

Section I

Notices of Development of Proposed Rules
and Negotiated Rulemaking**DEPARTMENT OF LEGAL AFFAIRS****Florida Elections Commission**

RULE TITLE: Complaints
 RULE NO.: 2B-1.0025

PURPOSE, EFFECT AND SUBJECT AREA TO BE ADDRESSED: On May 16, 2003, the Florida Elections Commission received a Petition to Initiate Rulemaking to amend Rule 2B-1.0025 to require that all complaints filed with the Commission must raise all violations of the Florida Election Code that arise from the facts alleged on the face of the complaint at the time the complaint is filed. The Complainant would be barred from filing subsequent complaints based upon these alleged facts. If a Complainant did file a subsequent complaint based upon identical facts, the executive director would dismiss such subsequent complaints. The Petitioner requests that the rule take effect immediately and apply to all complaints pending before the Commission.

SPECIFIC AUTHORITY: 106.26(1) FS.

LAW IMPLEMENTED: 105.071, 106.25 FS.

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

TIME AND DATE: 1:00 p.m., Friday, July 11, 2003

PLACE: Room 129, Haydon Burns Bldg., 605 Suwannee St., Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY TEXT, IF AVAILABLE, IS: Phyllis Hampton, General Counsel, Florida Elections Commission, 107 W. Gaines St., 223 Collins Bldg., Tallahassee, FL 32399-1050, (850)922-4539

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

DEPARTMENT OF BANKING AND FINANCE**Division of Securities and Finance**

RULE TITLE: Books and Records Requirements
 RULE NO.: 3E-600.014

PURPOSE AND EFFECT: The purpose of this rule amendment is to update the rule to reference the updated SEC Rules 17a-3 (17 CFR 240.17a-3) and 17a-4 (17 CFR 240.17a-4) or MSRB Rules G-7 and G-8, as well as NASD Conduct rule 3000, as published in the NASD Manual.

SUBJECT AREA TO BE ADDRESSED: Dealer, investment adviser, branch office, and associated person books and records requirements.

SPECIFIC AUTHORITY: 517.03(1), 517.121(1) FS.

LAW IMPLEMENTED: 517.121(1) 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 procedure for requesting a hearing is governed by subsection 28-103.004(2), F.A.C., as follows: a request for a public hearing must be in writing and filed with the Agency Clerk during normal business hours, at the address below, within 21 days of publication of this notice. The request must specify how the requestor would be affected by the proposed rule. Any affected person who fails to timely file a request for hearing waives the right to request a hearing on the proposed rule.

Although Rule Development Workshops may be recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Mary Howell, Agency Clerk, (850)410-9896, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: William F. Reilly, Financial Administrator, Office of Financial Institutions and Securities Regulation, 200 E. Gaines Street, Fletcher #604, Tallahassee, Florida 32399, (850)410-9805

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3E-600.014 Books and Records Requirements.

Except as otherwise provided herein, every dealer, investment adviser, branch office, and associated person conducting business in this state shall prepare and maintain on a current basis, and preserve for the periods of time specified, such records, prescribed herein, as are appropriate for said dealer's, investment adviser's, branch office's, or associated person's course of business, and are sufficient to provide an audit trail of all business transactions by said dealer, investment adviser, associated person, or branch office. Associated persons who conduct business from a registered branch office in this state shall be exempt from the provisions of this rule.

(1) All dealers are required to prepare and maintain appropriate books and records relating to their business as described in either SEC Rules 17a-3 (17 CFR 240.17a-3) and 17a-4 (17 CFR 240.17a-4) or MSRB Rules G-7 and G-8, as such rules existed on May 2, 2003 ~~March 1, 1999~~; and records evidencing compliance with NASD Conduct rule 3000, as published in the NASD Manual as of July 2002 ~~1998~~ and any amendments as existed on May 2, 2003.

(2) All issuer/dealers are required to maintain at least the following records:

(a) Ledgers, journals (or other records) reflecting all assets, liabilities, income and expenses, and capital accounts properly maintained in accordance with generally accepted accounting principals;

(b) Copies of all promotional sales materials and correspondence used in connection with the sales of all securities as distributed;

(c) A record of all sales of securities made by, or on behalf of, said issuer, including but not necessarily limited to name and address of purchaser, date of transaction, money amount involved, and name of agent or principal executing such transaction;

(d) Securities certificate and securities holder records reflecting names and addresses of all holders of record, certificates issued to such holders, number of shares or bonds issued, and full details as to transfers or cancellations;

(e) In lieu of the issuer/dealer preparing and maintaining such records as detailed in paragraph (d) above, a qualified transfer agent/registrar may be appointed, provided such information is accessible to the issuer/dealer.

(3) All investment advisers, notwithstanding the fact that the investment adviser is not registered or required to be registered under the Investment Advisers Act of 1940, shall prepare and maintain true, accurate and current records relating to their business as described in SEC Rule 204-2 (17 CFR 275.204-2) as it existed on March 1, 1999, and general rules and regulations promulgated by the Securities and Exchange Commission; and have available for the Department at least the following records;

(a) All trial balances, financial statements prepared in accordance with generally accepted accounting principles, and internal audit working papers relating to the investment adviser's business as an investment adviser. For purposes of this paragraph, "financial statements" means balance sheets, income statements, cash flow statements and net worth computations as required by Rule 3E-300.002, F.A.C.

(b) A list or other record of all accounts with respect to the funds, securities, or transactions of any client.

(c) A copy in writing of each agreement entered into by the investment adviser with any client.

(d) A file containing a copy of each record required by SEC Rule 204-2(11) (17 CFR 275.204-2(11)) as it existed on March 1, 1999 including any communication by electronic media that the investment adviser circulates or distributes, directly or indirectly, to two or more persons, other than persons connected with the investment adviser.

(e) A copy of each written statement and each amendment or revision given or sent to any client or prospective client of the investment adviser in accordance with the provisions of SEC Rule 204-3 (17 CFR 275.204-3) as it existed on March 1, 1999 and a record of the dates that each written statement, and

each amendment or revision was given or offered to be given to any client or prospective client who subsequently becomes a client.

(f) For each client that was obtained by the adviser by means of a solicitor to whom a cash fee was paid by the adviser, records required by SEC Rule 206(4)-3 (17 CFR 275.206(4)-3) as it existed on March 1, 1999.

(g) All records required by SEC Rule 204-2(16) (17 CFR 275.204-2(16)) as it existed on March 1, 1999, including but not limited to electronic media that the investment adviser circulates or distributes, directly or indirectly, to two or more persons, other than persons connected with the investment adviser.

(h) A file containing a copy of all communications received or sent regarding any litigation involving the investment adviser or any investment adviser representative or employee, and regarding any customer or client complaint.

(i) Written information about each investment advisory client that is the basis for making any recommendation or providing any investment advice to such client.

(j) Written procedures to supervise the activities of employees and investment adviser representatives that are reasonably designed to achieve compliance with applicable securities laws and regulations.

(k) A file containing a copy of each document, other than any notices of general dissemination, that was filed with or received from any state or federal agency or self regulatory organization and that pertains to the registrant or its investment adviser representatives. Such file should contain, but is not limited to, all applications, amendments, renewal filings, and correspondence.

(4) No provisions of this rule, unless specifically designated as a required form, shall be deemed to require the preparation, maintenance, or preservation of a dealer's or investment adviser's books and records in a particular form or system, provided that whatever form or system utilized by such dealer's or investment adviser's course of business is sufficient to provide an audit trail of all business transactions.

(5) Every investment adviser that has its principal place of business in a state other than this state shall be exempt from the requirements of this rule, provided the investment adviser is licensed in such state and is in compliance with that state's record keeping requirements.

