Memorial Blvd., Lakeland, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will meet to discuss and review the new marketing program recommendations for the 2003-04 year. The Council will also discuss any other issues that may properly come before the Council.

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 contacting Mr. Art Johnson, (863)499-2510.

### FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 14, 2003, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blairstone Road, Bldg. C., Third Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made, Chapter 80-150, Laws of Florida (1980).

A copy of the Agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)488-3417.

### PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: \*May 19, 2003, 9:30 a.m.

PLACE: Room 140, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (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, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

\* In the event of a scheduling conflict, this meeting may be rescheduled to May 20, 2003, in Room 140, immediately preceding or immediately following the Commission Conference.

\*\*THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.\*\*

Notice is hereby given that the Florida **Public Service Commission** will hear Oral Argument in Docket No. 020129-TP at the following date, time and place:

DATE AND TIME: May 19, 2003, following the Internal Affairs Conference which begins at 9:30 a.m. (EST)

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this oral argument is to provide the Commission with increased clarity, limited to evidence already contained in the hearing record of Issues 8, 10, and 11 as set forth in the Order Establishing Procedure, Order No. PSC-02-0853-PCO-TP, issued June 21, 2002, prior to the final disposition thereof or any further actions the Commission may deem appropriate.

Any person requiring some accommodation at this oral argument because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

For additional information, please contact: Adam Teitzman, Office of General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6175.

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: May 20, 2003, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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, Statement of Agency Organization and Operations), by contacting the Division of the Commission Clerk and Administrative Services, (850)413-6770, or writing: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. 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 appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (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).

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The Florida **Public Service Commission** announces customer service hearings in the following docket, to which all interested persons are invited.

DOCKET NO. 020071-WS – Application for Rate Increase in Marion, Orange, Pasco, Pinellas, and Seminole Counties by Utilities, Inc. of Florida.

DATE AND TIME: May 21, 2003, 4:00 p.m.

PLACE: Eastmonte Civic Center, 830 Magnolia Drive, Altamonte Springs, Florida

DATE AND TIME: May 22, 2003, 10:00 a.m.

PLACE: Spartan Manor, 6121 Massachusetts Avenue, New Port Richey, Florida

DATE AND TIME: May 22, 2003, 6:00 p.m.

PLACE: Golden Hills Golf & Turf Club, 4782 N. W. 80th Avenue, Ocala, Florida

These hearings will begin as scheduled and will continue until all witnesses have been heard. If no witnesses are present, the hearing may be adjourned. All persons desiring to present testimony are urged to appear at the beginning of the hearing.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit members of the public to give testimony regarding the petition for rate increase by Utilities, Inc. of Florida. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Any person requiring some accommodation at the service hearings because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearings. 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).

For further information, contact: Rosanne Gervasi or Lorena Holley, Office of the General Counsel, (850)413-6199.

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### REGIONAL PLANNING COUNCILS

The Region IX, **Local Emergency Planning Committee (LEPC)** announces a public meeting to which all persons are invited:

DATE AND TIME: May 22, 2003, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council, 4980 Bayline Drive, 4th Floor, North Fort Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and implement provisions of the Emergency Planning and Community Right to Know Act.

A copy of the agenda may be obtained by contacting: Executive Director David Y. Burr, Southwest Florida Regional Planning Council, Post Office Box 3455, North Fort Myers, FL 33918-3455.

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The **Withlacoochee Regional Planning Council** announces a public meeting of its Board of Directors to which all persons are invited.

DATE AND TIME: Thursday, May 15, 2003, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

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The **Southwest Florida Regional Planning Council** announces a public hearing to which all persons are invited:

DATE AND TIME: May 15, 2003, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council Conference Room, 4980 Bayline Drive, 4th Floor, North Fort Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Regional Planning Council.

A copy of the proposed agenda may be obtained by writing: Mr. David Burr, Executive Director, Southwest Florida Regional Planning Council, Post Office Box 3455, North Fort Myers, FL 33918-3455.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

All Council Subcommittee meetings will immediately follow the Council meeting.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. David Burr, (239)656-7720, at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Burr using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Regional Business Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 7, 2003, 3:00 p.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting to discuss regional issues impacting South Florida including transportation.

A copy of the agenda may be obtained by writing: The Broward Workshop, 2740 East Oakland Park Boulevard, Suite 206, Fort Lauderdale, Florida 33306.

The Regional Business Alliance is comprised of business leaders from Monroe, Miami-Dade, Broward, Palm Beach, and Martin Counties, including members of the South Florida Regional Planning Council and Tri-County Commuter Rail Authority.

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 meeting above. If you require special accommodations because of a disability or physical impairment, please contact the Council at (954) 985-4416 at least five calendar days prior to the meeting.

The **South Florida Regional Planning Council**, Institute for Community Collaboration announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 22, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Dade County Farm Bureau, 1850 Old Dixie Highway, Homestead, Florida 33033

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue to discuss the Watershed Plan of Study.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council Institute for Community Collaboration, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the South Miami-Dade Watershed Study Advisory Committee 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.

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 at (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 Projects and Land Committee meetings and tour: The Projects and Land Committee

DATE AND TIME: May 7, 2003, 5:00 p.m. for a business meeting and again at the same location and date at 7:00 p.m.

PLACE: Sylvan Lake Park Recreation Complex, 845 Lake Markham Road, Seminole County, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: For a public meeting regarding Middle Basin/East Central Florida issues. A boat tour of the St. Johns River will follow from Sanford to Welaka on May 8, 2003 and from Welaka to Mayport on May 9, 2003. A continuation of the May 7, 2003 business meeting is scheduled for May 8, 2003, 6:00 p.m., Floridian Sports Club, Welaka, FL.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting; public meeting including an overview of the Middle St. Johns River Basin Surface Water projects and an update on East Central Florida Water Supply issues; and a boat tour of Middle and Lower SJR Basin.

An agenda can be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or by calling Sonia Kuecker, Water Resources Dept., (386)312-2330.

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 (386)329-4162. If you are hearing or speech impaired, please contact the agency by calling (386)329-4450 (TDD).

The **Southwest Florida Water Management District** (SWFWMD) announces the following meeting(s) to which all interested parties are invited to attend:

**PUBLIC INFORMATION MEETING**

DATE AND TIME: Wednesday, May 7, 2003, 6:00 p.m. – 8:00 p.m.

PLACE: Dunnellon High School, 10055 S. W. 180th Avenue Road, Dunnellon, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public meeting to discuss the Comprehensive Watershed Management Study the U.S. Army Corps of Engineers is conducting jointly with the District.

The Southwest Florida Water Management District (SWFWMD) announces the following public meeting(s) to which all interested persons are invited:

These are public meetings and agendas are available by writing: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4604, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meeting(s) to which all interested persons are invited:

**PUBLIC INFORMATION MEETING #3**

DATE AND TIME: Thursday, May 8, 2003, 6:00 p.m. – 8:00 p.m.

PLACE: Women's Club, 37922 Palm Avenue, Dade City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public meeting to discuss the Comprehensive Watershed Management Study the U.S. Army Corps of Engineers is conducting jointly with the District.

**GOVERNING/BASIN BOARD GREEN SWAMP WEST TOUR**

DATE AND TIME: Friday, May 9, 2003, 9:00 a.m.

PLACE: Green Swamp West Field Office, 13645 Ranch Road, Dade City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Educational tour of Green Swamp West.

**NEW GOVERNING BOARD MEMBERS BRIEFING SESSION**

DATE AND TIME: Monday, May 12, 2003, 1:00 p.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Executive Conference Room, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Brief new Governing Board members on issues within the SWFWMD.

**HERNANDO COUNTY SPRINGS WORKSHOP**

DATE AND TIME: Thursday, May 15, 2003, 8:30 a.m.

PLACE: Hernando County Utilities Building, 21030 Cortez Boulevard, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hernando County Springs Workshop and Tour. Hernando County Commissioners and District Board members may attend this workshop and tour.

**GOVERNING AND BASIN BOARDS' PLANNING WORKSHOP**

DATE AND TIME: Friday, May 16, 2003, 9:00 a.m.

PLACE: Embassy Suites (USF Campus), 3705 Spectrum Boulevard, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Planning Workshop to discuss issues of mutual concern.

These are public meetings and agendas are available by writing: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4604, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

The **South Florida Water Management District** announces a private closed door attorney-client session:

DATE AND TIME: Wednesday, May 14, 2003, 9:00 a.m.

PLACE: South Florida Water Management District Governing Board Chambers, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2001) to discuss strategy related to litigation expenditures in Miccosukee Tribe of Indians of Florida, v. South Florida Water Management District and Sam Poole, and Friends of Everglades v. South Florida Water Management District, United States Court of Appeals Eleventh Circuit, Case No. 00-15703; South Florida Water Management District v. Miccosukee Tribe of Indians, et al., United States Supreme Court, Case 02-626; Friends of the Everglades Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 02-80309-CIV-Middlebrooks; and Florida Wildlife Federation v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 02-80918-CIV-Middlebrooks.

ATTENDEES: Governing Board Members I. Bague, P. Brooks-Thomas, M. Collins, H. English, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, T. Williams; Executive Director H. Dean; District attorneys J. Fumero, S. Wood, S. Glazier, D. MacLaughlin, J. Nutt and T. Bishop.

The subject matter shall be confined to the pending litigation. Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing board members.

A copy of the agenda may be obtained: (1) District website <http://www.sfwmd.gov/agenda.html> or (2) by writing: South Florida Water Management District, Mail Stop 2130, Post Office Box 24680, West Palm Beach, Florida 33416-4680.

The **South Florida Water Management District** announces a private closed door attorney-client session in the event this subject matter is not reached as noticed for May 14, 2003, in the Friday, May 2, 2003 issue of the Florida Administrative Weekly.

DATE AND TIME: Thursday, May 15, 2003, 8:30 a.m.

PLACE: South Florida Water Management District Governing Board Chambers, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2001) to discuss strategy related to litigation expenditures in Miccosukee Tribe of Indians of Florida, v. South Florida Water Management District and Sam Poole, and Friends of Everglades v. South Florida Water Management District, United States Court of Appeals, Eleventh Circuit, Case No. 00-15703; South Florida Water Management District v. Miccosukee Tribe of Indians, et al., United States Supreme Court, Case 02-626; Friends of the Everglades Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 02-80309-CIV-Middlebrooks; and Florida Wildlife Federation v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 02-80918-CIV-Middlebrooks.

ATTENDEES: Governing Board Members I. Bague, P. Brooks-Thomas, M. Collins, H. English, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, T. Williams; Executive Director H. Dean; District attorneys J. Fumero, S. Wood, S. Glazier, D. MacLaughlin, J. Nutt and T. Bishop.

The subject matter shall be confined to the pending litigation. Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the

session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of governing board members.

A copy of the agenda may be obtained: (1) District website <http://www.sfwmd.gov/agenda.html> or (2) by writing: South Florida Water Management District, Mail Stop 2130, Post Office Box 24680, West Palm Beach, Florida 33416-4680.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: May 15, 2003, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, B-1 Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Revise 2003 Save Our Rivers Land Acquisition Plan.

A copy of the agenda may be obtained at (1) District Website (<http://www.sfwmd.gov/agenda.html>) or (2) by writing: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who desire more information, please contact Bill Helfferich, in the Land Management and Operations Department, (561)682-6637, District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33406 or [whelffer@sfwmd.gov](mailto:whelffer@sfwmd.gov).

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Monday, May 19, 2003, 2:00 p.m.

PLACE: City of Palm Beach Gardens Council Chambers, 10500 N. Military Trail, Palm Beach Gardens, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the Loxahatchee River Management Coordinating Council

A copy of the agenda may be obtained by writing: South Florida Water Management District, Mail Stop 6880, 210 Atlanta Avenue, Stuart, Florida 34994.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Kathy LaMartina, Martin/St.Lucie Service Center, 210 Atlanta Avenue, Stuart, FL 34994, (772)223-2600, Ext. 3603.

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#### **COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

The Florida **Commission for the Transportation Disadvantaged** announces a meeting of the Finance, Auditing, and Program Performance (FAPP) Committee to which all persons are invited to participate.

DATE AND TIME: Thursday, May 15, 2003, 9:00 a.m. – completion

PLACE: 2740 Centerview Drive, Rhyne Building, Room 330, Tallahassee, Florida, (850)410-5700 (to access Conference – call (850)922-7892 or Suncom 292-7892 or 1(800)416-4132)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular committee business.

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, Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435 or 1(800)648-6084 (TDD only).

The meeting is subject to change upon chairperson's request.

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#### **REGIONAL UTILITY AUTHORITIES**

The **Tampa Bay Water** announces the following Budget Workshop and Regular Board Meeting to which all persons are invited.

DATE AND TIME: Monday, May 19, 2003, 9:00 a.m.

PLACE: Tampa Bay Water, 2535 Landmark Drive, Suite 211-A, Clearwater, Florida 33761

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2003/2004 Budget Workshop followed immediately by the Regular Meeting of the Board of Directors.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purposes he may

need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the regular meeting agenda may be obtained by writing to Tampa Bay Water or can be accessed on the Web at [www.tampabaywater.org](http://www.tampabaywater.org).

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Wells, (727)796-2355, at least 3 business days prior to the meeting.

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#### **AGENCY FOR HEALTH CARE ADMINISTRATION**

The **Agency for Health Care Administration** would like to announce a meeting of the Family Practice Physician Recruitment and Retention Advisory Committee to which all interested persons are invited.

DATE AND TIME: Saturday, May 10, 2003, 8:00 a.m.

PLACE: Eden Roc Renaissance Resort and Spa, 4525 Collins Avenue, Miami Beach (Anyone interested in participating by telephone may call (850)414-6477 or Suncom 994-6477.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to prepare for the collecting of data and writing of the 2003 Annual Report for the Legislature. Authority for this Committee granted by s. 395.807, Florida Statutes.

For additional information please contact: Dennis Halfhill, (850)921-5505 or by e-mail: [halfhild@fdhc.state.fl.us](mailto:halfhild@fdhc.state.fl.us).

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#### **DEPARTMENT OF MANAGEMENT SERVICES**

Notice is hereby given that the **Digital Divide Council** will hold a one-day meeting to which all persons are invited.

DATE AND TIME: Monday, May 12, 2003, 1:30 p.m. – adjourning no later than 3:30 p.m.

PLACE: Room, 110, Senate Office Building, 400 South Monroe Street, Tallahassee, Florida 32399 (Conference call capability will be available. The dial up number is: (850)410-0966, Suncom 210-0966)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The primary purpose of the meeting will be to address any changes in the Digital Divide Council chair, provide updates to the pilot projects and Clearinghouse, further discuss the mission statement and address the subcommittees and their recommendations for the remainder of the year.

Any additional information as to this meeting will be provided on the Digital Divide website at [http://www.myflorida.com/myflorida/sciencetechnology/tech\\_pte/digital\\_divide/index.html](http://www.myflorida.com/myflorida/sciencetechnology/tech_pte/digital_divide/index.html) or contact Meg Brown, State Technology Office, 4030 Esplanade Way, Suite 180, Tallahassee, Florida 32399, (850)410-4777 or (850)488-5453.

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 Council at least 48 hours before the meeting by contacting Meg Brown at the above stated number.

The Americans with Disabilities Working Group, which is administered by the **Department of Management Services** announces a meeting of the Board of Directors and a Public Hearing to which all interested persons are invited.

#### MEETING

DATES AND TIMES: May 14, 2003, 1:00 p.m. – 5:00 p.m.; May 15, 2003, 9:00 a.m. – 4:00 p.m.; May 16, 2003, 9:00 a.m. – 12:00 Noon

#### PUBLIC HEARING

DATE AND TIME: May 15, 2003, 4:00 p.m. – 6:00 p.m.

PLACE: The Hilton Naples Towers, 5111 Tamiami Trail, North, Naples, FL, (239)430-4900

A copy of the agenda may be obtained by writing or calling: Americans with Disabilities Act Working Group, 4050 Esplanade Way, Suite 160, Tallahassee, FL 32399, Voice Toll Free 1(877)232-4968, TTY (850)410-0684.

Materials are available in alternative format

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Mobile Home Relocation Corporation** announces a meeting of its Board of Directors to consider mobile home owner applications for compensation for relocation and/or abandonment of mobile homes due to eviction for change in land use.

DATE AND TIME: Monday, May 19, 2003, 10:30 a.m.

PLACE: Shady Lane Oaks, 15777 Bolesta Road, Clearwater, FL 33760

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to eviction for change in land use, and such other business as may come before the Board. A schedule of the next meeting will also be determined.

Additional information can be obtained by contacting: Elizabeth Wilson, Executive Director, Florida Mobile Home Relocation Corporation, P. O. Box 14125, Tallahassee, FL 32317-4125, 1(888)862-7010.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Elizabeth Wilson, Executive Director, 1(888)862-7010, at least five calendar days prior to the meeting.

The **Board of Professional Geologists** announces a General Business Meeting. All interested parties are invited to attend at the address listed below.

DATE AND TIME: May 14, 2003, 1:00 p.m.; May 15, 2003, 9:00 a.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Blvd., Cape Canaveral, Florida 32920

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct Board business.

A copy of the agenda may be obtained by writing: Juanita Chastain, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, FL 32399 or by calling (850)487-1395.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Juanita Chastain by Tuesday, May 6, 2003.

The Probable Cause Panel of the Florida **Real Estate Commission** announces a meeting to which all interested persons are invited.

DATE AND TIME: May 20, 2003, 2:00 p.m. or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Zora Neale Hurston Building, North Tower, Suite 901N, 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)481-5632 (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: May 21, 2003, 8:30 a.m.

PLACE: Division of Real Estate; Commission Meeting Room 901-N, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida

Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, Recovery Fund Claims, education issues, petitions for declaratory statement, and disciplinary actions.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

A copy of the agenda may be obtained by writing: Deputy Clerk of the Florida Real Estate Commission, 400 W. Robinson Street, Suite 802, Orlando, Florida 32801-1772.

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)481-5632, 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).

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection**, Rookery Bay National Estuarine Research Reserve, announces a public informational workshop to which all persons are invited.

DATE AND TIME: Thursday, May 8, 2003, 8:30 a.m. – 12:00 Noon

PLACE: Marco Island Marriott, 400 S. Collier Blvd., Marco Island, FL 34145, (239)642-2615

PROGRAM: State of the Coast Workshop

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rookery Bay NERR's Coastal Training Program is hosting this informational workshop to provide local elected officials with objective, science-based information about coastal environmental issues in Southwest Florida.

A copy of the agenda may be obtained by writing: DEP/Rookery Bay NERR, 300 Tower Road, Naples, FL 34113, or by calling Brian Badgley, (239)417-6310.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this public workshop is asked to advise the agency at least 48 hours before the workshop by contacting: Naomi Crews, (239)417-6310 or e-mail: naomi.crews@dep.state.fl.us.

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The Florida **Department of Environmental Protection** gives notice of a public meeting to be held as follows:

DATE AND TIME: May 14, 2003, 9:00 a.m.

PLACE: Department's Northeast District Office, Suite B200, Conference Room A, 7825 Baymeadows Way, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The development of a draft verified list of impaired waters for water bodies and water segments within the Lower St. Johns River basin. The draft list shall be available on May 7, 2003.

A 45 day public comment period will run from May 7, 2003 – June 23, 2003.

Copies of the draft list may be requested from: Daryll Joyner, Program Administrator, Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Watershed Management, MS 3510, Tallahassee, Florida 32399-2400, or by calling (850)245-8431.

The full text of the Notice of Public Meeting and Public Comment Period is published on the Internet at the DEP homepage at <http://www.dep.state.fl.us/> under the link or button entitled "Official Notices."

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#### DEPARTMENT OF HEALTH

The **Graduate Medical Education Committee** announces a meeting to which all persons are invited:

DATE AND TIME: May 22, 2003, 2:00 p.m. – 4:00 p.m. (EST)

PLACE: Tampa Airport Marriott, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee.

A copy of the agenda may be obtained by writing: Winona Dallis, Office of Community Health Resources, 4052 Bald Cypress Way, Bin #C15, Tallahassee, Florida 32399-1735, (850)245-4440, Ext. 3504.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Office of Community Health Resources, (850)245-4440, Ext. 3504, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Office of Community Health Resources using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The following notice was inadvertently published in error in the April 25, 2003, Vol. 29, No. 17 issue of the Florida Administrative Weekly.

Pursuant to Section 381.90, F.S., the **Florida Health Information Systems** Council will hold a joint telephone conference call and meeting to which all interested parties are invited to participate.

DATE AND TIME: June 15, 2003, 1:00 p.m. – 3:00 p.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Room 220Q, Tallahassee, FL 32399, (850)410-0966 or Suncom 210-0966

GENERAL SUBJECT MATTER TO BE CONSIDERED: To facilitate the identification, collection, standardization, sharing and coordination of health-related data among federal, state, local, and private entities.

The **Department of Health, Board of Dentistry** announces an official business meeting to be held via telephone conference call. All interested parties are invited to attend the telephone conference call, which is open to the public.

DATE AND TIME: May 13, 2003, 12:00 Noon

PLACE: Call (850)245-4463 to obtain conference call number

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting of the Board of Dentistry.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System, 1(800)955-8771.

The **Department of Health, Board of Dentistry** hereby gives notice that a public workshop for the purposes of rule development on Rule 64B5-13.005, F.A.C., will be held at the time, date and place listed below:

DATE AND TIME: May 16, 2003, 10:00 a.m. or shortly thereafter

PLACE: The Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

A Notice of rule development was published in Vol. 29, No. 17, of the April 25, 2003 Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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).

The **Department of Health, Board of Dentistry** hereby gives notice that a public workshop for the purposes of rule development on Rules 64B5-12.013, 64B5-12.020, 64B5-17.010, 64B5-2.0135, 64B5-2.0144, 64B5-7.0035,

64B5-7.005, 64B5-7.006, 64B5-7.007, 64B5-12.018, 64B5-12.019, and 64B5-15.026 will be held at the time, date and place listed below:

DATE AND TIME: May 16, 2003, 10:00 a.m. or shortly thereafter

PLACE: The Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

Notices of rule development were published in Vol. 29, No. 18, of the May 2, 2003 Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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).

The **Department of Health, Board of Dentistry** hereby gives notice that a public workshop for the purposes of rule development on Rules 64B5-14.001, 64B5-14.002, 64B5-14.003, 64B5-14.004, 64B5-14.005, 64B5-14.006, 64B5-14.007 and 64B5-14.009 will be held at the time, date and place listed below:

DATE AND TIME: May 16, 2003, 10:00 a.m. or shortly thereafter

PLACE: The Embassy Suites Hotel, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

Notices of rule development were published in Vol. 29, No. 18, of the May 2, 2003 Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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).

The **Board of Nursing**, Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: May 20, 2003, 4:30 p.m.

PLACE: Department of Health, Tallahassee, FL – Meet Me Number (850)921-5510

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4125, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Council of Licensed Midwifery** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Friday, May 16, 2003, 9:00 a.m. or soon thereafter

PLACE: For the meet me number contact the Council of Licensed Midwifery, (850)245-4161

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Council of Licensed Midwifery, (850)245-4161, at least five (5) 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 at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, Florida 32399-3256.

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

The **Obesity Prevention Program** announces a meeting of the Florida Partnership for Promoting Physical Activity and Healthful Nutrition Strategic Plan meeting.

DATE AND TIME: May 2, 2003, 8:00 a.m. – 2:00 p.m.

PLACE: Hilton Tampa Airport Westshore Hotel, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop second year activities for the Statewide Strategic Plan.

A copy of the agenda can be obtained by calling: Cathy Brewton, (850)245-4330, Ext. 2834.

The **Diabetes Advisory Council** announces a meeting to which all interested persons are invited.

DATE AND TIME: May 16, 2003, 9:00 a.m. – 2:00 p.m.

PLACE: Tampa Airport Marriott, Tampa, Florida

A letter with an agenda and conference room details will be sent to all who are to attend.

For any questions please contact: Megan Bishop, (850)245-4330.

The Florida **Department of Health**, Office of the Secretary, on behalf of the Biomedical Research Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 8, 2003, 10:00 a.m. – 5:00 p.m.

PLACE: Marriott Tampa Airport Hotel, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held to elect a new Chair and Vice-Chair, follow up on the peer review, review policy changes and additions, establish long-term plans and goals for the program, and decide on the types of grants that will be offered for the 2003-04 fiscal year.

CONTACT: To ensure adequate space, observers are asked to contact Selina Griffith, (850)245-4444, Ext. 3933, by 5:00 p.m., Monday, May 5, 2003, to confirm attendance, or to request accommodations such as listening devices, large print, sign language interpretation or other accommodations for persons with disabilities.

The **Correctional Medical Authority** announces a Mental Health Committee meeting to be held in Tallahassee, Florida, to which all persons are invited:

DATE AND TIME: May 2, 2003, 10:00 a.m. – 2:00 p.m.

PLACE: Correctional Medical Authority, 1632 Metropolitan Circle, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to mental health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by writing: Executive Director, Correctional Medical Authority, 4052 Bald Cypress Way, Bin #B04, Tallahassee, FL 32399-1732, (850)410-1450.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The **Department of Children and Family Services**, District 12, Community Alliance CBC Workgroup Foster Parent Recruitment and Retention Taskforce announces the following public meeting to which all persons are invited.

DATE AND TIME: April 22, 2003, 2:30 p.m.

PLACE: Child Care Resource Network, 230 N. Beach St., 2nd Floor Conference Room, Daytona Beach, Florida

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Denise Kelly.

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, District 11, Miami-Dade Community Based Care Alliance announces a public meeting to which all persons are invited:

DATE AND TIME: Tuesday, May 13, 2003, 8:30 a.m. – 10:00 a.m.

PLACE: Rhode Building, 401 N. W. 2nd Avenue, Suite N-1007, Miami, Florida 33128, (305)377-5006

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Miami-Dade Community Based Care Alliance Meeting.

For copies of the agenda, further information or person requiring accommodations in order to participate in this meeting should contact Evelio Torres, Family Safety Community Based Care Transition Manager, (305)377-5006 or in writing by close of business (5:00 p.m) no later than five working days prior to the meeting.

The **Department of Children and Family Services**, District 11, Miami-Dade Community Based Care Alliance Executive Committee announces a public meeting to which all persons are invited:

DATE AND TIME: Tuesday, May 20, 2003, 9:00 a.m. – 10:00 a.m.

PLACE: Circuit Court Eleventh Judicial Circuit of Florida, Juvenile Justice Center, 3300 N. W. 27 Avenue, Room 201, Miami, Florida 33142, (305)377-5006

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Miami-Dade Community Based Care Alliance Executive Committee Meeting.

For copies of the agenda, further information, or person requiring accommodations in order to participate in this meeting should contact Evelio Torres Family Safety Community Based Care Transition Manager, (305)377-5006 or in writing by close of business (5:00 p.m.) no later than five working days prior to the meeting.

The **Council on Homelessness** announces a conference call meeting of its Supportive Housing Development Committee, to which all persons are invited.

COMMITTEE: Supportive Housing Development

DATE AND TIME: Friday, May 23, 2003, 10:00 a.m. – 11:00 a.m. (3rd Mon)

PLACE: Call (850)488-5776 or SunCom 278-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: This conference call will address this committee's development of policy recommendations and work tasks that address the Council's Strategic Plan to reduce the number of persons who may be facing homelessness in Florida. Specifically, the committee will be investigating the resources needed to create a supply of supportive housing units to serve Florida's homeless individuals and families.

A copy of the agenda may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, Tom\_Pierce@dcf.state.fl.us

Pursuant to Chapter 286.26, Florida Statutes, any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness, (850)922-4691, at least 48 hours in advance of the meeting.

The Florida **Brain and Spinal Cord Injury Advisory Council** announces a Council Meeting.

DATE AND TIME: Tuesday, June 10, 2003, 12:00 Noon – 2:00 p.m. (EST)

PLACE: Tradewinds Island Grand Resort, 5500 Gulf Boulevard, St. Pete Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Planning and organizational meeting of the Advisory Council and its committees (EMS/Acute Care, Inpatient/Outpatient Rehabilitation, Residential/Community-Based/Long-Term Care, Pediatric, and Prevention/Education Research) October 2003 Meeting.

Any persons requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Bureau of Brain and Spinal Cord Injury, (850)245-4045, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Florida Bureau of Brain and Spinal Cord Injury 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: Thom DeLilla, 4052 Bald Cypress Way, Bin #C25 (BSCI), Tallahassee, Florida 32399-1744 or call (850)245-4045.

P.O. # B01734

The **Northwest Florida Community Based Care Alliance** and the **Department of Children and Family Services**, Subdistrict 2A, announce a meeting to which all persons are invited. The Alliance encompasses: Bay, Gulf, Washington, Holmes, Calhoun, and Jackson counties.

DATE AND TIME: Thursday, June 19, 2003, 2:00 p.m. (CST)

PLACE: W. T. Neal Civic Center, 17773 North Pear Street, Blountstown, FL 32424, (850)674-4500

GENERAL SUBJECT MATTER TO BE CONSIDERED: General quarterly meeting to discuss regular business.

A copy of the agenda can be obtained by calling: Debra Ervin, Department of Children and Families, (850)488-0569 or Suncom 278-0569.

Anyone requiring a special accommodation to participate in this meeting is requested to advise Debra Ervin, District Administration, (850)488-0569 or 1(800)226-6223 (TDD), at least 2 working days prior to the meeting .

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### FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission** announces a series of two public workshops concerning a seasonal closure of the blue crab fishery in northwest Florida, to which all interested persons are invited, at the following times, dates and places:

DATE AND TIME: May 13, 2003, 5:00 p.m. – 7:00 p.m.

PLACE: Crystal River City Hall, 123 N.W. Hwy. 19, Crystal River, Florida

DATE AND TIME: May 14, 2003, 5:00 p.m. – 7:00 p.m.

PLACE: St. Marks Volunteer Fire Department, St. Marks, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission is holding this series of workshops to gather public testimony regarding the closure area for blue crab traps north of the Suwannee River, three to nine miles from shore, from September 20th through October 4th each year.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

For further information, contact: Roy O. Williams, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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### FLORIDA TELECOMMUNICATIONS RELAY

The **Florida Telecommunications Relay**, Inc. announces a regular meeting of the Board of Directors to which all interested persons are invited.

DATE AND TIME: Monday, May 12, 2003, 10:00 a.m.

PLACE: 1820 E. Park Avenue, Suite 101, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Board of Directors.

A copy of the agenda may be obtained by writing: Mr. James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, Florida 32301. The meeting is subject to cancellation for lack of a quorum or unavailability of an interpreter.

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### COUNCIL FOR EDUCATION POLICY

The **Council for Education Policy, Research and Improvement** announces a public meeting.

DATE AND TIME: Wednesday, May 14, 2003, 8:30 a.m. – 5:00 p.m.

PLACE: Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will discuss the Master Plan and other ongoing assignments.

Related material may be accessed at the Council website: [www.cepri.state.fl.us](http://www.cepri.state.fl.us)

A workshop forum for Council members and staff will be held May 13, 2003, from 6:30 p.m. – 9:00 p.m. No action will be taken. A conference call may be scheduled one week after the Council meeting to address any follow-up required. If so, the time and contact number will be posted on the Council website.

For further information, contact: The Council office, (850)488-7894.

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### SUNSHINE STATE ONE CALL OF FLORIDA

The **Sunshine State One Call of Florida**, Inc.'s annual meeting and elections, board and committee meetings, bylaw changes and fifth annual golf tournament. Formal business attire will be required during the annual meeting.

Annual Meeting

DATE AND TIME: May 15, 2003, 8:30 a.m. – Registration; 9:00 a.m. – Meeting

PLACE: Sunshine State One Call, 11 Plantation Road, DeBary, FL 32713, (386)575-2000 or 1(800)638-4097

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of the 2002-2003 fiscal year, vote on proposed bylaw changes and annual elections.

Board of Directors Meeting

DATE AND TIME: May 15, 2003, immediately following Annual Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: Election of officers and other matters that affect the operation of the call center.

Committee Meetings

During the board meeting, committees will be selected. The following committees will meet for 30 minutes each in succession: Finance, Operations, Damage Prevention and Executive Review. Each committee will select a vice-chair and secretary and review action plans.

**GOLF TOURNAMENT**

DATE AND TIME: May 16, 2003, 8:30 a.m.

PLACE: DeBary Golf and Country Club, 300 Plantation Club Drive, DeBary, FL

Registration/sponsorship forms available at <http://www.callsunshine.com/corp/docs/golf.pdf>. (Registration fee for golf is \$55 and includes breakfast, lunch, cart and range balls. Sponsorship is \$150 or \$175 for a sponsorship and one golfer.) Direct questions to Brad Martin, (850)514-9221

PROPOSED BYLAW CHANGES: SSOCOF's board recently approved several bylaw changes that are up for approval at the annual meeting. The membership will vote for or against the bylaws as an entire package. To view the proposed bylaws, visit <http://www.callsunshine.com/corp/docs/proby.pdf>.

ELECTION: Each member company of SSOCOF is entitled to one vote in the Board of Directors elections and Bylaw approval. Voting will be conducted at the meeting. Mail ballots will not be allowed.

Note: Any person requiring an accommodation at this meeting because of a physical impairment should call the one-call notification center, (386)575-2000, at least five calendar days prior to the activity. Any person who is hearing or speech impaired should contact the one-call notification center through the Florida Relay Center, 1(800) 955-8771.