(6) All books and records described in this rule shall be preserved in accordance with the following:

(a) Those records required under subsection (1) of this rule shall be preserved for such periods of time as specified in either SEC Rule 17a-4 (17 CFR 240.17a-4), or MSRB Rule G-9, as such rules existed on March 1, 1999.

(b) Those records required under subsections (2) of this rule shall be preserved for a period of not less than five (5) years while effectively registered with the Department, nor for less than five (5) years after withdrawal or expiration of registration in this State.

(c) Books and records required to be prepared under the provisions of subsection (3) shall be maintained and preserved in an easily accessible place for a period of not less than five years from the end of the fiscal year during which the last entry was made on such record, the first two years in the principal office of the investment adviser.

(d) Books and records required to be made under the provisions of subsection (3), shall be maintained and preserved for a period of not less than five years from the end of the fiscal year during which the last entry was made on such record or for the time period during which the investment adviser was registered or required to be registered in the state, if registered less than five years.

(e) Each investment adviser registered or required to be registered in this state and which has a business location in this state shall maintain at such business location:

1. The records or copies required under the provisions of paragraphs (a)(3), (a)(7)-(10), (a)(14)-(15), (b), and (c) of SEC Rule 204-2 (17 CFR 275.204-2); and

2. The records or copies required under the provisions of paragraphs (3)(a)-(j) above related to customers or clients for whom the investment adviser representative provides or has provided investment advisory services; and,

3. The records or copies required under the provisions of paragraphs (a)(11) and (a)(16) of SEC Rule 204-2 (17 CFR 275.204-2) which records or related records identify the name of the investment adviser representative or which identify the business locations' physical address, mailing address, electronic mailing address, or telephone number. The records will be maintained for the period described in subsections (d) and (e) of SEC Rule 204-2 (17 CFR 275.204-2). The investment adviser shall be responsible for ensuring compliance with the provision of this subsection.

(7) To the extent that the U.S. Securities and Exchange Commission promulgates changes to the above-referenced rules of the Investment Advisers Act of 1940, investment advisers in compliance with such rules as amended shall not be subject to enforcement action by the Department for violation of this rule to the extent that the violation results solely from the investment adviser's compliance with the amended rule.

Specific Authority 517.03(1), 517.121(1) FS. Law Implemented 517.121(1) FS. History--New 12-5-79, Amended 9-20-82, Formerly 3E-600.14, Amended 10-14-90, 8-1-91, 6-16-92, 1-11-93, 9-9-96, 6-22-98, 1-25-00,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Florida Comprehensive Assessment Test Requirements
RULE NO.: 6A-1.09422

PURPOSE AND EFFECT: The purpose of this rule development is to add the FCAT developmental scores for each grade and subject, to change the effective date for implementing new achievement level scores, to add the FCAT developmental scores required for graduation, and to update the date for subsequent review of existing passing scores. The effect of this rule amendment is that achievement levels using the new FCAT developmental scores will be codified and the implementation of achievement level standards will be delayed.

SUBJECT AREA TO BE ADDRESSED: Florida Comprehensive Assessment Test scores for reading and mathematics.

SPECIFIC AUTHORITY: 1008.22(3)(c) FS.

LAW IMPLEMENTED: 1008.22 FS.

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

TIME AND DATE: 10:00 a.m. – 12:00 p.m., July 2, 2003

PLACE: Department of Education, 325 West Gaines Street, Room 1706, Tallahassee, Florida 32399

Requests for the rule development workshop should be addressed to: Dr. Larry Wood, Agency Clerk/Chief Operating Officer, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Cornelia Orr, Director of Assessment and School Performance, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: State Uniform Transfer of High School Credits
RULE NO.: 6A-1.09941

PURPOSE AND EFFECT: The purpose of the rule development is to identify the procedures relating to the acceptance of transfer work and credit for students. The effect will be a rule which clearly delineates the procedures.

SUBJECT AREA TO BE ADDRESSED: Transfer of student credits.

SPECIFIC AUTHORITY: 1003.25(3) FS.

LAW IMPLEMENTED: 1003.25(3) FS.

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

TIME AND DATE: 9:00 a.m. – 10:00 a.m., July 8, 2003

PLACE: 325 West Gaines Street, Room 1401, Tallahassee, Florida

Requests for the rule development workshop should be addressed to: Dr. Larry Wood, Chief Operating Officer/Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sharon Koon, Office of Articulation, Department of Education, 325 West Gaines Street, Tallahassee, FL, (850)922-0344

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 6A-1.09441 follows. See Florida Administrative Code for present text.)

6A-1.09941 State Uniform Transfer of High School Credits.

The purpose of this rule is to establish uniform procedures relating to the acceptance of transfer work and credit for students entering Florida's public schools. The procedures shall be as follows:

(1) Credits earned and offered for acceptance shall be based on official transcripts and shall be accepted at face value subject to validation if required by the receiving school's accreditation. If validation of the official transcript is deemed necessary, or if the student does not possess an official transcript, credits shall be validated through performance during the first grading period as outlined in subsection (2) of this rule.

(2) Validation of credits shall be based on performance in classes at the receiving school. A student transferring into a school shall be placed at the appropriate sequential course level and should have a minimum grade point average of 2.0 at the end of the first grading period. Students who do not meet this requirement shall have credits validated using the Alternative Validation Procedure, as outlined in subsection (3) of this rule.

(3) Alternative Validation Procedure. If validation based on performance as described above is not satisfactory, then any one of the following alternatives shall be used for validation purposes as determined by the teacher, principal, and parent:

- (a) Portfolio evaluation by the superintendent or designee;
- (b) Written recommendation by a Florida certified teacher selected by the parent and approved by the principal;
- (c) Demonstrated performance in courses taken through dual enrollment or at other public or private accredited schools;
- (d) Demonstrated proficiencies on nationally-normed standardized subject area assessments;
- (e) Demonstrated proficiencies on the FCAT; or
- (f) Written review of the criteria utilized for a given subject provided by the former school.

Students must be provided at least ninety (90) days to prepare for assessments outlined in paragraphs (3)(d) and (3)(e) if required.

Specific Authority 1003.25(3) FS. Law Implemented 1003.25(3) FS. History--New 8-28-00, Formerly 6-1.099, Amended _____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Articulation Between Universities, Community Colleges, and School Districts
RULE NO.: 6A-10.024

PURPOSE AND EFFECT: The purpose of this rule development is to specify the cutoff scores and Advanced International Certificate of Education examinations to be used to grant postsecondary credit at community colleges and universities. The effect is consistency between all community colleges and universities.

SUBJECT AREA TO BE ADDRESSED: The Advanced International Certificate of Education Program.

SPECIFIC AUTHORITY: 1007.27(9) FS.

LAW IMPLEMENTED: 1007.27(9) 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: 1:00 p.m. – 2:00 p.m., July 8, 2003

PLACE: 325 West Gaines Street, Room 1401, Tallahassee, Florida

Requests for the rule development workshop should be addressed to Dr. Larry Wood, Chief Operating Officer/Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Sharon Koon, Office of Articulation, Department of Education, 325 West Gaines Street, Tallahassee, FL, (850)922-0344

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

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Right of Way Property Management	14-19
RULE TITLES:	RULE NOS.:
Definitions	14-19.003
Real Property Conveyances	14-19.004
Payments Due to the Department on Sales, Leases, and Demolition and Removal Contracts	14-19.005
Demolition and Removal Contracting	14-19.006
Appraisal/Title Certification Requirements	14-19.012
Leasing of Department Owned Property	14-19.013
Asbestos Management	14-19.016
Outdoor Advertising Signs	14-19.017
Recreational Trail Leases	14-19.019

PURPOSE AND EFFECT: The amendment to Rule Chapter 14-19, F.A.C., is necessitated by changes in federal regulations regarding property management. The amendment incorporates the updated reference to 23 C.F.R., Part 710, Subpart D. The amendment moves required contract provisions from the rules to the three contract forms, which are incorporated by reference. The amendment also updates definitions; clarifies requirements regarding appraisals, leasing, and conveying property; makes miscellaneous editorial changes; and combines language from several individual rules. As a result of the restructuring of the rules and moving of contract provisions into forms, Rules 14-19.006, 14-19.012, 14-19.013, 14-19.016, 14-19.017, and 14-19.019, F.A.C., are being repealed.

SUBJECT AREA TO BE ADDRESSED: Rule Chapter 14-19, F.A.C., is amended to include revisions resulting from updated federal regulations, clarification of procedures, moving of contract provisions to incorporated forms, and repeal of six rules.

SPECIFIC AUTHORITY: 334.044(2) FS.

LAW IMPLEMENTED: 215.34(2), 255.051, 255.551-255.565, 260.0121, 334.044(28), 337.25, 337.18, 337.274 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-19.003 Definitions.

The following words and phrases, as used in these rules, shall have the following meanings, except where the context clearly indicates a different meaning:

(1) "Airspace" means the area located above or below a highway or other transportation facility's established grade line, lying within the horizontal limits of the approved right of way or project boundaries. ~~"Abandoned Rail Corridor" means a right of way that was originally assembled to facilitate railroad traffic on which rail service has been discontinued and for which the Interstate Commerce Commission has granted an order of abandonment.~~

(2) ~~"Asbestos Abatement" means the removal, encapsulation, or enclosure of asbestos containing materials.~~

(2)(3) "Airspace Agreement" means an instrument conveying the leasehold interest of any airspace, which was acquired with federal funds property within the right of way after final acceptance of the project by the Federal Highway Administration. ~~This term includes the lease of any property~~

~~above, at, or below the established grade line of the transportation facility and only refers to Department-owned properties which are located on federal aid projects.~~

(3) "Appraisal" means an estimate of the value by a Department staff appraiser or an independent fee appraiser, prepared in compliance with the Uniform Standards of Professional Appraisal Practice (USPAP), hereby incorporated by reference.

(4) ~~"Asbestos Survey" means a comprehensive physical inspection of the building, including laboratory analyses, to identify all asbestos-containing materials located within the building.~~

(4)(5) "Department" means the Florida Department of Transportation.

(6) ~~"Demolition" means the wrecking or taking out of any load supporting structural member of an improvement together with any related handling operations, or the intentional burning of any facility, per 40 C.F.R., Part 61, Subpart M.~~

(7) ~~"Demolition and Removal" means the demolition of Department-owned improvements from a parcel of real property, as defined above and the removal of the improvement from the right of way.~~

(8) ~~"District" means the districts as defined in Section 20.23(4)(a), Florida Statutes.~~

(5)(9) "Excess Property" means Department-owned real property, of any value, located outside of the current operating right of way limits and not needed to support existing transportation facilities. This may include uneconomic remnants, additional Section 337.27(2), Florida Statutes, whole takes, and excess property created when design or construction requirements change after acquisition, or voluntarily acquired remainders. ~~This property may be needed for future transportation purposes.~~

(6)(10) "Governmental Entity" means a federal, state, county, or any other entity that independently exercises any type of federal, state, or local municipal governmental function body. This term does not include non-profit organizations.

(7)(11) "Improvements" means permanent structures erected permanently on a site, such as buildings, fences, driveways, and retaining walls.

(8)(12) "Inequitable," as used in Section 337.25(4)(c), Florida Statutes, means unfairly or unjustly affecting an abutting property owner's ultimate or present use of real his or her property to the extent it will hinder or prevent its use him or her from using it for such purposes.

(13) ~~"Interim Public Recreational Trail Use" means the public recreational trail use of an abandoned rail corridor during the period between the acquisition of the rail corridor and the construction of a transportation facility on the corridor.~~

(9)(14) "Lease-Back" means the temporary leasing a lease of Department-owned real property to a former owner or tenant where construction is scheduled or pending and the former owner or tenant has not been relocated.

(10) “Local Governmental Entity” means as defined in Section 11.45, Florida Statutes.

(11)(15) “Personal Property” means any property that is not real property, is generally moveable, and is not permanently attached to the land or improvements.

(12)(16) “Public Purpose” conveyance means a conveyance by the Department to another governmental entity for a social, economic, or environmental use purpose which would benefit the general public.

(17) “Public Recreational Trail Lease” means the lease of a Department owned abandoned rail corridor for interim public recreational trail use.

(18) “Public Recreational Trail Use” means public recreational traffic limited to: bicycles; triecycles; wheelchairs (motorized and non motorized); horseback; roller blades; roller skis; skateboards; baby strollers; human drawn trailers or wagons; other solely human powered devices; and surveillance vehicles.

(13)(19) “Rail Corridor” means a strip of real property owned by, or purchased from, a railroad company which is currently or was previously used as a railroad transportation facility (an operating or abandoned rail line corridor).

(14)(20) “Real Property” means land, including buildings, or other improvements permanently affixed to the land.

(21) “Regulated Asbestos Containing Material” (RACM) means:

(a) Friable Asbestos Material, which is defined as any material containing more than one percent asbestos as determined in Appendix A, Subpart F, 40 C.F.R., Part 763, Section 1, by Polarized Light Microscopy that, when dry, can be crumbled, pulverized, or reduced to powder by hand pressure per 40 C.F.R., Part 61, Subpart M;

(b) Category I Non Friable Asbestos Containing Material that has become friable;

(c) Category I Non Friable Asbestos Containing Material that will be or has been subjected to sanding, grinding, or abrading, or;

(d) Category II Non Friable Asbestos Containing Material that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation per 40 C.F.R., Part 61, Subpart M.

(22) “Remove,” as it pertains to asbestos, means to take out RACM or facility components that contain or are covered with RACM from any facility per 40 C.F.R., Part 61, Subpart M.

(23) “Renovation” means altering a facility or one or more facility components in any way, including the stripping or removal of RACM from a facility component. An operation in which load supporting structural members are wrecked or taken out is a demolition (as opposed to a renovation), per 40 C.F.R., Part 61, Subpart M.

(24) “Retention of Improvements” means a property owner’s election to retain possession of improvements, including houses, which can be moved or demolished and removed. Retention of improvements shall be negotiated prior to the Department acquiring title.

(25) “Salvage Value” means the probable sales of an item, if offered for sale on the condition that it will be removed from the property at the buyer’s expense, allowing a reasonable period of time to find a person buying with a knowledge of the uses and purposes for which it is adaptable and capable of being used, including the separate use of serviceable components and scrap when there is no reasonable prospect of sale except on that basis per 49 C.F.R. 24.2(s).

(15)(26) “Surplus Property” means excess real property that has the District Secretary or authorized designee has declared, in writing, to have no present or future transportation use as determined by the District Secretary or authorized designee purpose.

(16)(27) “Transportation Corridor” means as defined in Section 334.03, Florida Statutes. means any land area designated by the state, a county, or a municipality which is between two geographic points and which area is used or suitable for the movement of people and goods by one or more modes of transportation and may include areas necessary for management of access and securing applicable approvals and permits. Transportation corridors shall contain the following:

(a) Existing publicly owned rights of way;

(b) All property or property interests necessary for future transportation facilities, including rights of access, air, view, and light, whether public or private, for the purpose of securing and utilizing future transportation rights of way, including any lands reasonably necessary now or in the future for securing applicable approvals and permits, borrow pits, drainage ditches, water retention areas, rest areas, replacement access for landowners whose access could be impaired due to the construction of a future facility, and replacement rights of way for relocation of rail and utility facilities.