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## 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 a petition for a Declaratory Statement from NPCR, Inc., d/b/a Nextel Partners. DOCKET NO. 030346-TP.

The petition asks whether it is subject to the Commission's jurisdiction for the purpose of its designation as an "Eligible Telecommunications Carrier" as defined in 47 U.S.C. § 214(e). A copy of the petition may be obtained at <http://www.psc.state.fl.us/psc/dockets/> or by writing: Division of the Commission Clerk and Administrative Services, 4075 Esplanade Way, Tallahassee, FL 32399-0862.

**DEPARTMENT OF MANAGEMENT SERVICES**

Notice is hereby given that the Public Employees Relations Commission has received and will consider the following Petition for Declaratory Statement:

Case No.: DS-2003-001

In Re: Petition for Declaratory Statement of the School Board of Monroe County, Florida and United Teachers of Monroe. The School Board of Monroe County and United Teachers of Monroe filed a petition for declaratory statement asking

whether the Monroe County School Board or the Big Pine Neighborhood Charter School, Inc., is the public employer of the public employees of the school for benefit eligibility purposes when the conversion charter school's charter contract provides that it is the public employer and will take all required action under Chapter 447, F.S., to be recognized as such.

A copy of the petition may be obtained by writing: Clerk, Public Employees Relations Commission, 4050 Esplanade Way, Tallahassee, Florida 32399-0950.

Any person desiring to submit a statement regarding the petition may do so by filing such statement at the above address within 20 days of the date of this publication.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement in Re: Petition for Declaratory Statement, Castillo Grand Residences, Petitioner; Docket Number CD2002-064.

The declaratory statement provided, in summary, that an escrow agent may not release interest earned on deposits to the developer for use in construction prior to closing under Section 718.202, Florida Statutes.

A copy of the declaratory statement may be obtained by writing to the Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a final order in In Re: Petition for Declaratory Statement, Charles Pukit, Unit Owner, Bay Colony Club Condominium, Petitioner; Docket Number 2003047630.

The division declined to issue a declaratory statement because the parties are presently in court and the issue is pending judicial resolution

A copy of the final order may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

**DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that the Board of Physical Therapy Practice has GRANTED a Petition for Declaratory Statement received from Christie Sanchez, Director of

Rehabilitative Service, Raulerson Hospital. The final order was filed on April 17, 2003 and was given the number DOH-03-0345-DS-MQA. No public comments were received. Petitioner requested the declaratory statement, which advised Petitioner that under the circumstances presented, the physical therapist was not readily and physically available to provide consultation to the physical therapist assistant as required by subsections 64B17-6.001(4),(6), F.A.C.

A copy of the Petition for Declaratory Statement and Final Order may be obtained by writing: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

**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:**

Meadowbrook Long Term Acute Hospital of West Gables, LLC vs. Agency for Health Care Administration; Case No.: 03-0965RP; Rule No.: 59C-1.045

Florida League of Cities, Inc., City of Caselberry, City of Deerfield Beach, City of Greenacres, City of Kissimmee and City of New Port Richey vs. Department of Management Services, Division of Retirement; Case No.: 03-1117RP; Rule Nos.: 60Z-1.026, 60Z-2.017

Miami-Dade County vs. Department of Environmental Protection; Case No.: 03-1131RP; Rule No.: 62-40

Photographic Arts Unlimited, Inc. and Antonio Cesar vs. Department of Environmental Protection; Case No.: 03-1278RX; Rule No.: 62D-2.014(17)

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX  
Notices of Petitions and Dispositions  
Regarding Non-rule Policy Challenges**

**NONE**

**Section X  
Announcements and Objection Reports of  
the Joint Administrative Procedures  
Committee**

**NONE**

**Section XI  
Notices Regarding Bids, Proposals and  
Purchasing**

**DEPARTMENT OF EDUCATION**

**CALL FOR BIDS**

The University of West Florida Board of Trustees is soliciting sealed bids for the following:

**2003 Parking Improvements Project**

Consisting of sweeping and sand seal coating various parking lots and minor storm drainage improvements.

A Mandatory Pre-Solicitation Conference will be held on May 13, 2003, 2:00 p.m. (CDST) in Bldg. 90, North Conference Room, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

All bidders are required to attend the pre-solicitation conference. Certified minority and women-owned businesses are invited to attend to become familiar with the project specifications and to become acquainted with contractors who may bid the project.

Sealed bids will be received until May 27, 2003, 2:00 p.m. (CDST) at the Purchasing Office, Bldg. 20W, Room 158, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

Bid number 02/ITB-28ES must be marked on outside of bid package. The University will not be responsible for unopened bid packages at the bid opening when the package is not properly identified. Bids must be submitted in full and in accordance with the requirements of all terms and conditions of the Invitation to Bid.

Plans and specifications may be examined at the Architect/Engineer's office and local plan rooms. Full sets may be purchased for \$100.00 per set for printing and handling cost. Partial sets may be purchased at \$2.50 per sheet of the Drawings and \$.25 per sheet of the Project Manual, and are sold subject to familiarity with the full set of Bidding Documents.

Buyers of partial sets accept the full responsibility for determining that the purchased partial set provides the information necessary to convey the full requirements as revealed by the complete set. Neither the University nor the Architect/Engineer shall be liable for the information revealed on less than complete sets of Bidding Documents.

View this solicitation and related information on the Purchasing Department website at <http://uwf.edu/purchasing>.  
 ARCHITECT/ENGINEER: Fabre Engineering, Inc., 119 Gregory Square, Pensacola, Florida 32501, (850)433-6438, Attn: William V. (Phil) Phillips, II, P.E.

#### NOTICE TO CONSTRUCTION MANAGEMENT FIRMS

Polk Community College (PCC) and the University of South Florida-Lakeland (USF) announce that construction management at risk services will be required for the project listed below:

Project Number: PCC 03-01; USF 510  
 Project and Location: PCC/USF Lakeland Joint-Use Facility, Polk Community College, Lakeland Campus, Lakeland, Florida

The PCC/USF Lakeland Joint-Use Facility is planned to accommodate the projected building program needs for the College and University to meet their mission objectives. The new construction will accommodate the activities of the graduate programs for the University and undergraduate programs for both institutions including, as an example: joint-use student services areas, a 300-seat auditorium, classrooms, offices and ancillary spaces for business, engineering, drafting design, electro-mechanical program, information technology, arts and sciences, criminology and interdisciplinary labs. The building scope will consist of a multi-story facility of approximately 88,510 NSF. The renovation/remodeling required on the campus will encompass an additional 30,555 NSF.

The selected firm will provide construction management at risk services for the referenced project.

Liability insurance will be required for this project in the amount of \$1,000,000.00, for the project scope and will be provided as a part of Basic Services. Project development is contingent upon availability of funds. The estimated construction budget for the new building portion of the project is anticipated to be approximately \$24,072,658.00, including site related work. The associated renovation/remodeling budget is expected to be approximately \$4,678,443.00. The estimated total project cost is approximately \$28,751,101.00.

Selection of finalists for interview will be made on the basis of professional qualifications including; Scope of Services, Experience of Firm, Experience of Project Personnel, Workload/Scheduling/Cost Control, Information and Communications, Litigation and Resolution, M/WBE Status, Location, and Financial Resources. Finalists will be provided a copy of the approved building program.

INSTRUCTIONS: Firms desiring to apply for consideration shall submit a letter of application, and all appropriate forms for RFP 03-01 available from Wendy Geltch, C.P.M., CPPO, ([wgeltch@polk.edu](mailto:wgeltch@polk.edu)) Purchasing Agent for Polk Community

College, 999 Avenue H, Northeast, Winter Haven, Florida 33881-4299. Applications on any other form will not be considered.

All applicants 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. Applications that do not comply with the above instructions may be disqualified. Application materials will not be returned.

As required by Section 287.133, Florida Statutes, a 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 firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Interested firms are invited and encouraged to attend a pre-submittal meeting at Polk Community College/University of South Florida Lakeland Campus, to be held at 2:00 P.M. Eastern Time, on April 29, 2003, 3425 Winter Lake Road, Lakeland, Florida, Room LLC-2188, to review the scope and requirements of this project. Requests for meetings by individual firms will not be granted.

It shall be noted that no verbal communication shall take place between the short listed applicants and officials of PCC or USF. Requests for any project information must be in writing to the above address. The Evaluation Team may reject all proposals and stop the selection process at any time.

Eighteen (18) sets of the above requested data, bound in the order listed shall be delivered to: Wendy Geltch, Purchasing Agent, Polk Community College, 999 Avenue H, N. E., Winter Haven, FL 33883-4299.

Submittals must be received in the PCC Winter Haven Office of Purchasing, by 4:00 p.m., Eastern Time, on May 30, 2003.

Facsimile (FAX) submittals are not acceptable and will not be considered.

#### NOTICE OF INTENT TO BID

Sealed bids will be received by the Food Service Director of the School Board of Nassau County Florida, at 1201 Atlantic Avenue, Food Service Office, Fernandina Beach, Florida, 32034 up until 2:00 p.m., Wednesday, June 4, 2003, at which time and place bids received will be tabulated for furnishing the following for the period of July 1, 2003 through June 30, 2004.

The estimated dollar value of Milk & Juice, Bid #2004-01 is \$318,000.00 annually.

The estimated dollar value of Ice cream products, Bid #2004-02 is \$30,000.00 annually.

The estimated dollar value of Produce, Bid #2004-03 is \$38,000.00 annually.

This will include delivery to 15 schools.

Only vendors who respond in person, in writing, or by fax to this contact notice, will receive the complete bid package. Call (904)491-9924 or Fax (904)321-5852.

**ADVERTISEMENT FOR BIDS**

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 South Belcher Road, Largo, Florida until 2:00 p.m., local time, on May 21, 2003 for the purpose of selecting a bidder that can provide and deliver; Cafeteria Warming Cabinets per Invitation to Bid entitled:

Cafeteria Warming Cabinets

Bid # 03-165-668

Scope of Project: The purpose and intent of this Invitation to Bid is to select a bidder that can provide and deliver Cafeteria Warming Cabinets to the Walter Pownall Service Center Warehouse, Attn: Food Service Department, Largo, FL. 33773-5210. This is an equipment purchase only. This bid will establish firm, net pricing for the contract period as specified therein.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Bid documents and specifications are available at the office of:

Purchasing Department  
 Walter Pownall Service Center  
 11111 So. Belcher Road  
 Largo, FL 33773

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

J. HOWARD HINESLEY	LINDA S. LERNER
SUPERINTENDENT OF SCHOOLS	CHAIRMAN
AND EX-OFFICIO SECRETARY	
TO THE SCHOOL BOARD	MARK C. LINDEMANN
	DIRECTOR, PURCHASING

**FLORIDA SPACE AUTHORITY**

**PROFESSIONAL SERVICE NOTICE**

BY

**CANAVERAL PORT AUTHORITY**

Pursuant to Consultants Competitive Negotiations Act, Section 287.055, Florida Statutes, the Canaveral Port Authority (CPA) gives notice that the CPA is seeking Aerial Photogrammetry and Aerial Photography Services for mapping the entire port area consisting of approximately 900 acres as outlined below:

- a. Provide ground control services certified by a Florida licenses land Surveyor.
- b. Provide controlled color aerial photography suitable for mounting on a wall display and permanently affixed to a mounting board.

- c. Provide aerial Photogrammetry services consistent with Class 1 mapping according to ASPRS (American Society for Photogrammetry and Remote Sensing) standards.
- d. Provide digital database in the form of AutoCAD release 14 drawing files.

The CPA anticipates that the Photogrammetry will be performed during the second half of the 2003 calendar year. Firms or individuals desiring to provide such professional services to the CPA must furnish (4) copies of a resume of their qualifications and past experience on USGA Form 254 & 255, with pertinent supporting data to the Director of Engineering, Canaveral Port Authority, P. O. Box 267, Cape Canaveral, Florida 32920, not later than 3:00 p.m. on May 12, 2003. A committee, to be established by the Chairman, will meet on May 19, 2003 at 2:00 p.m., in the Port Commission Meeting Room, to recommend a ranking of not less than three, of the most highly qualified firms, for consideration by the Port Canaveral Commission at their regularly scheduled meeting on May 21, 2003.

Firms should provide details of previous experience of projects of this size, equipment available for performing these services, and a detailed narrative of the project approach. The narrative should include, but not be limited to, flight altitude, negative scale, equipment used, and anticipated time frame to complete the work.

**DEPARTMENT OF MANAGEMENT SERVICES**

**PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR CONTINUING AREA CONTRACTS AREA 7 FOR ARCHITECTURAL SERVICES**

The State of Florida, Department of Management Services, requests qualifications from Architectural firms to provide services in Area 7, counties of Broward, Dade, Martin, Monroe, Palm Beach, St. Lucie; and other area counties as may be determined necessary by the owner. Project will vary in size up to \$1,000,000.00. Response Due Date is June 2, 2003 by 5:00 p.m., local time.

For details please visit [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

**NOTICE REGARDING ELECTRONIC POSTING**

Pursuant to Section 287.042(3)(b)2., Florida Statutes, the Department of Management Services hereby provides notice of the following URL for the centralized website that will be used for electronically posting solicitations, decisions or intended decisions, and other matters relating to procurement: [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

Viewers may navigate to this URL via the State portal, [www.myflorida.com](http://www.myflorida.com); from the main page, drill down as follows: Business; Doing Business with the State; Vendor Bid System (VBS).

## FISH AND WILDLIFE CONSERVATION COMMISSION

### NOTICE TO PROFESSIONAL CONSULTANTS PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR ENGINEERING

The Florida Fish and Wildlife Conservation Commission announces that professional services in the disciplines of civil and geotechnical engineering with specific expertise in the design of upland confined disposal areas for hydraulically dredged material will be required for the project listed below.

PROJECT NUMBER: FWC 02/03-103

PROJECT NAME: LAKE PIERCE DREDGING PROJECT

PROJECT LOCATION: Polk County, Florida

SERVICES TO BE PROVIDED: The Design Professional is expected to schedule services and design phases (preliminary and final design), request additional services (such as soil borings, surveys, testing, permits, etc...) leading to a design solution with adequate documentation.

RESPONSE DUE DATE: May 30, 2003 at 3:00 p.m. (EDT)

To request a complete Request For Statement OF Qualifications, contact the Commission Engineer:

Mahmoud Madkour, Ph.D., P.E.

Florida Fish and Wildlife Conservation Commission

Purchasing Office, Room 364

620 South Meridian Street

Tallahassee, Florida 32399-1600

Tel: (850)488-5531

Fax: (850)921-1750

email: mahmoud.madkour@fwc.state.fl.us

## Section XII Miscellaneous

### DEPARTMENT OF EDUCATION

#### NOTICE REGARDING ELECTRONIC POSTING

Pursuant to Section 287.042(3)(b)2., Florida Statutes, the DeSoto County School District hereby provides notice of the following URL for the centralized website that will be used for electronically posting solicitations, decisions or intended decisions, and other matters relating to procurement:

<http://desotoschools.com/purchasing.htm>

#### Legal Announcement

##### Request for Applications for Available Funding

The Florida Department of Education, Office of Workforce Education, announces the availability of instructions and forms for preparing applications for funding (1) Adult Geographical and (2) English Literacy and Civics Education projects under the Adult Education and Family Literacy Act of 1998, (Public Law 105-220).

The (1) Adult Geographical, and (2) English Literacy and Civics Education Applications are due on or before May 30, 2003. The effective project dates are July 1, 2003-June 30, 2004.

Eligible recipients will be provided direct and equitable access to these funds based on competitive applications. All federally funded projects must comply with the Steven's Amendment of the Department of Defense Appropriation Act (Section 8136).

Mail applications to:

The Florida Department of Education

Office of Grants Management

325 West Gaines Street

Turlington Building, Room 325

Tallahassee, FL 32399-0400

For Application Instructions and Forms: Internet- <http://www.firn.edu/doe/bin00051>. Hardcopy or formats for the disabled-telephone 1/800/342-9271

### DEPARTMENT OF COMMUNITY AFFAIRS

#### NOTICE OF INTENT TO FIND

#### PUBLIC SCHOOLS INTERLOCAL AGREEMENTS CONSISTENT WITH SECTION 163.31777(2), FLORIDA STATUTES

##### DCA DOCKET NO. 29-01

The Department gives notice of its intent to find each of the Public Schools Interlocal Agreements ("Agreements") executed between the Hillsborough County School Board and each of the following local governments: Hillsborough County, City of Plant City, City of Tampa and the City of Temple Terrace to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.: Hillsborough County, Plant City, the City of Tampa, and the City of Temple Terrace.