(17)(28) “Transportation Facility” means as is defined in Section 334.03(31), Florida Statutes. Excluded from this definition are properties which are must be administered by the Board of Trustees of the Internal Improvement Trust Fund such as maintenance or sub-maintenance yards, soil labs, and the Department’s administrative and construction offices.

(18)(29) “Uneconomic Remnant” means real a property which, as a result of a partial taking by the Department, has little or no utility or value to the owner, as determined by the review appraiser.

(30) “Use Agreement” means a written agreement between a rail corridor’s owner and a second party. This agreement grants a specific use of the corridor, such as a lease, license, or permit. A rail corridor use agreement may have

been granted by the original railroad owner or may be a new agreement granted by the Department subsequent to the acquisition of the rail corridor.

(31) "Working Day" means Monday through Friday and includes holidays that fall on any of the days Monday through Friday per 40 C.F.R., Part 61, Subpart M.

Specific Authority 334.044(2) FS. Law Implemented 255.551, 337.25 FS. History—New 8-18-92, Amended 5-24-94, 4-25-95, 11-17-98, _____.

14-19.004 Real Property Conveyances.

(1) In the event the Department is ~~selling disposing of~~ surplus property not governed by the exceptions in Section 337.25(4), Florida Statutes, the Department must first offer such property to the local governmental entity in the jurisdiction in which the parcel is situated, ~~prior to either negotiation or competitive sale of the property.~~ The local governmental entity shall be allowed 10 working days to respond determine if there is a need for the subject parcel. ~~If a public purpose is identified by the local government, the property may be conveyed to the local government for no consideration; otherwise, the property shall be sold at the Department's approved appraised value. When~~ If an independent appraisal has been performed, the acquiring local governmental entity shall reimburse the appropriate party for the cost of the appraisal.

(2) ~~In the event the Department is disposing of surplus property not governed by the exceptions in Section 337.25(4), Florida Statutes, such property will be sold in accordance with Section 337.25(4)(b), Florida Statutes.~~

~~(2)(3) When disposing of surplus property by public bid or auction, a minimum bid will be specified when appropriate to ensure that bids received will reflect the fair market value of the property. The Department reserves the right to withdraw the property if the minimum bid is not reached. If a minimum bid is specified in the advertisement for bids or for auction, the Department reserves the right to withdraw the property when the minimum bid is not attained. Notice of the minimum bid and the Department's right to withdraw the property when the minimum bid is not attained shall be included in the advertisement for bid or auction, it shall be the amount determined pursuant to Rule 14-19.012(2). If the highest bid is below the specified minimum bid, acceptance of the bid will require the approval of the District Secretary.~~

~~(4) For properties valued in excess of \$10,000, the appraisal which is procured by a prospective buyer or lessee is not approved until the Department has examined the appraisal and verified that it is in compliance with Section 475.628, Florida Statutes.~~

~~(3)(5) If real property is disposed of through negotiation, sealed bid, or public auction, the buyer or successful bidder shall pay all costs associated with the closing of real property disposed of through negotiation, sealed bid, or public auction. The Department shall prepare all necessary closing documents.~~

~~(4)(6) The buyer or successful bidder shall pay all costs to record the conveyance of the property in the county of record and provide a copy of the recorded deed, showing the book, and page number, and the date of recordation, to the Department within 30 days of the closing date.~~

~~(7) A governmental entity may request conveyance of real property or personal property for a public purpose in accordance with Section 337.25(4)(h), Florida Statutes, unless legislation or bond provisions provide otherwise. If property is to be conveyed for no monetary consideration, an appraisal is not required.~~

~~(5)(8) Prior to conveying or leasing When transfers are made to a governmental entity for a public purpose, the head of the governmental entity shall furnish a letter identifying the public purpose use for the property, from the agency head, or, if the governmental public entity consists of a group requiring consensus to take such action, a copy of the resolution confirming such consensus. This documentation shall be furnished to the Department at the time of application for purchase or lease of the Department-owned property. All public purpose conveyances shall provide for the reversion of all property rights to the Department for failure to continue public ownership and use. When full fair market value for the property is obtained, a reverter clause in the conveyance document is not required.~~

~~(6)(9) Governmental entities If real property is conveyed for a public purpose, the governmental entity to which real the property will be conveyed shall pay all closing costs associated with public purpose the conveyances. The Department shall prepare all necessary closing documents.~~

~~(7) When a lease or conveyance is executed pursuant to Section 337.25(4)(c), (d), or (5)(a), Florida Statutes, the lessee or purchaser must provide, at his or her own cost, evidence of ownership. This evidence shall be in the form of the last deed of record and an affidavit signed by the owner attesting to the fact that he or she is the owner of the abutting property. The affidavit shall be dated no more than six months prior to the date of the execution of the lease or conveyance document. Lease-backs to owners from whom the property was acquired, or holders of existing leasehold estates, are exempt from this requirement.~~

~~(8) The provisions of 23 C.F.R., Part 710 (Effective April 1, 2001) are incorporated into this rule by reference. 23 C.F.R., Part 710 is available from the Federal Highway Administration's website at <http://www.access.gpo.gov/nara/crf>. Local governmental entities administering transportation projects or project phases receiving, anticipating receipt of, or intending to receive federal funds for any phase of a project on the State Highway System or intended to be on the State Highway System, must comply with 23 C.F.R., Part 710, Section 337.25, Florida Statutes, and the requirements of this rule chapter. Anticipating receipt includes discussion by local or state officials regarding the intended or potential use of~~

federal funds in any phase of the project. This rule chapter does not apply to projects on or intended to be on the State Highway System funded by Department long term loans programs to governmental entities, which entities have independent statutory authority to provide transportation projects on the State Highway System.

(9) Leasing of Department Owned Property.

(a) Forms. For purposes of this section, the forms listed herein are hereby incorporated by reference. Copies of these forms are available from the Department of Transportation, Office of Right of Way, 605 Suwannee Street, MS 22, Tallahassee, Florida 32399.

1. Lease Agreement, Form 575-060-33, Rev. 05/03.

2. Release and Right of Entry Agreement for Asbestos Survey, Form 575-060-17, Rev. 05/03.

3. Airspace Agreement, Form 575-060-32, Rev. 05/03.

(b) Lease. The Department may enter into a lease of any of its lands, buildings, or other properties, real or personal, which were acquired to secure or utilize transportation rights of way for existing, proposed, or anticipated transportation facilities on the State Highway System, on the State Park Road System, in a rail corridor, or in a transportation corridor designated by the Department. A written lease shall contain all the provisions of the Lease Agreement, Form 575-060-33, Rev. 05/03.

(c) Lease-Backs.

1. Lease-backs may extend until advertisement of the project for construction or, with special provisions, until physical construction.

2. Any extension of a lease-back will require approval of the appropriate District Secretary on Department projects, the Executive Director of the Turnpike Enterprise for Turnpike Enterprise projects, or the authorized local governmental entity official on its projects.

3. In the event of a lease-back, a signed and witnessed Release and Right of Entry Agreement for Asbestos Survey, Form 575-060-17, Rev. 05/03, shall be submitted by all occupants. Otherwise, further occupancy will be denied unless ordered by the court.

(d) Airspace Agreement. In accordance with 23 C.F.R., Part 710, Subpart D, when the property is located on the Interstate Highway System within the right of way line on the approved right of way maps or when a change in the access control line will occur, leasing of airspace for non-highway purposes will require the execution of a written agreement containing all the provisions of the Airspace Agreement, Form 575-060-32, Rev. 05/03. In accordance with 23 C.F.R., Part 710, Subpart D, the airspace agreement, its transfer, assignments, or conveyance to another party must be concurred with, in writing, by the Federal Highway Administration.

(e) Leasing of Outdoor Advertising Signs and Sites. The Department shall acquire all interests in property necessary for the construction of transportation facilities. The Department shall not lease sites for outdoor advertising signs except as

described below. All outdoor advertising signs shall be removed from such right of way, except as provided herein. Further:

1. The Department shall ensure at the time of purchase that all rights of lessees under outstanding leases are acquired.

2. If an outdoor advertising sign is temporarily leased back, the new lease shall specify the terms and conditions for removal of the sign or other improvement.

3. Outdoor advertising signs and sites leased back on Department right of way must comply with the requirements of Chapter 479, Florida Statutes. However, a nonconforming sign shall be permitted to retain its existing nonconforming status until the sign is removed.

4. The property on which the outdoor advertising sign stands must be subject to an executed lease between the Department and the sign owner or lessee, and such lease shall contain a cancellation provision which provides that all sign structures will be removed by the Department without further notice if not removed by the lessee within 30 days of receipt of the notice of cancellation, in the event the Department should require use of the subject property prior to the expiration date of the lease.

5. The estimated market rental rate is calculated for the land and, if applicable, the sign.

6. Relocation of Outdoor Advertising Signs. Conforming signs, as defined in Chapter 479, Florida Statutes, located on existing Department property, i.e., property located outside of current operating right of way limits, may be relocated to other Department-owned property under the following conditions:

a. The sign must comply with all requirements of federal and state law.

b. The proposed site shall not result in nor cause any safety hazard to the general or traveling public.

c. The proposed site shall not interfere with any current or on-going project.

d. The proposed site shall not interfere with any current or proposed future transportation use or operational requirements of the facility.

e. The proposed site (and accompanying sign) shall comply with the zoning requirements of the land directly adjacent to the site.

f. The owner of the sign shall waive any rights to future compensation should the proposed site be needed for a transportation project.

(10) If the property transferred is used for other than the identified public purpose by the governmental entity, all property rights shall revert to the Department.

Specific Authority 334.044(2) FS. Law Implemented 255.553, 334.044(28), 337.25(4), 337.274 FS. History—New 8-18-92, Amended 5-24-94, 11-17-98,

14-19.005 Payments Due to the Department on Sales, Leases, and Demolition and Removal Contracts.

(1) Payments due the Department on the sale of property, or under a demolition and removal contract, must be in the form of a cashier's check or other noncancellable instrument, such as a money order. No cash will be accepted by the Department.

(2) In addition to noncancellable instruments, personal checks are acceptable for lease payments. If a personal check is not honored, no further personal checks will be accepted from the lessee by the Department. When a personal check is not honored, the Department shall pursue collection in accordance with Section 215.34(2) and Chapter 83, Florida Statutes.

(3) When real property is conveyed in a sealed bid or at public auction, a nonrefundable deposit, in the form of a noncancellable instrument, of at least ten percent of the bid amount will be required of the successful bidder at the time of the award of the bid. Full payment shall be required, in the form of a noncancellable instrument, at the time of closing.

Specific Authority 334.044(2) FS. Law Implemented 215.34, 255.051, 337.18, 337.25(4) FS. History--New 8-18-92, Amended 5-24-94, 11-17-98, Repealed.

14-19.006 Demolition and Removal Contracting.

Specific Authority 334.044(2), 337.18(1) FS. Law Implemented 255.05, 255.551-.565, 337.11, 337.18 337.25 FS. History--New 8-18-92, Amended 11-17-98, Repealed.

14-19.012 Appraisal/Title Certification Requirements.

Specific Authority 334.044(2), 337.25 FS. Law Implemented 334.044(27), 337.25 FS. History--New 8-18-92, Amended 5-24-94, 4-25-95, 11-17-98, Repealed.

14-19.013 Leasing of Department Owned Property.

Specific Authority 334.044(2) FS. Law Implemented 337.25 FS. History--New 8-18-92, Amended 5-24-94, 4-25-95, 11-17-98, Repealed.

14-19.016 Asbestos Management.

Specific Authority 334.044(2) FS. Law Implemented 255.551-.565 FS. History--New 8-18-92, Amended 5-24-94, 4-25-95, 11-17-98, Repealed.

14-19.017 Outdoor Advertising Signs.

Specific Authority 334.044(2) FS. Law Implemented 337.25, 479.01-.24 FS. History--New 8-18-92, Amended 5-24-94, 4-25-95, 11-17-98, Repealed.

14-19.019 Recreational Trail Leases.

Specific Authority 334.044 (2) FS. Law Implemented 260.0161, 337.25 FS. History--New 4-25-95, Amended 11-17-98, Repealed.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE: State Highway System
RULE CHAPTER NO.: 14-96

Connection Permits
RULE TITLES: 14-96.0011

Forms
Definitions 14-96.002

Application
Application Submittal, Review, 14-96.005

Approval, and Conditions 14-96.007

PURPOSE AND EFFECT: Three forms are being amended and subsection 14-96.005(3), F.A.C., is amended to clarify language relating to authorized representatives and signature requirements. The amended forms are: Driveway/Connection Application for All Categories, Form 850-040-15; Receipt of Connection Application and Fee (or Waiver of Fee), Form 850-040-16; and Driveway Connection Permit for All Categories, Form 850-040-18. The revised forms have to be incorporated by reference. Cross references to these forms are also updated to reflect the revision date.

SUBJECT AREA TO BE ADDRESSED: Three forms are being amended. The revised forms have to be incorporated by reference. Cross references to these forms are also updated to reflect the revision date.

SPECIFIC AUTHORITY: 334.044(2), 335.182(2) FS.

LAW IMPLEMENTED: 334.044(14), 335.18-.187 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-96.0011 Forms.

The following forms shall be used in the connection application administrative process and are incorporated by reference and made a part of the rules of the Department:

Title	Form Number	Date
Driveway/Connection Application – Category A	850-040-14	09/02
Driveway/Connection Application for All Categories	850-040-15	<u>04/03</u> 09/02
Receipt of Connection Application and Fee (or Waiver of Fee)	850-040-16	<u>04/03</u> 09/02
Record of Waived Requirements for All Categories	850-040-17	09/02
Driveway Connection Permit for All Categories	850-040-18	<u>04/03</u> 09/02
Record Drawings Report by Permittee’s Professional Engineer	850-040-19	09/02
Security Instrument Receipt	850-040-20	04/93
State Highway Access Connection Completeness Review	850-040-21	11/94
Applicant Time Extension Form	850-040-22	04/93
Proposed State Highway Access Driveway/Connection Notice of Intent to Deny Permit	850-040-23	09/02
Proposed State Highway Access Connection Notice of Intent to Issue Permit	850-040-24	09/02
Violation and Notice to Show Cause	850-040-26	09/02

These forms are available from the Department of Transportation’s local area Maintenance Office, District Office, Urban Area Office, or Central Office at 605 Suwannee Street, Mail Station 19, Tallahassee, Florida 32399-0450.

Specific Authority 334.044(2), 335.182(2) FS. Law Implemented 334.044(14), 335.18-.187 FS. History–New 4-18-90, Amended 7-16-95, 6-24-99, 1-23-03, _____.

14-96.002 Definitions.