The Agreements are available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Hillsborough County School District, 901 East Kennedy Blvd., Tampa, Florida 33602-3507.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that an Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Hillsborough County, Plant City, City of Tampa, City of Temple Terrace and the Hillsborough County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition

is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-

Charles Gauthier, AICP  
 Chief, Bureau of Local Planning  
 Department of Community Affairs  
 Division of Community Planning  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

**DEPARTMENT OF LAW ENFORCEMENT**

**DRUG-FREE COMMUNITIES PROGRAM FOR  
 VIOLENCE AND SUBSTANCE ABUSE PREVENTION  
 NOTICE OF FUNDING AVAILABILITY**

The Florida Office of Drug Control (ODC) announces the release of a Notice of Funding Availability (NOFA) via the Drug-Free Communities Program for violence and substance abuse prevention. The application and instructions are immediately available to not for profit organizations, state, county, and municipal governments plus law enforcement agencies within the State of Florida. The NOFA solicits grant applications to fund violence and substance abuse prevention targeting youth up to 19 years of age. The anticipated Federal funds available under this NOFA total \$4,000,000. The ODC anticipates making up to 70 awards. The maximum amount of any one award will be \$45,000. Applications and instructions can be downloaded at [www.myflorida.com/myflorida/government/governorinitiatives/drugcontrol/communities.html](http://www.myflorida.com/myflorida/government/governorinitiatives/drugcontrol/communities.html) Applications must be received by June 30, 2003, not later than 5:00 p.m. Eastern Daylight Savings Time and at the following address:

Ms. Gail Campbell  
 Drug-Free Communities Program  
 Governor’s Office of Drug Control  
 Attention: Drug-Free Communities Application Enclosed  
 PL 04 The Capitol  
 Tallahassee, Florida 32399-0001

Applications must be prepared in conformance with the instructions. The ODC reserves the right to reject any or all subgrant applications received or to cancel this NOFA when to do so would be in the best interest of the State of Florida. The ODC may waive minor irregularities in the subgrant applications received where such are merely a matter of form and not substance and the correction of such are not prejudicial to other applicants.

Questions or other inquiry regarding this NOFA should be directed to the Drug-Free Communities Program, (850)487-8440.

[www.myflorida.com/myflorida/government/governorinitiative/s/drugcontrol/communities.html](http://www.myflorida.com/myflorida/government/governorinitiative/s/drugcontrol/communities.html).

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Notice of Publication for a New Point  
 Franchise Motor Vehicle Dealer in a County of More than  
 300,000 Population**

Pursuant to Section 320.642, Florida Statutes, Piaggio USA, Inc., intends to allow the establishment of Vespa Orlando d/b/a Vespa of Orlando, as a dealership for the sale of Piaggio and Vespa motor scooters, at 4 N. Summerlin Avenue, Orlando (Orange County), Florida 32801, on or after April 22, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Vespa Orlando d/b/a Vespa of Orlando are dealer operator(s) and principal investor(s): Ed Englander, 4 N. Summerlin Avenue, Orlando, FL 32801

The notice indicates 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: Mike Cunningham, Director, National Sales, Piaggio USA, Inc., 20003 South Rancho Way, Rancho Dominguez, CA 90220.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More than  
300,000 Population

Pursuant to Section 320.642, Florida Statutes, General Motors Corporation, intends to allow the establishment of Bill Heard Chevrolet, Inc.-Orlando East d/b/a Bill Heard Chevrolet, as a dealership for the sale of Chevrolet motor vehicles, at corner of East Colonial Drive and the proposed Woodbury Road extension, Orlando (Orange County), Florida on or after June 2, 2003. (Legal description as followed):

LOTS 11 THRU 16, BLOCK D AND LOTS 11 THRU 18, BLOCK C, OF MAY SPRING FARMS, PLAT BOOK V, PAGE 24 OF ORANGE COUNTY OFFICIAL RECORDS.

TOGETHER WITH

THE WEST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 SECTION 22, TOWNSHIP 22 SOUTH, RANGE 31 EAST.

TOGETHER WITH

THE EAST 1/2 OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 22, TOWNSHIP 22 SOUTH, RANGE 31 EAST.

TOGETHER WITH

THE WEST 1/2 OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4.

AND

THE EAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 22, TOWNSHIP 22 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA LYING NORTH OF S.R. 50, LESS THE EAST 20 FEET THEREOF,

AND

THE EAST 229 FEET OF THE WEST 1/2 OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22 LYING NORTH OF S.R. 50,

LESS AND EXCEPT THE SOUTH 250.00 FEET THEREOF AS MEASURED ALONG THE EAST AND WEST LINES OF THE EAST 229 FEET OF THE WEST 1/2 OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22.

BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 22; THENCE S 87°38'04" W ALONG THE NORTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22, 20.09 FEET TO THE POINT OF BEGINNING; THENCE S 00°19'43" E ALONG A LINE 20 WEST OF AND PARALLEL WITH THE EAST LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22, 1267.30 FEET TO THE ARC OF A CIRCULAR CURVE CONCAVE NORTHERLY, HAVING A RADIUS OF 11359.20, A CENTRAL ANGLE OF 1°38'54", A CHORD BEARING AND DISTANCE OF N 84°00'39" W, 326.80 FEET; THENCE ALONG THE ARC OF SAID CURVE AND NORTHERLY RIGHT-OF-WAY OF STATE ROAD 50 (EAST COLONIAL DRIVE), A 200 FOOT RIGHT-OF-WAY PER STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP, SECTION 7506-201, SHEET NO. 9, A DISTANCE OF 326.81 FEET; THENCE DEPARTING SAID NORTHERLY RIGHT-OF-WAY, N 00°26'56" W, 250.00 FEET; THENCE N 82°42'32" W, 230.28 FEET; THENCE S 00°29'55" E, 250.00 FEET TO SAID NORTHERLY RIGHT-OF-WAY; THENCE N 82°30'30" W ALONG SAID NORTHERLY RIGHT-OF-WAY, 1300.38 FEET; THENCE N 00°56'51" W, 968.74 FEET TO SAID NORTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4; THENCE N 87°58'06" E ALONG SAID NORTH LINE, 1295.91 FEET TO AN INTERSECTION WITH THE EAST LINE OF THE WEST 1/2 OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE CONTINUE ALONG SAID NORTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 N 87°58'43" E, 556.60 FEET TO THE POINT OF BEGINNING. CONTAINING 43.24 ACRES OF LAND. MORE OR LESS.

The name and address of the dealer operator(s) and principal investor(s) of Bill Heard Chevrolet, Inc.-Orlando East d/b/a Bill Heard Chevrolet are dealer operator(s) and principal investor(s): William T. Heard, Jr., 200 Brookstone Centre Parkway, Columbus, GA 31904.

The notice indicates 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: Jody L. Huey, Dealer Contractual Manager, General Motors Corporation, Mail Code 482-A07-C66, 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 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, AlphaSports, intends to allow the establishment of D & D Cycles, Inc., as a dealership for the sale of AlphaSports motorcycles, at 2400 Fernwood Street, Pensacola (Escambia County), Florida 32505, on or after May 2, 2003.

The name and address of the dealer operator(s) and principal investor(s) of D & D Cycles, Inc. are dealer operator: Robert D. McClendon, Jr. and Julie A. McClendon, 1174 Harrison Avenue, Gulf Breeze, FL 32563.

The notice indicates 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: Johnny Layfield, Vice President, AlphaSports, P. O. Box 208, Waverly Hall, GA 31831.

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, Cycle World Inc., intends to allow the establishment of Scooters of Palm Beach as a dealership for the sale of Peugeot Scooters, at 12550 South Military Trail, Suite #1, Boynton Beach (Palm Beach County), Florida 33436, on or after April 11, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Scooters of Palm Beach are dealer operator(s) and principal investor(s): Eddy Teixeira, 12550 South Military Trail, Suite #1, Boynton Beach, FL 33436.

The notice indicates 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: Darby Gippert, Director of Operations, Cycle World Inc., 8080 Belvedere Road, Suite #7, West Palm Beach, FL 33411.

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.

**LAND AND WATER ADJUDICATORY COMMISSION**

**NOTICE OF RECEIPT OF PETITION**

On February 28, 2003, the Florida Land and Water Adjudicatory Commission ("FLWAC" or "Commission") received a petition to establish the Tomoka Community Development District (the "District"). The Commission will follow the requirements of Rules Chapter 42-1, Florida Administrative Code (F.A.C.), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition.

SUMMARY OF CONTENTS OF PETITION: The petition filed by ICI Homes, Inc., on behalf of PlanMor, Inc., requests the Commission establish a community development district located in Flagler County, Florida. The land area proposed to be served by the District comprises approximately 2,100 acres. The proposed District is generally located in an area west of Interstate 95, northeast of U.S. Highway 1, south of Old Dixie Highway and bounded on the east by the Florida Power and Light Easement. There are two out-parcels located within the external boundaries of the proposed District which are to be excluded from the District. The out-parcels are a school site and agricultural lands, both of which are excluded from the DRI (defined hereinafter). The development plan for the proposed lands within the District includes the construction of approximately 2,500 residential units. The proposed land uses within the District are subject to the approved Plantation Bay Development of Regional Impact Development Orders ("DRI"). The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The District, if established, currently intends to participate in the provision of certain infrastructure improvements.

SUMMARY OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition to establish the District. The complete text of the SERC is contained as Exhibit 9 to the petition to establish the District. The scope of the SERC is limited to evaluating the regulatory costs consequences of approving the proposal to establish the District. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number and types of individuals likely to be required to comply with the rule or who will be affected; (b) a good faith estimate of the costs to any state and local government entities of implementing and enforcing the proposed rule, and any anticipated effect on state and local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities; (d) an analysis of the impact on small businesses, small counties, and small cities; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under paragraph (1)(a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the principle entities that are likely to be required to comply with the rules include the District, the State of Florida, and Flagler County. In addition, future property owners will be affected by the establishment of the proposed District. Under section (b), the FLWAC and State of Florida will incur minimal administrative costs. Flagler County will also incur one-time administrative costs which are offset by the required filing fee paid to Flagler County by the Petitioner. Adoption of the proposed rule to approve the formation of the District will not have adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem

special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future landowners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operations and maintenance of the District. Under section (d), approval of the petition to establish the District will have only incidental or a positive impact on a small business and will not have any impact on small counties and cities. Flagler County is not a small county as such is defined. Under section (e), the analysis was based on a straightforward application of economic theory with input received from the developer's engineer and other professionals associated with the developer.

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

TIME AND DATE: Friday, May 23, 2003, 9:00 a.m.

PLACE: Palm Coast Golf Resort Ballroom, 300 Clubhouse Drive, Palm Coast, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Jonathan T. Johnson, (850)222-7500, at least 5 business days in advance to make appropriate arrangements.

Copies of the petition may be obtained by contacting: Jonathan T. Johnson, Hopping Green & Sams, P.A., Post Office Box 6526, Tallahassee, Florida 32314 or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, Telephone (850)487-1884.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**CERTIFICATE OF NEED**

**NOTICE OF WITHDRAWAL**

The Agency for Health Care Administration hereby notices withdrawal from review of the following Certificate of Need applications:

County: Leon Service District: 2  
CON #: 9646 Decision Date: 4/16/2003 Decision: W  
Facility/Project: HealthSouth LTAC of Tallahassee, Inc.  
Applicant: HealthSouth LTAC of Tallahassee, Inc.  
Project Description: Establish a long-term care hospital of up to 40 beds

County: Hernando Service District: 3  
CON #: 9649 Decision Date: 4/16/2003 Decision: W  
Facility/Project: HealthSouth LTAC of Central Florida, Inc.  
Applicant: HealthSouth LTAC of Central Florida, Inc.  
Project Description: Establish a long-term care hospital of up to 40 beds



**Section XIII**  
**Index to Rules Filed During Preceding Week**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**RULES FILED BETWEEN April 14, 2003  
and April 18, 2003**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

12A-1.097	4/14/03	5/4/03	29/5	
12A-1.107	4/14/03	5/4/03	29/5	
12A-13.001	4/14/03	5/4/03	29/1	29/10
12A-13.002	4/14/03	5/4/03	29/1	29/10
12A-13.003	4/14/03	5/4/03	29/1	

**DEPARTMENT OF EDUCATION**

**Florida State University**

6C2-2.024	4/15/03	5/5/03	Newspaper	
6C2-2.0241	4/15/03	5/5/03	Newspaper	
6C2-2.02410	4/15/03	5/5/03	Newspaper	
6C2-2.02411	4/15/03	5/5/03	Newspaper	
6C2-2.02412	4/15/03	5/5/03	Newspaper	
6C2-2.02413	4/15/03	5/5/03	Newspaper	
6C2-2.02414	4/15/03	5/5/03	Newspaper	
6C2-2.02415	4/15/03	5/5/03	Newspaper	
6C2-2.02416	4/15/03	5/5/03	Newspaper	
6C2-2.02417	4/15/03	5/5/03	Newspaper	
6C2-2.02418	4/15/03	5/5/03	Newspaper	
6C2-2.02419	4/15/03	5/5/03	Newspaper	
6C2-2.0242	4/15/03	5/5/03	Newspaper	
6C2-2.02420	4/15/03	5/5/03	Newspaper	
6C2-2.02421	4/15/03	5/5/03	Newspaper	
6C2-2.02422	4/15/03	5/5/03	Newspaper	
6C2-2.02423	4/15/03	5/5/03	Newspaper	
6C2-2.02424	4/15/03	5/5/03	Newspaper	
6C2-2.0243	4/15/03	5/5/03	Newspaper	
6C2-2.0244	4/15/03	5/5/03	Newspaper	
6C2-2.0245	4/15/03	5/5/03	Newspaper	
6C2-2.0246	4/15/03	5/5/03	Newspaper	
6C2-2.0247	4/15/03	5/5/03	Newspaper	
6C2-2.0248	4/15/03	5/5/03	Newspaper	
6C2-2.0249	4/15/03	5/5/03	Newspaper	

**Miscellaneous Tax**

12B-4.001	4/14/03	5/4/03	29/5	29/11
12B-4.003	4/14/03	5/4/03	29/5	
12B-4.004	4/14/03	5/4/03	29/5	
12B-4.013	4/14/03	5/4/03	29/5	
12B-4.031	4/14/03	5/4/03	29/5	
12B-4.032	4/14/03	5/4/03	29/5	
12B-4.033	4/14/03	5/4/03	29/5	
12B-4.051	4/14/03	5/4/03	29/5	
12B-4.052	4/14/03	5/4/03	29/5	
12B-4.053	4/14/03	5/4/03	29/5	
12B-4.054	4/14/03	5/4/03	29/5	
12B-6.001	4/14/03	5/4/03	28/46	29/6
12B-6.002	4/14/03	5/4/03	28/46	
12B-6.0021	4/14/03	5/4/03	28/46	
12B-6.003	4/14/03	5/4/03	28/46	
12B-6.004	4/14/03	5/4/03	28/46	
12B-6.005	4/14/03	5/4/03	28/46	
12B-6.0051	4/14/03	5/4/03	28/46	
12B-6.006	4/14/03	5/4/03	28/46	
12B-6.007	4/14/03	5/4/03	28/46	
12B-6.008	4/14/03	5/4/03	28/46	
12B-7.008	4/14/03	5/4/03	29/5	29/12
12B-7.026	4/14/03	5/4/03	29/5	29/12
12B-8.003	4/14/03	5/4/03	29/5	

**Florida International University**

6C8-3.0081	4/18/03	5/8/03	Newspaper	
6C8-6.090	4/18/03	5/8/03	Newspaper	
6C8-6.100	4/18/03	5/8/03	Newspaper	

**Corporate, Estate and Intangible Tax**

12C-2.005	4/14/03	5/4/03	29/5	
12C-2.006	4/14/03	5/4/03	29/5	
12C-2.007	4/14/03	5/4/03	29/5	
12C-2.008	4/14/03	5/4/03	29/5	
12C-2.0115	4/14/03	5/4/03	29/5	
12C-2.012	4/14/03	5/4/03	29/5	
12C-3.008	4/14/03	5/4/03	29/5	
12C-3.012	4/14/03	5/4/03	29/5	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF TRANSPORTATION**

14-6.0011	4/18/03	5/8/03	29/11	
14-46.002	4/18/03	5/8/03	29/10	
14-46.003	4/18/03	5/8/03	29/10	

**ELDER AFFAIRS**

**Statewide Public Guardianship Office**

58M-2.001	4/14/03	5/4/03	28/41	29/11
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**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid Program Office**

59G-5.010	4/17/03	5/7/03	29/8	
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-550.310	4/14/03	4/14/03	29/2	
62-550.340	4/14/03	4/14/03	29/2	
62-550.500	4/14/03	4/14/03	29/2	
62-550.511	4/14/03	4/14/03	29/2	
62-550.512	4/14/03	4/14/03	29/2	
62-550.513	4/14/03	4/14/03	29/2	
62-550.515	4/14/03	4/14/03	29/2	
62-550.516	4/14/03	4/14/03	29/2	
62-550.519	4/14/03	4/14/03	29/2	
62-550.550	4/14/03	4/14/03	29/2	
62-560.610	4/14/03	4/14/03	29/2	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