For the purposes of this rule chapter the following definitions of the terms shall apply unless the context clearly indicates otherwise:

- (1) No change.
- (2) “Application” means a completed Driveway/Connection Application – Category A, Form 850-040-14, 09/02, or Driveway/Connection Application for All Categories, Form 850-040-15, 04/03 ~~09/02~~, the required application fee, and related property, site, driveway, roadway, and traffic information required in this rule chapter.
- (3) through (37) No change.

Specific Authority 334.044(2), 335.182(2), 335.183, 335.184 FS. Law Implemented 334.044(14), 335.18-.187 FS. History–New 4-18-90, Amended 7-16-95, 1-23-03, _____.

14-96.005 Application.
 (1) Connection Permit Application and Information. The Driveway/Connection Application – Category A, Form 850-040-14 (09/02) and Driveway/Connection Application for All Categories, Form 850-040-15, (04/03 ~~09/02~~), and application information are available from the office of the local area Maintenance Engineer, District Office, or Urban Area Office. A complete application shall consist of the Connection Permit Application, (with original signatures, the number of signatures to be determined by the District staff) application fee, site plans, drawings, traffic data, and connection and roadway information specified in this rule chapter.

(a) through (2) No change.

(3) Information Required for All Applications. The following information is required of all applications for all connections categories:

(a) Identification ~~and signature~~ of property owner and applicant. The complete names, and current mailing addresses and telephone numbers of property owner(s), ~~the developer(s)~~, the applicant, and ~~the authorized representative transportation and legal consultants representing the applicant (if any)~~, will be noted on the appropriate application as detailed in this rule chapter.

(b) Notarized letter of authorization. If the applicant ~~property owner~~ desires to have a representative sign, file, and handle the application, a notarized letter of authorization from the applicant ~~property owner~~ designating the applicant and the authorized representative shall be provided with the application package.

(c) Responsible person ~~officer~~. When the owner or applicant is a company, corporation, or other public agency, the name, address, and telephone number of the responsible officer shall be furnished with the application.

(d) Signatures. The names of all individuals signing the application and their titles shall be typed or printed with ~~directly below~~ the signatures.

(e) Property use. The existing and planned property use shall be noted in sufficient detail to determine the appropriate connection category of the application.

(f) Location of all existing and proposed connections. This will include a site plan indicating any physical features (existing and ~~or~~ proposed) that would have an impact on traffic circulation and sight distance on the public road system. Examples of such physical features are walls, fences, trees, mail boxes, gates, and utility poles.

(4) No change.

Specific Authority 334.044(2), (27), 335.182(2), 335.183, 335.184 FS. Law Implemented 334.044(14), 335.18-.187 FS. History–New 4-18-90, Amended 7-16-95, 1-23-03, _____.

14-96.007 Application Submittal, Review, Approval, and Conditions.

(1) through (5) No change.

(6) Issuance of Permit. A Driveway Connection Permit for All Categories, Form 850-040-18, (09/02), will be issued after the applicant provides satisfactory evidence of compliance with all conditions that must be met before issuance of a permit. A permit shall be subject to all the conditions set forth in the Proposed State Highway Access Connection Notice of Intent to Issue Permit, Form 850-040-24, (04/03 ~~09/02~~). A permit authorizes construction for one year from the date of issuance and expires if construction of the connection is not completed within that period.

(a) through (9) No change.

Specific Authority 334.044(2), 334.187(4), 335.182(2), 335.183 FS. Law Implemented 334.187, 335.181-1825, 335.184, 335.185 FS. History—New 4-18-90, Amended 7-16-95, 6-24-99, 1-23-03.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Assessment of Penalties for Violations Found During Compliance Reviews	14-108
RULE TITLES:	RULE NOS.:
Scope	14-108.001
Assessment of Penalties for Violations Found During Compliance Reviews	14-108.0011
Definitions	14-108.002
Applicability; Compliance Required	14-108.003
Administration; Enforcement	14-108.004
Penalties	14-108.005

PURPOSE AND EFFECT: The five existing rules are to be repealed and replaced with a single new rule. The rule incorporates by reference specific parts of 49 C.F.R. relating to transporting hazardous materials. References to “Terminal Audits” are removed. The rule chapter is generally rewritten and penalty schedules are adopted.

SUBJECT AREA TO BE ADDRESSED: Five rules are being repealed and replaced by a new rule.

SPECIFIC AUTHORITY: 316.302, 316.70, 334.044(2) FS.

LAW IMPLEMENTED: 316.302, 316.3025, 316.70 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

CHAPTER 14-108
ASSESSMENT OF PENALTIES FOR VIOLATIONS FOUND DURING ~~TERMINAL AUDITS (COMPLIANCE REVIEWS)~~

14-108.001 Scope.

Specific Authority 316.302, ~~316.3025~~, 316.70, 334.044(2) FS. Law Implemented 316.302, 316.3025, 316.70 FS. History—New 2-16-93, ~~Repealed~~

14-108.0011 Assessment of Penalties for Violations Found During Compliance Reviews.

(1) Scope. This rule shall apply to motor carriers of property and passengers (nonpublic sector buses), and shippers of hazardous materials. This rule also establishes the amount of penalties to be assessed for violations of safety laws and regulations in accordance with the applicable portions of Chapter 316, Florida Statutes.

(2) Definitions. The following words and phrases, when used in this rule, shall have the following meanings, except where the context otherwise requires:

(a) “Commercial Motor Vehicle” shall be as defined in Section 316.003(66), Florida Statutes.

(b) “Compliance Review” means an onsite review of documents at a motor carrier’s terminal or office, including: property carrier, passenger carrier, or shipper of hazardous materials records such as driver’s hours of service, maintenance and inspection, driver qualification, commercial drivers license requirements, financial responsibility, accident, and other safety and business records which will enable the investigators to establish compliance with safety laws and regulations.

(c) “Motor Carrier” shall be as defined in Section 320.01(33), Florida Statutes.

(d) “Nonpublic Sector Bus” shall be as defined in Section 316.003(78), Florida Statutes.

(e) “Notice of Noncompliance” means a notice that advises the motor carrier of violations found during a compliance review.

(f) “Penalty” means a monetary amount prescribed by statute or rule as a civil penalty to be assessed administratively for violation(s) of safety laws and regulations found during a compliance review.

(g) “Shipper of Hazardous Materials” means any person who carries hazardous materials, as defined in Section 316.003(69), Florida Statutes, in commerce.

(3) Applicability; Compliance Required.

(a) Any person or motor carrier who operates, causes to operate, or permits commercial motor vehicles to be operated in the transportation of property on any road, street, or highway open to travel by the public, and any shipper of hazardous materials, shall be in compliance with the applicable safety

laws and regulations contained in Section 316.302, Florida Statutes, and Title 49 C.F.R. Parts 107, Subpart G, 171, 172, 173, 177, 178, 391, 393, 395.1(3),(5), 396 and 397, incorporated herein by reference. Motor Carrier Compliance Office personnel shall conduct compliance reviews to ensure compliance with these requirements. Any person or motor carrier found to be in violation of this rule, or applicable statutory provisions, during the conduct of a compliance review shall be subject to the penalties prescribed by statute and this rule.

(b) Any person or motor carrier who operates, causes to operate, or permits nonpublic sector buses to be operated on any road, street, or highway open to travel by the public in the transportation of passengers shall be in compliance with the applicable safety laws and regulations contained in Sections 316.70, 627.7415, and 627.742, Florida Statutes, and Title 49 C.F.R. Parts 382, 385, and 390 through 397, incorporated herein by reference. Motor Carrier Compliance Office personnel shall conduct compliance reviews to ensure compliance with these requirements.