64B2-11.003	4/14/03	5/4/03	29/11	
64B2-13.007	4/14/03	5/4/03	29/9	

**Board of Clinical Laboratory Personnel**

64B3-8.001	4/18/03	5/8/03	28/50	29/12
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**Board of Occupational Therapy**

64B11-5.001	4/17/03	5/7/03	29/11	
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**FLORIDA HOUSING FINANCE CORPORATION**

67-32.002	4/15/03	5/5/03	29/10	
67-32.004	4/15/03	5/5/03	29/10	
67-32.005	4/15/03	5/5/03	29/10	
67-32.006	4/15/03	5/5/03	29/10	
67-32.007	4/15/03	5/5/03	29/10	
67-32.009	4/15/03	5/5/03	29/10	
67-32.010	4/15/03	5/5/03	29/10	
67-32.011	4/15/03	5/5/03	29/10	
67-50.005	4/14/03	5/4/03	29/4	29/12
67-50.010	4/14/03	5/4/03	29/4	29/12
67-50.030	4/14/03	5/4/03	29/4	29/12
67-50.040	4/14/03	5/4/03	29/4	29/12
67-50.050	4/14/03	5/4/03	29/4	29/12
67-50.060	4/14/03	5/4/03	29/4	29/12
67-50.070	4/14/03	5/4/03	29/4	29/12
67-50.080	4/14/03	5/4/03	29/4	29/12

Section XIV  
List of Rules Affected

	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
	4-149.021	29/1	29/12	
	4-149.022	28/51		
	4-149.037	28/51	29/8	
	4-149.038	28/51		
	4-149.041	28/51		
	4-149.043	28/51	29/8	
w - Signifies Withdrawal of Proposed Rule(s)	4-149.101	24/3c		
c - Rule Challenge Filed		24/3c		
v - Rule Declared Valid	4-149.102	24/3c		
x - Rule Declared Invalid		24/3c		
d - Rule Challenge Dismissed	4-149.103	24/3c		
dw - Dismissed Upon Withdrawal		24/3c		
	4-149.104	24/3c		
Rule No.	Proposed	Amended	Adopted	4-149.105
	Vol./No.	Vol./No.	Vol./No.	24/3c
				24/3c
	STATE			4-149.106
				24/3c
1A-35.005	28/18			4-149.107
1A-35.007	28/18			24/3c
1B-24.002	26/43			4-149.108
1B-26.003	29/10			24/3c
1T-1.001	29/18			4-149.109
	29/18			24/3c
	29/18			4-149.110
				24/3c
	LEGAL AFFAIRS			4-149.1105
				24/3c
2A-2.002	29/4	29/13		4-149.111
2A-3.002	29/4		29/11	24/3c
				4-149.112
				24/3c
	BANKING AND FINANCE			4-149.113
				24/3c
3C-105.407	28/52			4-149.114
3D-30.028	29/16			24/3c
3E-48.005	28/42			4-149.115
3E-600.0132	28/40			24/3c
3F-5.010	28/48			4-149.116
3F-7.007	28/44		29/14	4-149.117
3F-7.015	28/44		29/14	24/3c
3F-9.002	28/52		29/12	4-149.118
				24/3c
	INSURANCE			4-149.119
				24/3c
4-137.001	29/12			4-149.120
4-138.001	29/12			24/3c
4-138.047	28/41			4-149.121
4-141.0016	21/2c			24/3c
4-143.007	29/18			4-149.122
4-143.008	29/18			24/3c
4-143.015	29/18			4-149.123
4-149	24/3c			24/3c
	24/3c			4-149.124
4-149.0025	28/51			24/3c
4-149.003	29/1	29/12		4-149.125
4-149.006	28/51			4-149.126
				24/3c
				4-149.127
				24/3c
				4-149.128
				24/3c
				4-149.129
				24/3c
				4-149.130
				24/3c

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-149.131	24/3c			4-228.055	26/35		
	24/3c			4A-3.002	27/12		
4-149.132	24/3c			4A-41.101	29/12		
	24/3c			4A-41.102	29/12		
4-149.133	24/3c			4A-41.103	29/12		
	24/3c			4A-41.104	29/12		
4-149.190	24/3c			4A-41.105	29/12		
4-154.112	29/16			4A-41.106	29/12		
4-154.201	29/18			4A-41.107	29/12		
4-154.202	29/18			4A-50.005	28/23		29/11w
4-154.203	29/18			4A-61.001	29/15		
4-154.204	29/18			4A-63.001	29/10		
4-154.210	29/18			4A-64.005	29/18		
4-154.402	28/33		29/18w	4C-40.0055	28/47		
4-154.403	28/33		29/18w	4J-6.001	29/9		29/17
4-154.404	28/33		29/18w	4L-6.007	28/52		29/12
4-154.405	28/33		29/18w	4L-6.012	28/52		29/12
4-154.406	28/33		29/18w	4L-6.015	28/49		29/12
4-154.407	28/33		29/18w	4L-6.018	28/49		29/12
4-154.4071	28/33		29/18w	4L-6.022	28/45	28/51	29/12
4-154.408	28/33		29/18w			29/5	29/12
4-154.411	28/33		29/18w				
4-154.412	28/33		29/18w				
4-154.502	28/33		29/18w				
4-154.503	28/33		29/18w	5B-58.001	27/29		
4-154.504	28/33		29/18w		27/42	27/49	
4-154.506	28/33		29/18w	5B-58.001(16)	27/50c		
4-154.507	28/33		29/18w	5E-2.0105	28/51		29/12
4-154.508	28/33		29/18w	5E-2.0311	28/51		29/12
4-154.512	28/33		29/18w	5E-14.102	29/3		29/15
4-154.516	28/33		29/18w	5E-14.105	29/3		29/15
4-154.517	28/33	28/52	29/18w	5E-14.106	29/3		29/15
4-154.518	28/33		29/18w	5E-14.108	29/3	29/10	29/15
4-154.5181	28/33		29/18w	5E-14.112	29/3	29/10	29/15
4-154.525	29/16			5E-14.113	29/3		29/15
4-156.011	29/1	29/12		5E-14.123	29/3		29/15
4-163.0045	29/16			5E-14.142	29/3		29/15
4-167.002	27/14			5F-2.001	29/17		
4-170.013	29/13			5F-2.014	29/17		
4-170.014	29/13			5F-3.001	29/17		
4-170.0141	29/13			5F-3.016	29/17		
4-170.0142	29/13			5F-5.001	29/17		
4-170.015	29/13			5F-7.005	29/17		
4-175.003	29/13			5J-8.003	28/41		
4-189.003	29/18			5J-9.002	28/41		
4-189.0055	29/18			5J-9.006	28/41		
4-191.051	29/1	29/12		5J-10.002	28/41		
4-193.065	27/27			5J-13.002	28/41		
	29/18			5J-13.003	28/41		
4-203.042	29/1	29/12		5M-4.001	29/17		
4-211.031	27/44			5M-4.002	29/17		
4-211.042	29/12			5M-4.003	29/17		
4-211.320	29/16			5M-4.004	29/17		

AGRICULTURE AND CONSUMER SERVICES

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
EDUCATION				6C7-1.0122	Newspaper		29/11
6A-1.0014	29/11			6C7-1.014	Newspaper		29/11
6A-1.094221	29/11			6C7-1.017	Newspaper		29/11
6A-3.0141	29/16			6C7-2.001	Newspaper		29/16
6A-3.0171	29/7		29/16	6C7-2.006	Newspaper		29/11
6A-3.0291	29/7		29/16	6C7-2.009	Newspaper		29/11
6A-4.0021	29/3		29/12	6C7-2.010	Newspaper		29/11
6A-4.00821	29/3		29/12	6C7-2.011	Newspaper		29/11
6A-4.028	29/16			6C7-2.0121	Newspaper		29/16
6A-4.0323	29/16			6C7-2.013	Newspaper		29/11
6A-4.0332	29/16			6C7-2.023	Newspaper		29/11
6A-6.080	16/30			6C7-2.027	Newspaper		29/16
6A-14.057	29/16			6C7-2.0271	Newspaper		29/11
6A-14.072	29/11			6C7-2.029	Newspaper		29/11
6C2-2.015	Newspaper		29/11	6C7-2.031	Newspaper		29/16
6C2-2.024	Newspaper		29/18	6C7-3.001	Newspaper		29/11
6C2-2.0241	Newspaper		29/18	6C7-3.00101	Newspaper		29/11
6C2-2.02410	Newspaper		29/18	6C7-3.0031	Newspaper		29/11
6C2-2.02411	Newspaper		29/18	6C7-3.0032	Newspaper		29/11
6C2-2.02412	Newspaper		29/18	6C7-3.008	Newspaper		29/11
6C2-2.02413	Newspaper		29/18	6C7-3.0091	Newspaper		29/11
6C2-2.02414	Newspaper		29/18	6C7-3.010	Newspaper		29/16
6C2-2.02415	Newspaper		29/18	6C7-3.011	Newspaper		29/11
6C2-2.02416	Newspaper		29/18	6C7-3.0121	Newspaper		29/16
6C2-2.02417	Newspaper		29/18	6C7-3.0122	Newspaper		29/16
6C2-2.02418	Newspaper		29/18	6C7-3.0123	Newspaper		29/16
6C2-2.02419	Newspaper		29/18	6C7-3.0124	Newspaper		29/11
6C2-2.0242	Newspaper		29/18	6C7-3.0132	Newspaper		29/11
6C2-2.02420	Newspaper		29/18	6C7-3.0133	Newspaper		29/16
6C2-2.02421	Newspaper		29/18	6C7-3.0134	Newspaper		29/16
6C2-2.02422	Newspaper		29/18	6C7-3.014	Newspaper		29/16
6C2-2.02423	Newspaper		29/18	6C7-3.017	Newspaper		29/11
6C2-2.02424	Newspaper		29/18	6C7-3.018	Newspaper		29/16
6C2-2.0243	Newspaper		29/18	6C7-3.019	Newspaper		29/11
6C2-2.0244	Newspaper		29/18	6C7-3.0191	Newspaper		29/16
6C2-2.0245	Newspaper		29/18	6C7-3.026	Newspaper		29/11
6C2-2.0246	Newspaper		29/18	6C7-3.0261	Newspaper		29/11
6C2-2.0247	Newspaper		29/18	6C7-3.0262	Newspaper		29/16
6C2-2.0248	Newspaper		29/18	6C7-3.030	Newspaper		29/11
6C2-2.0249	Newspaper		29/18	6C7-3.032	Newspaper		29/11
6C2-2.025	Newspaper		29/16	6C7-4.007	Newspaper		29/11
6C2-4.001	Newspaper		29/15	6C7-4.008	Newspaper		29/17
6C2-4.0015	Newspaper		29/15	6C7-4.010	Newspaper		29/17
6C2-4.070	Newspaper		29/15	6C7-4.013	Newspaper		29/11
6C4-4.01209	Newspaper		29/17	6C7-4.014	Newspaper		29/11
6C4-4.02000	Newspaper		29/17	6C7-4.019	Newspaper		29/17
6C4-4.02010	Newspaper		29/17	6C7-4.0191	Newspaper		29/11
6C4-4.02020	Newspaper		29/17	6C7-4.029	Newspaper		29/17
6C4-4.02030	Newspaper		29/17	6C7-4.0291	Newspaper		29/17
6C4-4.02040	Newspaper		29/17	6C7-4.0292	Newspaper		29/17
6C4-4.02050	Newspaper		29/17	6C7-4.0293	Newspaper		29/11
6C4-4.02060	Newspaper		29/17	6C7-4.031	Newspaper		29/11
6C4-4.02070	Newspaper		29/17	6C7-4.032	Newspaper		29/11
6C4-4.02080	Newspaper		29/17	6C7-4.033	Newspaper		29/17
6C7-1.011	Newspaper		29/11	6C7-4.034	Newspaper		29/13
				6C7-4.036	Newspaper		29/11

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
6C7-4.038	Newspaper		29/11	6C7-7.221	Newspaper		29/11
6C7-5.0021	Newspaper		29/16	6C7-7.222	Newspaper		29/11
6C7-5.003	Newspaper		29/16	6C7-7.301	Newspaper		29/11
6C7-5.0041	Newspaper		29/16	6C7-7.302	Newspaper		29/11
6C7-5.0042	Newspaper		29/16	6C7-7.303	Newspaper		29/11
6C7-5.0043	Newspaper		29/16	6C7-7.401	Newspaper		29/11
6C7-6.0071	Newspaper		29/11	6C7-7.402	Newspaper		29/11
6C7-6.009	Newspaper		29/11	6C7-7.403	Newspaper		29/11
6C7-7.101	Newspaper		29/11	6C8-3.0081	Newspaper		29/18
6C7-7.102	Newspaper		29/11	6C8-6.090	Newspaper		29/18
6C7-7.103	Newspaper		29/11	6C8-6.100	Newspaper		29/18
6C7-7.104	Newspaper		29/11	6C10-1.005	Newspaper		29/11
6C7-7.105	Newspaper		29/11	6C11-4.003	Newspaper		29/15
6C7-7.106	Newspaper		29/11	6C11-4.004	Newspaper		29/15
6C7-7.107	Newspaper		29/11	6C11-6.002	Newspaper		29/15
6C7-7.1072	Newspaper		29/11	6D-14.002	29/3		
6C7-7.108	Newspaper		29/11	6E-2.0041	28/43	29/5	
6C7-7.109	Newspaper		29/11			29/14	
6C7-7.111	Newspaper		29/11	6E-2.008	28/43	29/5	29/13
6C7-7.112	Newspaper		29/11	6E-2.0081	28/43	29/5	29/13
6C7-7.114	Newspaper		29/11	6E-2.010	28/43	29/5	29/13
6C7-7.115	Newspaper		29/11	6E-3.002	28/43		
6C7-7.116	Newspaper		29/11	6E-4.005	28/43	29/5	29/13
6C7-7.117	Newspaper		29/11	6F-1.001	28/44		
6C7-7.118	Newspaper		29/11	6F-2.001	28/44		
6C7-7.119	Newspaper		29/11	6F-2.0015	28/44		
6C7-7.120	Newspaper		29/11	6F-2.0016	28/44		
6C7-7.121	Newspaper		29/11	6F-2.0017	28/44		
6C7-7.122	Newspaper		29/11	6F-2.002	28/44		
6C7-7.123	Newspaper		29/11	6F-2.0024	28/44		
6C7-7.124	Newspaper		29/11	6F-2.0026	28/44		
6C7-7.125	Newspaper		29/11	6F-2.003	28/44		
6C7-7.126	Newspaper		29/11	6F-2.004	28/44		
6C7-7.127	Newspaper		29/11	6F-3.001	28/44		
6C7-7.128	Newspaper		29/11	6F-3.002	28/44		
6C7-7.129	Newspaper		29/11	6F-4.001	28/44		
6C7-7.130	Newspaper		29/16	6L-1.001	28/12		
6C7-7.201	Newspaper		29/11	6L-1.002	28/12		
6C7-7.202	Newspaper		29/11	6L-1.004	28/12		
6C7-7.203	Newspaper		29/11	6L-1.005	28/12		
6C7-7.204	Newspaper		29/11	6L-1.006	28/12		
6C7-7.205	Newspaper		29/11	6L-1.007	28/12		
6C7-7.206	Newspaper		29/11	6L-1.008	28/12		
6C7-7.207	Newspaper		29/11	6L-1.009	28/12		
6C7-7.208	Newspaper		29/11	6L-1.010	28/12		
6C7-7.209	Newspaper		29/11	6L-1.011	28/12		
6C7-7.210	Newspaper		29/11	6L-1.012	28/12		
6C7-7.212	Newspaper		29/11	6L-1.013	28/12		
6C7-7.213	Newspaper		29/11				
6C7-7.214	Newspaper		29/11				
6C7-7.215	Newspaper		29/11				
6C7-7.216	Newspaper		29/11	9B-1.002	29/13		
6C7-7.217	Newspaper		29/11	9B-1.003	29/13		
6C7-7.219	Newspaper		29/11	9B-1.004	29/13		
6C7-7.220	Newspaper		29/11	9B-1.0055	29/13		
				9B-1.006	29/13		