(c) The penalties prescribed by Section (5) of this rule will be waived and a Notice of Noncompliance will not be issued if, as a result of the first compliance review conducted on a motor carrier, the motor carrier corrects the described violations within 60 days after receipt of a Notice of Noncompliance. Penalties for the following violations will not be waived under the above provision, even if they are found during the first compliance review and are corrected immediately:

1. Failure to comply with controlled substance testing requirements.
2. Exceeding driver hours of service.
3. Violations involving hazardous materials.
4. Lack of valid commercial driver's licenses, including revoked, suspended, or canceled licenses.

(4) Administration; Enforcement. Penalties assessed as a result of a compliance review are due and shall be received by the Motor Carrier Compliance Office, Penalties Collections Unit, 1815 Thomasville Road, Tallahassee, Florida 32303, no later than 20 calendar days after receipt of the Notice of Noncompliance. If a timely appeal is made to the Commercial Motor Vehicle Review Board (Review Board) under Rule 14A-1.007, F.A.C., the penalty (or the remaining part thereof) is due and shall be received no later than 20 calendar days after receipt of a written decision by the Review Board which sustains the penalty in whole or in part. Penalties shall be imposed and collected consistent with Section 316.3025, Florida Statutes. Payment methods include cash, money orders, certified funds from a financial institution, approved credit cards, and company checks. A receipt shall be provided to the owner or carrier upon payment of penalties collected under this section.

(5) Penalties.

(a) The following penalty schedule shall be applicable in determining appropriate amounts to which civil penalties for violations found during compliance reviews of motor carriers and shippers of hazardous materials shall be reduced by the Review Board, upon good cause shown. The aggregate of all penalties assessed during any one compliance review shall not exceed \$5,000.

Violation	Penalty
For each violation of Title 49 C.F.R. Part 391:	\$100
No controlled Substances and Alcohol Use and Testing Program, as required by 49 C.F.R., Part 382:	\$1,000
For each violation of Title 49 C.F.R. Part 382:	\$250
For each violation of Title 49 C.F.R. Part 396:	\$100
For each violation of Title 49 C.F.R. Part 397:	\$100
For each violation of Title 49 C.F.R. Part 171:	\$100
For each violation of Title 49 C.F.R. Part 172:	\$100
For each violation of Title 49 C.F.R. Part 173:	\$100
For each violation of Title 49 C.F.R. Part 177:	\$100
For each violation of Title 49 C.F.R. Part 178:	\$100
For each violation of Title 49 C.F.R. Part 107, Subpart G:	\$100
For failing to maintain any insurance required by Section 627.7415, Florida Statutes:	\$2,500
For failure to maintain adequate level of insurance required by Section 627.7415, Florida Statutes:	\$1,000
For failing to maintain time records required by Title 49 C.F.R. Part 395.1(3), (5):	\$500
For failing to comply with the Department's request to submit to a compliance review:	\$5,000

(b) The following penalty schedule shall be applicable in determining civil penalties for violations found during compliance reviews of passenger carrying motor carriers via nonpublic sector buses. The aggregate of all penalties assessed during any one compliance review shall not exceed \$5,000.

Violation	Penalty
For each violation of Title 49 C.F.R. Part 391:	\$100
No controlled Substances and Alcohol Use and Testing Program, as required by 49 C.F.R., Part 382:	\$1,000
For each violation of Title 49 C.F.R. Part 382:	\$250
For each violation of Title 49 C.F.R. Part 392:	\$100
For each violation of Title 49 C.F.R. Part 395:	\$100
For each violation of Title 49 C.F.R. Part 396:	\$100
For each violation of Title 49 C.F.R., Part 390:	\$500
For failing to maintain any insurance required by Section 627.7414, Florida Statutes:	\$2,500
For failing to maintain adequate level of insurance required by Section 627.7414, Florida Statutes:	\$1,000
For failing to submit to the Department's request for a compliance review:	\$5,000

SPECIFIC AUTHORITY: 350.127(2), 366.05(1),(9),(11), 366.08, 366.093(1) FS.

LAW IMPLEMENTED: 350.117(1), 366.04(2)(f), 366.05(1),(9),(11), 366.08, 366.093(1) FS.

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

TIME AND DATE: 9:30 a.m., July 28, 2003

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

The request must be submitted in writing to: Marlene Stern, Appeals, Rules and Mediation Section, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Edward Bass, Division of Economic Regulation, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6455

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-7.014 Records and Reports in General.

(1) Each natural gas utility shall maintain its accounts and records in conformity with the Uniform System of Accounts for Natural Gas Companies (USOA) as found in the Code of Federal Regulations, Title 18, Subchapter F, Part 201, for Major Utilities as revised, April 1, 2002 ~~2000~~, and as modified below. All inquiries relating to interpretation of the USOA shall be submitted to the Commission's Division of Economic Regulation in writing.

(2) through (6) No change.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 366.05(1) FS. History—Amended 7-19-72, Repromulgated 1-8-75, 5-4-75, Amended 12-30-75, 9-28-81, 11-18-82, Formerly 25-7.14, Amended 10-1-86, 4-4-88, 7-20-89, 12-27-94, 4-22-96, _____.

25-7.015 Location and Preservation of Records.

(1) through (2) No change.

(3) All records shall be preserved in accordance with the Federal Energy Regulatory Commission's regulations, Title 18, Subchapter F, Part 225, Code of Federal Regulations, entitled "Preservation of Records of Natural Gas Companies" as revised, April 1, 2002 ~~1994~~, which is incorporated by reference into this rule, with the exception of the records listed in section (3)(a) of this rule. ~~Item 64 (Records of predecessors~~

~~and former associates) of the Schedule of records and periods of retention contained in Title 18, Subchapter F, Section 225.3, Code of Federal Regulations. Instead, utilities shall retain records listed in section (3)(a) of this rule for the periods indicated of acquired companies until permission for disposal is petitioned for and approved by the Florida Public Service Commission.~~

(a) The Code of Federal Regulations Items listed below are exceptions to the Schedule of Records and Periods of Retention contained in Title 18, Subchapter F, Section 225.3, Code of Federal Regulations:

1. Item 2(a), minute books of stockholders', directors', and directors' committee meetings, earlier of 20 years or termination of corporation's existence;

2. Item 6(a)(1), general ledgers, 20 years;

3. Item 6(a)(2), ledgers subsidiary or auxiliary, 20 years;

4. Item 7, journals: general and subsidiary, 20 years;

5. Item 8(a), journal vouchers and journal entries, 20 years;

6. Item 20(a), appraisals and valuations made by the company of its properties or investments or of the properties or investments of any associated companies. (includes all records essential thereto.), 10 years after appraisal; and

(a) through (b) renumbered (b) through (c) No change.

Specific Authority 366.05(1),(9),(11), 366.08, 366.093(1), 350.127(2) FS. Law Implemented 366.05(1),(9),(11), 366.08, 366.093(1) FS. History—Amended 7-19-72, Repromulgated 1-8-75, Amended 12-30-75, 9-28-81, 11-28-82, 10-1-86, 4-4-88, 11-13-95, _____.

25-7.135 Annual Reports.

(1) Each investor-owned natural gas utility shall file annual reports with the Commission on Commission Form PSC/ECR 20-G(/) ~~20 (4/96)~~ which is incorporated by reference into this rule. Form PSC/ECR 20-G ~~20~~, entitled "Annual Report of Natural Gas Utilities", may be obtained from the Commission's Division of Economic Regulation. These reports shall be verified by a responsible accounting officer of the company making the report and shall be due on or before April 30 for the preceding calendar year. A utility may file a written request for an extension of time with the Division of Economic Regulation no later than April 30. One extension of 31 days will be granted upon request. A request for Commission approval of a longer extension must be accompanied by a statement of good cause and shall specify the date by which the report will be filed.