COMMUNITY AFFAIRS

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
9B-1.007	29/13			LAW ENFORCEMENT			
9B-1.0085	29/13			11B-27.006	27/17		
9B-1.009	29/13			11B-30.014	19/40		
9B-1.0095	29/13			REVENUE			
9B-1.011	29/13			12-3.0012	28/51		
9B-1.016	29/13			12-3.0017	28/51		
9B-1.017	29/13			12-3.012	29/17		
9B-1.0211	29/13			12-17.001	29/2		29/17
9B-1.027	29/13		29/16	12-17.002	29/2		29/17
9B-1.028	29/13		29/16	12-17.003	29/2		29/17
9B-3.047	26/7		29/16	12-17.004	29/2		29/17
	28/46	29/2	29/16	12-17.005	29/2		29/17
		29/9	29/16	12-17.006	29/2	29/11	29/17
9B-3.054	29/13			12-17.007	29/2		29/17
9B-22.002	29/10			12-17.008	29/2	29/11	29/17
9B-22.004	29/10			12-17.009	29/2		29/17
9B-22.006	29/10			12-17.010	29/2		29/17
9B-22.007	29/10			12-24.001	29/7		
9B-22.008	29/10			12-24.002	29/7		
9B-22.011	29/10			12-24.003	29/7		
9B-72.010	29/11	29/18		12-24.004	29/7		
9B-72.030	29/11			12-24.005	29/7		
9B-72.040	29/11	29/18		12-24.006	29/7		
9B-72.045	29/11	29/18		12-24.007	29/7		
9B-72.050	29/11	29/18		12-24.008	29/7		
9B-72.060	29/11			12-24.009	29/7		
9B-72.070	29/11	29/18		12-24.010	29/7		
9B-72.090	29/11	29/18		12-24.021	29/7		
9B-72.100	29/11	29/18		12-24.022	28/4		
9B-72.130	29/11			12-24.023	29/7		
9J-2.010	29/8			12A-1.0015	29/5		
9J-2.015	29/8			12A-1.005	29/1		29/15
9J-2.016	29/8			12A-1.007	28/46		29/15
9J-2.0185	29/8				29/1		29/15
9J-2.024	29/8			12A-1.011	28/46		29/15
9J-2.025	29/8			12A-1.014	29/1		29/15
9J-2.0251	29/8			12A-1.0141	29/1		29/15
9J-2.027	29/8			12A-1.0161	29/1		29/15
9J-2.029	29/8			12A-1.022	28/46	29/9	29/15
9J-2.041	29/8			12A-1.034	29/1		29/15
9J-2.043	29/8			12A-1.038	28/27		
9J-2.044	29/8				29/5	29/18	
9J-2.045	29/8				29/17		
9J-2.046	29/8			12A-1.039	29/5		
9J-2.048	29/8			12A-1.051	29/1		29/15
9J-5.0055	18/40			12A-1.053	28/46		29/15
9K-8.011	28/13			12A-1.056	29/1		29/15
HEALTH AND REHABILITATIVE SERVICES				12A-1.0565	29/1		29/15
10-5.011(1)(v)	15/46c			12A-1.059	28/46		29/15
10M-9.026	22/1				29/5		
10M-9.045	22/1						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
12A-1.060	29/1 29/5	29/10	29/15	12B-4.032	29/5		29/18
12A-1.064	29/5	29/18		12B-4.033	29/5		29/18
12A-1.0641	29/5			12B-4.051	29/5		29/18
12A-1.071	29/5			12B-4.052	20/9	20/32	29/18
12A-1.0911	29/5				29/5		29/18
12A-1.0911	29/5			12B-4.053	20/9	20/32	29/18
12A-1.0935	29/17				29/5		29/18
12A-1.094	28/27	28/41		12B-4.054	29/5		29/18
12A-1.094(1)-(4)	28/35c			12B-6.001	28/46	29/6	29/18
12A-1.095	29/17					29/8	29/18
12A-1.0955	29/17			12B-6.002	28/46		29/18
12A-1.097	29/1	29/10	29/15	12B-6.0021	28/46		29/18
	29/5		29/18	12B-6.003	28/46		29/18
12A-1.103	29/1		29/15	12B-6.004	28/46		29/18
12A-1.107	29/5		29/18	12B-6.005	28/46		29/18
12A-6.038	29/17			12B-6.0051	28/46		29/18
12A-12.003	29/1		29/15	12B-6.006	28/46		29/18
12A-12.004	29/1		29/15	12B-6.007	28/46		29/18
12A-13.001	29/1	29/10	29/18	12B-6.008	28/46		29/18
12A-13.002	29/1	29/10	29/18	12B-7.008	29/5	29/12	29/18
		29/12	29/18	12B-7.026	29/5	29/12	29/18
12A-13.003	29/1		29/18	12B-8	23/8c		
12A-15.003	29/1	29/10	29/15	12B-8.003	29/5		29/18
12A-15.0035	29/1		29/15	12B-8.006	29/17		
12A-15.004	29/1		29/15	12B-11.005	29/1		29/15
12A-15.008	29/1		29/15	12B-11.006	29/1		29/15
12A-15.009	29/1		29/15	12B-11.009	29/1		29/15
12A-15.013	29/1		29/15	12B-12.005	29/1		29/15
12A-15.014	29/1		29/15	12B-12.006	29/1		29/15
12A-15.015	29/1		29/15	12B-12.007	29/1		29/15
12A-16.004	29/1		29/15	12B-12.009	29/1		29/15
12A-16.006	29/1		29/15	12C-1.022	29/5	29/11	
12A-16.007	29/1		29/15	12C-1.051	29/5		
12A-16.008	29/1		29/15	12C-2.005	29/5		29/18
12A-17.004	29/17			12C-2.006	29/5		29/18
12A-19.010	28/46		29/15	12C-2.007	29/5		29/18
12A-19.020	28/46	29/9	29/15	12C-2.008	29/5		29/18
	29/17			12C-2.0115	29/5		29/18
12A-19.030	28/46		29/15	12C-2.012	29/5		29/18
12A-19.043	28/46		29/15	12C-3.008	29/5		29/18
12A-19.050	28/46		29/15	12C-3.012	29/5		29/18
12A-19.100	28/46	29/9	29/15	12D-10.0044	28/40	28/48	
	29/17					29/3	
12BER03-1			29/15			29/9	
12BER03-2			29/15			29/15	
12BER03-3			29/15	12E-1.022	29/3		
12BER03-4			29/15				
12B-4.001	29/5	29/11	29/18				
12B-4.003	29/5		29/18				
12B-4.004	29/5		29/18	14-6.0011	29/11		29/18
12B-4.013	20/9	20/32	29/18	14-10.0052	28/47		
		20/36	29/18	14-12.021	29/6		
	29/5		29/18	14-15.002	28/13		
12B-4.031	29/5		29/18	14-15.003	26/46		
				14-15.0081	28/34	28/45	29/14

TRANSPORTATION

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
14-40.020	23/32	23/49 24/49	29/11 29/11	18-23.002	28/52	29/11	
	28/51		29/11	18-23.007	28/52	29/11	
14-40.021	23/32	23/49	29/11	18-23.010	28/52	29/11	
	28/51		29/11	STATE BOARD OF ADMINISTRATION			
14-40.022	28/51		29/11	19-8.010	29/8		
14-40.023	28/51		29/11	19-8.012	29/8		
14-46.002	29/10		29/18	19-8.013	29/8	29/16	
14-46.003	29/10		29/18	19-8.028	29/16		
14-57.010	28/48	29/5	29/11	19-8.029	29/8		
14-57.011	28/48	29/5	29/11	19-8.030	29/8		
14-57.012	28/48	29/5	29/11	19-8.031	29/8		
14-75.0022	28/23	29/11	29/17	19B-15.001	28/8		
14-75.003	28/23	29/11	29/17	19B-15.002	28/8		
14-75.004	28/23	29/11	29/17	19B-15.003	28/8		
14-75.0051	28/23	29/11	29/17	19B-15.004	28/8		
14-75.0052	28/23		29/17	19B-15.005	28/8		
14-87.0011	29/14			19B-15.006	28/8		
14-87.002	29/14			19B-15.007	28/8		
14-87.004	29/14			19B-15.008	28/8		
HIGHWAY SAFETY AND MOTOR VEHICLES				19B-15.009	28/8		
15C-7.003	29/12			19B-15.010	28/8		
				19B-15.011	28/8		
ENVIRONMENTAL REGULATION				CITRUS			
17-503.420	16/15			20-2.002	29/1	29/10	29/16
17-503.430	16/15			20-2.003	29/1	29/10	29/16
17-503.500	16/15			20-15	29/13c		
17-660.300	15/50	16/8		20-15.001	28/46	29/10	
17-671.100	15/32			20-15.002	28/46		
17-671.200	15/32			20-15.003	28/46	29/10	
17-671.300	15/32			20-34.004	29/17		
17-671.310	15/32			20-34.005	29/17		
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST				20-34.006	29/7		29/17
				20-39.003	29/7		29/17
				20-39.017	29/1	29/10	29/16
18-21.003	29/1			20-107.001	29/17		
	29/5			20-107.002	29/17		
	29/13			20-107.003	29/17		
18-21.004	25/48	25/50		20-107.004	29/17		
	29/1			20-107.005	29/17		
	29/5			20-107.006	29/17		
	29/13			20-108.001	29/16		
18-21.0051	29/1			PROFESSIONAL REGULATION			
	29/5			21M-49.002	19/6c		
18-21.009	29/1			21M-50.002	19/6c		
	29/5			21M-50.003	19/6c		
18-21.010	29/1			21M-50.007	19/6c		
	29/5			21M-50.009	19/6c		
18-21.011	29/1						
	29/5						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
PUBLIC SERVICE COMMISSION				CORRECTIONS			
25-4.119	29/6		29/14	33-2.001	23/25		
25-6.0183	29/9		29/17	33-3.0081	25/35	25/43	
25-7.072	29/16			33-3.0082	25/35	25/43	
25-17.0832	29/7	29/14		33-3.0084	25/35	25/43	
25-22.082	28/43	28/50		33-3.0085	25/35	25/43	
		29/3		33-3.015	21/43		
		29/17		33-3.018	17/14		
25-24.491	28/42	29/6	29/11	33-8.0142	19/43		
25-24.830	29/6		29/14	33-22.003	17/12		
25-24.840	29/6		29/14	33-22.009	17/12		
				33-22.011	17/12		
EXECUTIVE OFFICE OF THE GOVERNOR				33-32.021	19/5		
				33-32.022	19/5		
27E-4.001	20/11			33-38.001	25/35	25/43	
27E-4.002	20/11			33-38.003	25/35	25/43	
27E-4.003	20/11			33-38.005	25/35	25/43	
27E-4.004	20/11			33-38.006	25/35	25/43	
27E-4.005	20/11			33-38.009	25/35	25/43	
27E-4.006	20/11			33-38.010	25/35	25/43	
27E-4.007	20/11			33-38.011	25/35	25/43	
27E-4.008	20/11			33-38.012	25/35	25/43	
				33-103.007	29/18		
ADMINISTRATION COMMISSION				33-103.008	29/18		
				33-103.013	29/18		
28-106.201	28/33c		29/14d	33-103.014	29/18		
				33-203.201	29/14		
REGIONAL PLANNING COUNCILS				33-204.005	29/18		
29C-1.001	29/4		29/17	33-204.111	27/29		
29C-1.002	29/4		29/17	33-208.101	29/11		
29C-1.003	29/4		29/17	33-208.507	26/16		
29C-1.004	29/4		29/17	33-210	28/52c		
29C-1.005	29/4		29/17	33-210.101	28/52c		
	29/4				29/14		
29C-1.006	29/4		29/17	33-210.102	28/52c		
29C-1.0071	29/4		29/17		29/6	29/11	
29C-1.0072	29/4		29/17	33-210.103	28/52c		
29C-1.008	29/4		29/17	33-301.103	29/7		29/15
29C-1.010	29/4		29/17	33-301.104	29/7		29/15
29C-1.011	29/4		29/17	33-301.105	29/7		29/15
29C-1.012	29/4		29/17	33-302.105	29/7		
29C-1.013	29/4		29/17	33-302.106	29/7		29/15
29C-1.014	29/4		29/17	33-302.111	29/18		
29C-1.015	29/4		29/17	33-501.401	29/14		
29C-1.017	29/4		29/17	33-508.101	28/13		
29C-1.018	29/4		29/17	33-601.101(1)(a)5.,			
29C-9.001	29/4		29/17	(2),(7)	28/39c		
				33-601.720	29/14		
				33-601.725	28/4	28/9	
					29/14		
				33-601.738	26/48	27/38	
				33-603.101	29/11		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
METROPOLITAN PLANNING ORGANIZATIONS				40E-1.614	20/18	21/36	
35I-1.009	29/2		29/16	40E-1.669	19/4c		
LABOR AND EMPLOYMENT SECURITY				40E-2.011	29/17		
38E-106.401	24/1			40E-2.091	29/13		
38F-8.055	22/4				29/17		
38I-60.200	20/7			40E-2.301	29/17		
38K-1.0045	23/27			40E-2.321	29/17		
WATER MANAGEMENT DISTRICTS				40E-3.011	28/5		29/13w
40B-1	29/13c			40E-3.032	28/5		
40C-1.101	27/52			40E-3.0391	28/5		
40C-1.181	20/18			40E-4.0415	20/18	21/36	29/15
40C-8.031	29/4	29/13			28/48		29/15
40C-400.201	21/48	21/48		40E-4.051	20/18	21/36	29/15
40D-0.201	20/3				28/48		29/15
40D-1.202	19/36	19/42		40E-4.091	20/18	21/36	29/15
40D-1.607	29/10				28/48		29/15
40D-2.031	20/48			40E-4.101	20/18	21/36	29/15
40D-2.041	20/48				28/48	29/9	29/15
40D-2.091	22/48			40E-4.305	20/18	21/36	29/15
40D-2.301	22/48				28/48		29/15
40D-2.331	20/48			40E-4.361	20/18	21/36	29/15
40D-2.601	20/48				28/48	29/9	29/15
40D-3.037	29/16			40E-4.371	28/48		29/15
40D-4.041	29/4		29/12	40E-4.381	20/18	21/36	29/15
40D-4.091	22/48				28/48	29/9	29/15
	25/3			40E-5.011	29/17		
	29/4		29/12	40E-5.021	29/17		
	29/10			40E-5.041	29/17		
	29/18			40E-5.051	29/17		
40D-4.201	21/22			40E-5.101	29/17		
40D-4.351	29/18			40E-5.301	29/17		
40D-6.521	24/50			40E-5.321	29/17		
40D-8.624	23/38	24/48		40E-5.331	29/17		
40D-8.6240	23/38	24/48		40E-5.381	29/17		
40D-22.011	28/47			40E-7.203	29/17		
40D-22.101	28/47			40E-7.206	29/17		
40D-22.201	28/47			40E-7.2081	29/17		
40D-22.302	28/47			40E-7.2091	29/17		
40D-22.303	28/47			40E-7.2101	29/17		
40D-22.401	28/47			40E-7.2111	29/17		
40D-40.021	29/10			40E-7.2121	29/17		
40D-40.302	29/10			40E-7.213	29/17		
40D-40.321	29/10			40E-7.214	28/43		29/13
40D-40.381	29/10			40E-7.215	28/43	28/51	29/13
40D-45.341	19/42	20/3		40E-7.216	28/43		29/13
40D-602.221	28/47			40E-7.217	28/43		29/13
40E-1.510	20/18	21/36		40E-7.218	28/43		29/13
40E-1.603	19/4c			40E-7.219	28/43		29/13
40E-1.606	19/4c			40E-7.219	28/43		29/13
40E-1.607	19/43			40E-7.523	28/39		
	29/17			40E-7.532	28/39		
40E-1.612	20/18	21/36		40E-7.532	28/39		
				40E-7.532	28/39		
				40E-7.637	29/17		
				40E-7.639	22/23	22/37	
				40E-7.664	29/17		
				40E-8.011	29/2		29/13
				40E-8.021	29/2		29/13

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
40E-8.221	29/2		29/13	MARINE FISHERIES COMMISSION			
40E-8.421	29/2		29/13	46-15.002	21/35		
40E-20.011	29/17			46-21.007(1)	18/2		
40E-20.091	29/17			46-24.003	21/27		
40E-20.101	29/17			46-37.001	20/18		
40E-20.301	29/17			46-37.002	20/18	20/25	
40E-20.302	29/17			46-37.003	20/18		
40E-20.321	29/17			46-37.004	20/18	20/25	
40E-20.331	29/17			46-37.005	20/18		
40E-20.651	29/17			46-37.006	20/18	20/25	
40E-24.011	29/4			46-42.003	20/35		
40E-24.101	29/4			46-47.007	22/27		
40E-24.201	29/4			LOTTERY			
40E-24.301	29/4			53ER02-66			28/52
40E-24.401	29/4			53ER02-68			28/52
40E-40.141	28/48		29/15	53ER03-1			29/3
40E-40.381	28/48		29/15	53ER03-2			29/3
40E-63.223	27/2	27/9		53ER03-3			29/3
40E-400.021	20/18	21/36	29/15	53ER03-4			29/4
	28/48		29/15	53ER03-5			29/4
40E-400.315	20/18	21/36	29/15	53ER03-6			29/5
		21/36	29/15	53ER03-7			29/6
	28/48	29/9	29/15	53ER03-8			29/6
40E-400.417	20/18	21/36	29/15	53ER03-9			29/7
	28/48		29/15	53ER03-10			29/7
40E-400.467	20/18	21/36	29/15	53ER03-11			29/9
	28/48		29/15	53ER03-12			29/9
40E-400.483	28/48		29/15	53ER03-13			29/11
40E-400.485	20/18	21/36	29/15	53ER03-14			29/11
	28/48		29/15	53ER03-15			29/11
40E-601.314	26/9			53ER03-16			29/13
COMMISSION FOR THE TRANSPORTATION DISADVANTAGED				53ER03-17			29/13
41-2.006	29/15			53ER03-18			29/13
41-2.012	29/15			53ER03-19			29/15
FLORIDA LAND AND WATER ADJUDICATORY COMMISSION				53ER03-20			29/15
42GG-1.001	29/11			53ER03-21			29/17
42GG-1.002	29/11			53ER03-22			29/17
42GG-1.003	29/11			53ER03-23			29/16
42JJ-1.001	28/44			53-16.009	29/7		
42JJ-1.002	28/44			53-19.0035	25/43		
42JJ-1.003	28/44			ELDER AFFAIRS			
EXPRESSWAY AUTHORITIES				58A-1.001	28/42		
45A-2.001	21/49			58A-1.004	28/42		
				58A-1.006	28/42		
				58A-1.007	28/42		
				58C-1.003	29/11		29/14w
				58DER03-1			29/13
				58M-2.001	28/41	29/11	29/18

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
AGENCY FOR HEALTH CARE ADMINISTRATION				59E-5.308	29/16		
				59E-5.309	29/16		
59-1	28/33c		29/14d	59E-5.310	29/16		
	29/8c			59E-5.311	29/16		
	29/13c		29/13d	59E-5.312	29/16		
59A-2.024	20/1			59E-5.314	29/16		
59A-3.170	21/20			59E-5.315	29/16		
59A-3.180	21/3			59E-5.316	29/16		
59A-3.2055	22/52	23/10		59E-5.317	29/16		
59A-5.022	26/39	27/10		59E-5.318	29/16		
59A-7.020	20/25			59E-5.401	29/16		
59A-7.021	28/48	29/6	29/12	59E-5.402	29/16		
59A-7.036	28/48	29/6	29/12	59E-5.501	29/16		
59A-12.002	28/43	29/8	29/14	59E-5.502	29/16		
59A-12.003	28/43		29/14	59E-5.503	29/16		
59A-12.004	28/43		29/14	59E-5.504	29/16		
59A-12.006	28/43	29/8	29/14	59E-5.505	29/16		
59A-12.007	28/43		29/14	59E-5.506	29/16		
59A-12.0071	28/43	29/8	29/14	59E-5.507	29/16		
59A-12.0072	28/43		29/14	59E-5.605	29/10		
59A-12.010	28/43		29/14	59E-5.607	29/16		
59A-12.020	26/32	26/36		59F-1.002	20/33		
59A-18.003	26/25			59G-4.010	29/18		
59A-25.002	29/1		29/15	59G-4.030	29/18		
59B-7.020	19/30			59G-4.040	29/18		
59B-7.021	19/30			59G-4.055	21/39	21/45	
59B-7.022	19/30			59G-4.060	29/18		
59B-7.023	19/30			59G-4.070	27/6	27/18	
59B-7.024	19/30			59G-4.110	29/18		
59B-7.025	19/30			59G-4.190	29/6		
59B-7.026	19/30			59G-4.210	29/18		
59B-7.027	19/30			59G-4.220	29/18		
59B-7.028	19/30			59G-4.230	29/18		
59B-7.029	19/30			59G-4.231	29/18		
59C-1.008	29/16			59G-4.240	29/10	29/12	
59C-1.0355(4)(d)	27/49c			59G-4.270	29/18		
59C-1.045	29/7			59G-4.340	29/18		
59E-1.001	20/27			59G-5.010	29/8		29/18
59E-1.002	20/27			59G-6.010	29/14		
59E-1.003	20/27			59G-6.020	29/17	29/18	
59E-1.004	20/27			59G-8.200	29/8		
59E-1.005	20/27			59G-11.001	29/1		29/16
59E-1.006	20/27			59G-11.002	29/1		29/16
59E-1.007	20/27			59G-11.003	29/1	29/10	29/16
59E-5.101	29/1		29/11	59G-11.004	29/1		29/16
59E-5.102	29/1		29/11	59G-208.101	27/4	27/16	
	29/9			59H-1.00352	26/3	26/17	
59E-5.103	29/1		29/11	59M-3.005	21/25		
59E-5.205	29/1		29/11	59O-2.002	22/34	24/49	
59E-5.301	29/16			59O-2.003	22/34	24/49	
59E-5.302	29/16			59O-3.002	22/34	24/49	
59E-5.303	29/16			59O-9.003	22/34	24/48	
59E-5.304	29/16			59Q-9.002	20/39		
59E-5.305	29/16			59R-62.010	21/5		
59E-5.306	29/16			59R-62.040	21/5		
59E-5.307	29/16			59T-11.013	23/22	23/35	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
59T-14.004	23/22	23/35		60L-32.005	27/45	27/52	29/13
59T-15.002	23/22	23/35			28/42		29/13
59T-16.001	23/22	23/35		60L-33.002	27/45	27/49	29/13
59T-16.002	23/22	23/35			28/42		29/13
59U-11.019	20/51	21/7		60L-33.003	27/45	27/49	29/13
59U-14.002	23/24	23/35			28/42		29/13
59V-3.007	20/34	20/48		60L-33.0031	28/42		29/13
59Y-5.001	23/11			60L-33.0032	28/42		29/13
				60L-33.0033	28/42		29/13
MANAGEMENT SERVICES				60L-33.004	28/42		29/13
60-1	28/42c			60L-33.007	28/42		29/13
60-8.001	28/34			60S-1.002	29/17		
60-8.002	28/34			60S-1.004	29/17		
60-8.003	28/34			60S-1.0045	29/17		
60-8.004	28/34			60S-1.005	29/17		
60-8.005	28/34			60S-1.0052	29/17		
60-8.006	28/34			60S-1.0053	29/17		
60-8.007	28/34			60S-1.00535	29/17		
60BB-2.036	29/16			60S-1.0054	29/17		
60BB-4.100	28/34	29/9	29/16	60S-1.0055	29/17		
60BB-4.200	28/34	29/9	29/16	60S-1.0057	29/17		
60BB-4.201	28/34	29/9	29/16	60S-2.002	29/17		
60BB-4.202	28/34	29/9	29/16	60S-2.004	29/17		
60BB-4.203	28/34	29/9	29/16	60S-2.0041	29/17		
60BB-4.204	28/34	29/9	29/16	60S-2.005	29/17		
60BB-4.205	28/34	29/9	29/16	60S-2.006	29/17		
60BB-4.206	28/34	29/9	29/16	60S-2.007	29/17		
60BB-4.207	28/34	29/9	29/16	60S-2.010	29/17		
60BB-4.208	28/34	29/9	29/16	60S-2.013	29/17		
60BB-4.209	28/34	29/9	29/16	60S-2.015	29/17		
60BB-4.210	28/34	29/9	29/16	60S-3.002	29/17		
60BB-4.300	28/34	29/9	29/16	60S-3.003	29/17		
60DD-1.001	29/13			60S-3.0035	29/17		
60H-1.002	29/9			60S-3.006	29/17		
60H-1.003	29/9			60S-3.008	29/17		
60H-1.007	29/9			60S-3.011	29/17		
60H-1.009	29/9			60S-3.012	29/17		
60H-1.015	29/9			60S-3.013	29/17		
60H-1.022	29/9			60S-4.002	29/17		
60H-1.027	29/9			60S-4.0025	29/17		
60H-1.030	29/9			60S-4.003	29/17		
60L-31.001	28/42		29/13	60S-4.0035	29/17		
60L-31.002	28/42		29/13	60S-4.004	29/17		
60L-31.003	28/42		29/13	60S-4.005	29/17		
60L-31.004	27/45	27/49	29/13	60S-4.006	29/17		
		27/52	29/13	60S-4.007	29/17		
	28/42		29/13	60S-4.008	29/17		
60L-32.001	28/42		29/13	60S-4.010	29/17		
60L-32.0011	27/45	27/52	29/13	60S-4.011	29/17		
	28/42		29/13	60S-4.012	29/17		
60L-32.0012	27/45	27/49	29/13	60S-4.015	29/17		
		27/52	29/13	60S-6.001	29/17		
	28/42	28/50	29/13	60S-7.009	29/17		
60L-32.002	28/42		29/13	60S-7.010	29/17		
				60S-7.050	29/17		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
60S-7.060	29/17			61G2-3.0055	23/38	24/6	
60S-7.070	29/17			61G2-4.001	21/29		
60S-11.001	29/17			61G3-16.0091	27/11		
60S-11.002	29/17			61G3-20.009	27/11		
60S-11.003	29/17			61G3-30.001	28/2		
60S-11.004	29/17			61G4-15.002	27/23		
60T-25.001	18/41	18/44		61G4-15.015	29/18		
60T-25.002	18/41	18/44		61G4-15.018	29/13		
60Z-1.026	29/10			61G4-16.001	29/18		
60Z-2.017	29/10			61G4-17.001	19/29		
BUSINESS AND PROFESSIONAL REGULATION				61G4-18.011	19/38		
61-20.010	28/46	29/7		61G4-18.012	19/38		
61-24.004	29/11			61G4-21.005	29/3	29/18	
61-24.012	29/11			61G6-4.019	29/12		
61A-4.0271	22/47			61G6-5.001	29/5	29/7	
61A-5.010	28/41			61G6-5.002	29/12		
61A-5.0105	28/41			61G6-7.001	24/8	24/23	29/17
61A-5.011	28/41				28/48	28/51	29/17
61A-5.700	28/41				29/9	29/9	29/17
61A-5.747	28/41			61G7-10.0013	28/51		
61B-30.004	20/19			61G7-10.0014	29/4		29/12
61B-30.006	22/45			61G7-10.011	26/13		
61B-31.001	23/2			61G8-16.0001	29/9		29/17
61B-31.002	23/2			61G8-16.001	29/9		29/17
61B-32.001	21/30			61G8-16.002	22/10	22/16	29/17
61B-36.001	29/17				29/9		29/17
61B-36.002	29/17			61G8-16.003	29/4		29/17
61B-36.003	29/17			61G8-16.004	29/9		
61B-37.001	20/18	20/31	29/15	61G8-17.0034	29/9		29/17
	29/8		29/15	61G8-23.002	29/9		29/17
61B-39.001	22/33			61G10-12.001	26/24		
61B-39.002	22/33			61G10-18.001	28/18	29/8	
61B-60.001	29/11			61G10-18.002	29/7		29/15
61B-60.002	29/11			61G11-25.001	20/22		
61B-60.003	29/11			61G14-15.001	27/43		
61B-60.006	29/11			61G14-15.003	29/12		
61C-1.002	22/23	22/36		61G14-17.004	28/45		
61C-3.002	22/23	22/36		61G14-20.001	29/12		
61C-5.001	26/24			61G15-22.0003	29/16		
61C-76.0061	21/35			61G15-31.003	28/51	29/11	29/17
61C-76.0062	21/35				29/6c		
61D-3.003	23/36	23/44		61G16-2.001	23/12		
61D-3.004	23/36	23/44		61G16-5.003	21/43	21/50	
61D-11.010	24/3			61G17-1.006	21/6		
61F3-8.002	20/27	20/32		61G17-1.010	29/4		
61F6-34.001	20/7			61G17-3.004	29/4		
61F6-50.007	18/53	20/24		61G17-5.001	29/10		
61F9-6.0035	19/36			61G17-5.0031	29/10		
61F9-6.011	19/36			61G17-5.0041	29/10		
61F9-6.013	19/36			61G17-5.0043	29/10		
61F14-3.016	19/36			61G17-5.0044	29/10		
61G-3.5082	27/4			61G17-5.0045	29/10		
61G1-23.010	28/21			61G17-5.0051	29/10		
61G2-3.005	21/33			61G18-16.002	26/29		
				61G18-16.003	26/29		
				61G18-16.0035	26/29		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61G18-17.005	29/13			62-40	29/7c		
61G18-30.001	29/14				29/9c		
61G19-6.0035	28/48	29/16			29/13c		
61G19-6.008	28/48	29/16			29/13c		
61G19-6.0105	29/6		29/15w		29/13c		
61G19-6.016	29/6		29/14		29/13c		
61G19-7.0010	26/41			62-40.110	28/51		
61G19-9.001	29/15			62-40.120	28/51		
61H-20.0053	26/28			62-40.210	28/51		
61H1-21.001	28/45	29/12		62-40.310	28/51		
61H1-21.004	28/45		29/12w	62-40.410	28/51		
61H1-27.001	29/10			62-40.411	28/51		
61H1-29.003	29/10			62-40.412	28/51		
61H1-33.007	29/10			62-40.416	28/51		
61H1-36.005	29/10			62-40.422	28/51		
61H1-54.002	21/29			62-40.425	28/51		
61J1-2.005	28/41	28/43		62-40.430	28/51		
		28/46		62-40.431	28/51		
61J1-3.001	28/41	28/43		62-40.432	28/51		
		28/46		62-40.450	28/51		
61J1-3.002	28/41	28/43		62-40.458	28/51		
		28/46		62-40.470	28/51		
61J1-4.005	28/41	28/43		62-40.473	28/51		
		28/46		62-40.474	28/51		
61J1-4.240	27/45			62-40.475	28/51		
61J1-6.001	28/47			62-40.510	28/51		
61J1-7.004	28/41	28/43		62-40.520	28/51		
		28/46		62-40.531	28/51		
61J1-7.005	28/41	28/43		62-40.540	28/51		
		28/46		62-40.610	28/51		
61J1-8.002	29/10			62-204.800	29/8		29/15
61J2-2.027	28/22			62-210.900	29/16		
61J2-2.031	28/22			62-210.990	20/36		
61J2-3.008	29/11			62-213.300	28/52	29/9	29/15
61J2-3.009	29/11			62-213.430	20/52	21/7	
61J2-3.010	29/11			62-213.900	28/52	29/9	29/15
61J2-3.020	29/11			62-296.401	22/32	22/38	
61J2-5.016	28/22			62-302.530	29/12		
61J2-17.012	28/3	28/17		62-302.540	27/52		
61J2-24.001	27/34				29/12		
61J8-4.022	29/10			62-312.122	24/18		
				62-330.2001	26/9		
ENVIRONMENTAL PROTECTION				62-341.602	21/22	21/22	
62ER03-1			29/5	62-343.010	21/22		
62-4.020	29/1		29/13	62-343.020	21/22		
62-4.050	20/21	21/22		62-343.030	21/22		
	29/1		29/13	62-343.040	21/22		
	29/5		29/17	62-343.050	21/22		
62-17.151	24/45	24/45		62-343.060	21/22		
62-17.161	24/45	24/45		62-343.070	21/22		
62-33.0051	27/11			62-343.080	21/22		
				62-343.090	21/22		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62-343.100	21/22			62-555.520	29/18		
62-343.110	21/22			62-555.525	29/18		
62-343.120	21/22			62-555.527	29/18		
62-343.130	21/22			62-555.528	29/18		
62-343.140	21/22			62-555.530	29/18		
62-343.900	21/22			62-555.533	29/18		
62-345.100	29/12			62-555.536	29/18		
62-345.200	29/12			62-555.540	29/18		
62-345.300	29/12			62-555.600	28/52		29/13
62-345.400	29/12			62-555.610	28/52		29/13
62-345.500	29/12			62-555.620	28/52		29/13
62-345.600	29/12			62-555.630	28/52		29/13
62-345.900	29/12			62-555.900	28/52		29/13
62-524.400	20/45				29/3		29/14
62-550.102	28/52		29/13		29/18		
62-550.200	28/52	29/8	29/13	62-560.610	29/2		29/18
62-550.310	20/47			62-561.100	24/52		
	29/2		29/18	62-610.814	24/52		
62-550.315	28/52		29/13	62-621.100	29/9	29/15	
62-550.340	29/2		29/18	62-621.200	21/52		
62-550.500	29/2		29/18	62-621.300	29/9		29/16
62-550.511	29/2		29/18	62-624.100	29/9		29/17
62-550.512	29/2		29/18	62-624.200	29/9		29/17
62-550.513	29/2		29/18	62-624.300	29/9		29/17
62-550.515	29/2		29/18	62-624.310	29/9		29/17
62-550.516	29/2		29/18	62-624.400	29/9		29/17
62-550.517	28/52		29/13	62-624.420	29/9		29/17
62-550.518	28/52		29/13	62-624.440	29/9		29/17
62-550.519	29/2		29/18	62-624.460	29/9		29/17
62-550.550	29/2		29/18	62-624.500	29/9		29/17
62-550.560	28/52		29/13	62-624.600	29/9		29/17
62-550.730	20/19			62-624.700	29/9		29/11w
	28/52		29/13	62-624.800	29/9	29/11	29/17
62-550.817	28/52	29/8	29/13	62-624.810	29/9	29/11	29/17
	29/18					29/12	
62-550.824	29/3	29/9	29/14	62-701	22/42c		
62-555.310	29/18			62-707.500	22/30		
62-555.312	29/18			62-712.100	21/34		
62-555.314	29/18			62-712.200	21/34		
62-555.315	29/18			62-712.300	21/34		
62-555.320	29/18			62-712.400	21/34		
62-555.322	29/18			62-712.410	21/34		
62-555.325	29/18			62-712.420	21/34		
62-555.330	29/18			62-712.430	21/34		
62-555.335	29/18			62-712.440	21/34		
62-555.340	29/18			62-712.450	21/34		
62-555.345	29/18			62-712.460	21/34		
62-555.348	29/18			62-712.500	21/34		
62-555.350	29/18			62-712.800	21/34		
62-555.357	29/18			62-712.810	21/34		
62-555.360	29/18			62-712.900	21/34		
62-555.365	29/18			62-730.050	23/7		
62-555.401	29/18			62-730.220	28/24		
62-555.405	29/18			62-761.891	24/14		
62-555.500	29/18			62-771.300	21/52		
62-555.510	29/18			62-775.500	21/52	22/15	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62-788.400	25/5			64B3-2.002	22/34	24/49	
62B-2	28/8			64B3-2.003	22/34	24/49	
62B-34.010	28/48		29/12	64B3-3.004	23/51		
62B-34.020	28/48		29/12	64B3-6.001	27/5	27/17	
62B-34.030	28/48		29/12	64B3-8.001	28/50	29/12	29/18
62B-34.040	28/48		29/12	64B3-8.002	28/50	29/12	
62B-34.050	28/48		29/12	64B3-8.005	28/50	29/12	
62B-34.060	28/48		29/12	64B3-11.001	28/50		29/11
62B-34.070	28/48	29/3	29/12	64B4-3.001	25/22		
		29/7	29/12	64B4-4.017	25/32		
		22/13		64B4-4.018	25/32		
62D-2.014	21/52			64B4-5.007	25/32		
62N-3.002	21/43			64B4-6.0013	25/32		
62N-36.004	21/43			64B4-6.0045	25/32		
62R-7.002	21/17			64B5-15.010	27/30		
62R-7.010	23/34			64B5-16.005	29/7		29/16
62R-7.020	21/17			64B5-17.002	29/7		29/16
62R-7.022	21/17			64B6-1.016	28/52		
62R-7.025	21/17			64B6-8.001	28/52	29/14	
62R-7.026	21/17					29/16	
62R-7.028	21/17			64B6-8.002	28/52	29/14	
	22/47					29/16	
62R-7.032	21/17			64B6-55.004	27/41		
62S-1.100	29/18			64B7-27.002	29/7		
62S-1.300	29/18			64B7-27.012	24/12		
62S-1.350	29/18			64B7-32.001	26/6		
62S-1.400	29/18			64B7-32.003	28/31	29/16	
62S-1.450	29/18				28/39c		
62S-3.003	29/18			64B8-1.007	28/3	28/26	29/11
62S-4	29/17				29/4		29/11
					29/13		
				64B8-4.022	29/10		
				64B8-9.008	27/49c		
				64B8-9.009	29/6c		
				64B8-9.0091	29/12		
				64B8-9.014	29/8		
				64B8-13.0045	27/48	28/16	
				64B8-30.003	29/12		
				64B8-30.005	29/4		
				64B8-30.012	29/12		
				64B8-30.014	29/12		
				64B8-40.004	29/16	29/18	
				64B8-44.007	29/17		
				64B8-45.001	29/5		29/12
				64B8-51.006	29/16		
		29/3		64B8-52.004	29/16	29/18	
				64B8-54.004	27/41		
				64B8-55.004	28/38	29/16	
				64B9-3.007	25/9		
				64B9-15.001	29/1		
				64B9-15.002	29/1		
		28/6		64B9-15.003	29/1		29/11w
			29/18	64B9-15.004	29/1		29/11w
			29/18	64B9-15.005	29/1	29/15	
				64B9-15.006	29/1		29/14
HEALTH							
64-1	29/7c						
64B-1.001	28/52						
64B-1.002	28/52						
64B-1.003	28/52						
64B-1.004	28/52						
64B-1.005	28/52						
64B-1.006	28/52						
64B-1.007	28/52						
64B-1.008	28/52						
64B-1.009	28/52						
64B-1.010	28/52						
64B-1.011	28/52						
64B-1.013	28/52						
64B-1.016	28/52	29/3					
64B-1.017	28/52						
64B-2.001	29/16						
64B-21.0015	27/39						
64B-21.004	27/39						
64B-21.006	27/39						
64B1-31.001	27/51	28/6					
64B2-11.003	29/11		29/18				
64B2-13.007	29/9		29/18				
64B2-17.0025(4)	29/3c						
64B3-2.001	23/51						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B9-15.007	29/1	29/15		64C-27.001	27/17		
64B9-15.008	29/1	29/15		64C-27.002	27/17		
64B9-15.011	29/1	29/15		64D-3.002	29/9	29/17	
64B10-11.001	28/37			64D-3.003	29/9		
64B10-14.004	23/22	23/40	29/17	64D-3.0031	29/9		
	29/3		29/17	64D-3.004	29/9		
64B11-5.001	29/11		29/18	64D-3.007	29/9		
64B12-9.0016	28/47	29/10	29/15	64D-3.0071	29/9		
64B12-11.004	29/4		29/13	64D-3.012	29/9		
64B12-11.0045	29/4		29/13	64D-3.013	29/9		
64B12-15.003	28/45	29/10	29/16	64E-1.0015	29/11		
64B12-19.002	27/11			64E-1.005	29/11		
64B13-5.001	29/3		29/11	64E-1.007	29/11		
64B13-5.002	28/49			64E-1.102	29/11		
	29/6c			64E-1.105	29/11		
	29/8c			64E-1.106	29/11		
64B13-6.001	28/45	29/4		64E-2.030	29/14		
		29/18		64E-6.007	25/48		
64B14-2.001	28/36			64E-6.009	29/17		
64B14-4.004	29/14			64E-6.011	29/17		
64B15-6.001	29/16			64E-6.012	29/17		
64B15-6.0031	29/16			64E-6.019	29/17		
64B15-6.011	29/16			64E-6.020	29/17		
64B15-15.003	29/2	29/10	29/17	64E-6.021	29/17		
64B15-19.007	29/16			64E-6.025	29/17		
64B16-27.105	27/4	27/21		64E-6.026	29/17		
64B16-27.300	29/13			64E-6.027	29/17		
64B16-27.832	28/48c		29/14d	64E-6.029	29/17		
64B16-28.140	24/38			64E-6.0295	29/17		
64B16-28.450	28/52	29/13		64E-11.002	29/13		
64B17-2.001	28/50		29/11w	64E-11.003	29/13		
64B17-2.003	28/50		29/11w	64E-11.004	29/13		
64B17-3.006	28/50	29/17		64E-11.005	29/13		
64B17-4.006	28/50	29/17		64E-11.006	29/13		
64B18-17.001	29/17			64E-11.007	29/13		
64B19-11.011	29/1			64E-11.012	29/4	29/11	29/12w
64B19-12.009	29/1		29/17w		29/13		
	29/17			64E-11.013	29/13		
64B19-18.0025	28/33			64E-11.014	29/13		
64B20-2.002	25/45	26/30		64E-17.006	27/50		
64B24-4.001	29/16			64F-12.001	29/10		
64B24-4.002	29/16			64F-12.012	29/10		
64B24-4.004	29/16			64F-12.013	29/10		
64B24-4.006	29/16			64F-12.015	29/18		
64B24-4.007	29/16			64F-12.018	29/18		
64B24-4.010	29/16			64F-12.024	29/10		
64B24-7.007	29/16			64F-16.005	29/15		
64B24-7.008	29/16			64F-16.006	29/15		
64B29-1.002	28/38	28/43		64F-16.007	29/15		
		29/15		64F-16.008	29/15		
64B32-5.001	28/3	28/5		64F-19.001	28/47		
64C-13.018	24/22			64F-19.002	28/47		
64C-23.002	27/17			64H-1.001	28/51		29/14

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
CHILDREN AND FAMILY SERVICES				65C-17.003	28/48		
65-1	29/6c			65C-17.006	28/48	29/11	
	29/6c			65C-20.008	29/9		
65A-1.400	25/21c			65C-20.009	29/9		
	28/45	29/5	29/11	65C-20.010	29/9		
65A-1.601	28/11	28/23		65C-20.011	29/9		
		28/31		65C-20.012	29/9		
		28/41		65C-20.013	29/9		
65A-1.603	29/9			65C-21.001	23/20		
65A-1.604	29/1		29/11	65C-22.001	29/9		
65A-1.605	28/44	29/4	29/12	65C-22.002	29/9		
65A-1.701	28/41	29/5	29/13	65C-22.003	29/9		
	29/16			65C-22.004	29/9		
65A-1.702	29/16			65C-22.005	29/9		
65A-1.703	29/16			65C-22.006	29/9		
65A-1.704	28/41		29/13	65C-22.007	29/9		
65A-1.705	28/41	29/1	29/13	65C-22.011	28/25		
65A-1.710	28/41	29/1	29/13	65C-22.013	28/25		
		29/5	29/13	65C-22.014	28/25		
	29/16			65C-22.015	28/25		
65A-1.711	28/41	29/5	29/13	65C-22.016	28/25		
	29/16			65C-22.026	28/25		
65A-1.712	28/41		29/13	65C-25.001	29/9		
	29/16			65C-25.002	29/9		
65A-1.713	28/41	29/5	29/13	65C-25.003	29/9		
	29/16			65C-25.004	29/9		
65A-1.714	28/33c		29/14x	65C-25.005	29/9		
	29/16			65C-25.006	29/9		
65A-1.716	28/41		29/13	65C-25.007	29/9		
65A-1.900	25/19	26/4	29/11	65C-25.008	29/9		
	28/52		29/11	65D-30.001	28/45		29/13
65A-4.213	25/32			65D-30.002	28/45		29/13
65A-4.216	25/32			65D-30.003	28/45	29/6	29/13
65A-4.219	29/12					29/7	29/13
65A-15.0095	26/4			65D-30.004	28/45	29/6	29/13
65B-4.032	29/9					29/7	29/13
65C-16.001	29/17			65D-30.005	28/45		29/13
65C-16.002	29/17			65D-30.006	28/45		29/13
65C-16.003	29/17			65D-30.007	28/45	29/6	29/13
65C-16.004	29/17					29/7	29/13
65C-16.005	29/17			65D-30.008	28/45	29/7	29/13
65C-16.007	29/17			65D-30.009	28/45	29/7	29/13
65C-16.008	29/17			65D-30.0091	28/45	29/7	29/13
65C-16.009	29/17			65D-30.010	28/45	29/6	29/13
65C-16.010	29/17					29/7	29/13
65C-16.011	29/17			65D-30.011	28/45	29/6	29/13
65C-16.012	29/17					29/7	29/13
65C-16.013	29/17			65D-30.012	28/45	29/7	29/13
65C-16.014	29/17			65D-30.013	28/45		29/13
65C-16.015	29/17			65D-30.014	28/45	29/6	29/13
65C-16.016	29/17					29/7	29/13
65C-16.017	29/17			65E-2.003	26/20	26/28	
65C-17.001	28/48	29/11		65E-11.002	29/9		
65C-17.002	28/48			65E-11.003	29/9		
				65E-11.004	29/9		
				65E-11.007	29/9		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
65E-12.110	29/9			67-32.009	24/28		
65E-14.001	29/10				29/10		29/18
65E-14.003	29/10			67-32.010	29/10		29/18
65E-14.004	29/10			67-32.011	29/10		29/18
65E-14.005	29/10			67-37.011	25/37		
65E-14.007	29/10			67-38.002	29/12		
65E-14.011	29/10			67-38.0025	29/12		
65E-14.014	29/10	29/16		67-38.003	29/12		
65E-14.016	29/10			67-38.004	29/12		
65E-14.017	29/10			67-38.005	29/12		
65E-14.018	29/10			67-38.007	29/12		
65E-14.019	29/10	29/16		67-38.008	29/12		
65E-14.020	29/10	29/16		67-38.010	29/12		
65E-14.021	29/10	29/16		67-38.011	29/12		
65E-14.022	29/10	29/16		67-38.012	29/12		
				67-38.014	29/12		
				67-38.0145	29/12		
				67-38.015	29/12		
				67-38.017	29/12		
				67-48.001	28/51		29/14
				67-48.002	25/35	25/50	29/14
						26/2	29/14
						26/52	29/14
						27/1	29/14
					28/51	29/5	29/14
						29/8	29/14
						29/5	29/14
				67-48.004	28/51		29/14
				67-48.005	27/45c		
					28/51	29/5	29/14
				67-48.006	28/51	29/5	29/14
				67-48.007	28/51		29/14
				67-48.009	28/51		29/14
				67-48.0095	28/51		29/14
				67-48.010	28/51	29/5	29/14
				67-48.0105	28/51		29/14
				67-48.012	28/51	29/5	29/14
				67-48.013	28/51		29/14
				67-48.014	28/51	29/5	29/14
				67-48.015	28/51		29/14
				67-48.017	28/51		29/14
				67-48.018	28/51		29/14
				67-48.019	28/51		29/14
				67-48.020	28/51		29/14
				67-48.0205	28/51		29/14
				67-48.021	28/51	29/5	29/14
				67-48.022	28/51		29/14
				67-48.023	28/51		29/14
				67-48.025	28/51		29/14
				67-48.026	28/51		29/17
				67-48.027	28/51		29/17
				67-48.028	26/44	26/52	29/14
					28/51		29/14
				67-48.029	28/51		29/14
				67-48.030	28/51		29/14
				67-48.031	28/51		29/14
				67-50.005	29/4	29/12	29/18

NAVIGATION DISTRICTS

FLORIDA HOUSING FINANCE CORPORATION

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
67-50.010	29/4	29/12	29/18	68B-13.008	27/31	26/13	
67-50.030	29/4	29/12	29/18	68B-13.010	29/17		
67-50.040	29/4	29/12	29/18	68B-24.002	29/17		
67-50.050	29/4	29/12	29/18	68B-24.004	29/17		
67-50.060	29/4	29/12	29/18	68B-24.0055	29/17		
67-50.070	29/4	29/12	29/18	68B-24.006	29/17		
67-50.080	29/4	29/12	29/18	68B-33.0034	29/9		29/16
FISH AND WILDLIFE CONSERVATION COMMISSION				68B-33.004	29/9		29/16
				68B-33.005	29/9		29/16
68A-1.004	29/8		29/17	68B-35.002	29/17		
68A-4.008	29/8		29/17	68B-35.003	29/17		
68A-5.005	29/8		29/17	68B-35.004	29/17		
68A-9.004	29/8		29/17	68B-35.005	29/17		
	29/17			68B-38.001	29/17		
68A-13.003	29/8		29/17	68B-39.001	29/17		
68A-14.001	29/8		29/17	68B-39.002	29/17		
68A-15.004	29/8		29/17	68B-39.003	29/17		
68A-15.005	29/8		29/17	68B-39.004	29/17		
	29/17			68B-39.0045	29/17		
68A-15.006	29/8		29/17	68B-39.0046	29/17		
68A-15.061	29/8	29/15		68B-39.0047	29/17		
68A-15.062	29/8	29/15		68B-39.005	29/17		
	29/17			68B-39.008	29/17		
68A-15.063	29/8		29/17	68B-44.006	29/17		
	29/17			68B-44.008	29/17		
68A-15.064	29/8		29/17	68B-45.002	29/17		
68A-15.065	29/8		29/17	68B-45.006	29/17		
	29/17			68B-55.001	29/17		
68A-16.004	29/8		29/17	68B-55.002	29/17		
68A-16.005	29/8		29/17	68B-55.003	29/17		
68A-17.005	29/8	29/15		68B-55.004	29/17		
68A-20.005	29/8		29/17	68B-56.001	29/8		29/17
68A-24.003	28/17			68B-56.002	29/8		29/17
68A-24.004	28/17			68B-56.003	29/8		29/17
68A-24.006	28/17			68B-56.004	29/8		29/17
68A-27.0012	29/17			68DER03-1			29/13
68A-27.004	29/17						29/18w
68A-27.005	29/17			68D-24.136	28/43		29/15w
68B-4.0082	29/17						
68B-13.005	29/17						