(2) The utility shall also file with the original and each copy of the annual report form, or separately within 30 days, a letter or report, signed by an independent certified public accountant, attesting to the conformity in all material respects of the Comparative Balance Sheet, Statement of Income, ~~and Statement of Cash Flows~~ and any applicable notes from Form PSC/ECR 20-G ~~20~~ with the Commission's applicable uniform system of accounts and published accounting releases.

(3) No change.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 366.05(1) FS. History—New 12-27-94, Amended 4-15-96, _____.

25-7.1351 Diversification Reports.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 366.05(1) FS. History—New 12-27-94, Amended 4-15-96, Repealed _____.

25-7.1352 Earnings Surveillance Report.

(1) Each investor-owned natural gas utility shall file rate of return data using Commission Form PSC/ECR ~~13-G (/) 13 (5/96)~~, which is incorporated by reference into this rule. Form PSC/ECR ~~13-G 13~~, entitled “Investor-Owned Natural Gas Utility Earnings Surveillance Report,” may be obtained from the Commission’s Division of Economic Regulation.

(2) The report shall be filed:

(a) ~~Quarterly~~ Monthly, by the 15th day of the second month following the reported quarter ~~month~~ for natural gas utilities with 25,000 ~~50,000~~ or more customers.

~~(b) Quarterly, by the 15th day of the second month following the reported quarter for natural gas utilities with fewer than 50,000 customers and more than 5,000 customers.~~

~~(b)(e)~~ Semiannually, by the 15th day of the second month following the reported period for natural gas utilities with 25,000 ~~5,000~~ or fewer customers.

(3) No change.

Specific Authority 350.127(2) FS. Law Implemented 350.117(1), 366.04(2)(f) FS. History—New 11-18-82, Formerly 25-7.24, Amended 4-23-92, Formerly 25-7.024, Amended 6-10-94, 5-8-96, _____.

25-7.1353 Forecasted Earnings Surveillance Report.

(1) Each investor-owned natural gas utility with more than 50,000 customers ~~that is not under an incentive regulation plan or not subject to an earnings cap~~ shall file with the Commission its forecasted financial information on Commission Form PSC/ECR ~~23-G (/) 23 (1/95)~~ which is incorporated into this rule by reference. Form PSC/ECR ~~23-G 23~~, entitled “Investor-Owned Natural Gas Utility Forecasted Earnings Surveillance Report”, may be obtained from the Commission’s Division of Economic Regulation. The report shall be verified by the responsible officer of the utility making the report. The report shall be due no later than 60 days after the end of the fiscal year, and shall contain the forecasted financial information for the following fiscal year.

(2) through (3) No change.

Specific Authority 350.127(2), 366.05(1) FS. Law Implemented 350.117(1), 366.05(1) FS. History—New 1-11-95, Amended _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE:

Care of Inmates

RULE NO.:

33-602.101

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide more specific guidelines as to permissible hairstyles for male inmates.

SUBJECT AREA TO BE ADDRESSED: Inmate hairstyles.

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:

33-602.101 Care of Inmates.

(1) through (3) No change.

(4) For security and identification purposes, no inmate shall be permitted to have his or her hair, to include eyebrows and facial hair, dyed, cut, shaved or styled according to fads or extremes that would call attention to the inmate or separate inmates into groups based upon style. This would include, for example, tails, woven braids, cutting, sculpting, clipping or etching numbers, letters, words, symbols or other designs into the hair. Male inmates shall have their hair cut short to medium uniform length at all times with no part of the ear or collar covered. Male inmates shall be permitted to shave their entire heads in a uniform manner unless the inmate is using his hairstyle or lack thereof to demonstrate gang affiliation or otherwise pose a threat to institutional security. Partial shaving of the head in a mowhawk or other distinctive shall not be permitted. Sideburns shall not extend beyond the bottom of the earlobes and will have straight lines with no flare at the base. All male inmates shall be clean shaven, provided, however, that an exemption from this requirement shall be granted on the basis of a medical diagnosis when it is determined by the staff physician that shaving would be detrimental to the inmate’s health. Inmates granted a medical exemption from the shaving requirement may be required to keep their facial hair closely trimmed with scissors or clippers. For the purpose of this rule, “closely trimmed” means trimmed so that no part of the facial hair exceeds the length prescribed by the physician as necessary to prevent the appearance or reappearance of skin disorders. If no specific length is prescribed, then facial hair shall be kept trimmed to within one-quarter inch. An inmate who has been granted a shaving exemption shall maintain the written exemption on his person at all times when outside the assigned housing unit.

(5) through (10) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-8-76, Formerly 33-3.02, Amended 4-19-79, 4-24-80, 1-9-85, 11-3-87, 9-16-88, 7-23-89, 8-27-91, 3-30-94, 11-14-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION**Certificate of Need**

RULE TITLE: Hospice Programs
 RULE NO.: 59C-1.0355

PURPOSE AND EFFECT: The agency intends to amend the rule used in certificate of need (CON) review of proposals to establish hospice programs. The amendments clarify certain terms used in statutes and in the current rule, and provide an additional basis for approval of a new hospice program. Rule provisions concerning hospice inpatient facilities are not changed. A preliminary draft of the rule is included in this Notice.

SUBJECT AREA TO BE ADDRESSED: Clarification of terms used in statute or the hospice rule, and the basis for approval of a new program.

SPECIFIC AUTHORITY: 408.15(8), 408.034(6) FS.

LAW IMPLEMENTED: 408.034(3), 408.036(1)(b),(d),(e), 408.043(2) FS.

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

TIME AND DATE: 2:00 p.m., July 1, 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 DEVELOPMENT IS: Karen Rivera, Certificate of Need, 2727 Mahan Drive, Building 1, Tallahassee, Florida

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59C-1.0355 Hospice Programs.

(1) Agency Intent. This rule implements the provisions of subsection 408.034(3), paragraphs 408.036(1)(b),(d) and (e), and subsection 408.043(2), Florida Statutes. It is the intent of the agency to ensure the availability of hospice programs as defined in this rule to all persons requesting and eligible for hospice services, regardless of ability to pay. This rule regulates the establishment of new hospice programs, the construction of freestanding inpatient hospice facilities as defined in this rule, and a change in licensed bed capacity of a freestanding inpatient hospice facility. A separate certificate of need application shall be submitted for each service area defined in this rule.

(2) Definitions.

(a) "Admission." Consistent with s. 400.6095(2), Florida Statutes, a person is considered admitted to a hospice following a physician's diagnosis and prognosis of a terminal illness and upon the person's expressed request and informed consent.

(b)(*) "Agency." The Agency for Health Care Administration.

(c)(b) "Approved Hospice Program." A hospice program for which the agency has issued an intent to grant a certificate of need, or has issued a certificate of need, and that is not yet licensed as of 3 weeks prior to publication of the fixed need pool.

(d)(e) "Contractual Arrangement." An arrangement for contractual services, as described in subsection 400.6085, Florida Statutes.

(e)(d) "Fixed Need Pool." The fixed need pool defined in subsection 59C-1.002(19)(20), Florida Administrative Code. The agency shall publish a fixed need pool for hospice programs twice a year.

(f)(e) "Freestanding Inpatient Hospice Facility." For purposes of this rule, a facility that houses inpatient beds licensed exclusively to the hospice program but does not house any inpatient beds licensed to a hospital or nursing home.

(g) "Hospice." A corporation eligible for licensure as a hospice consistent with the provisions in Chapter 400, Part VI, Florida Statutes. Hospices are licensed to serve a specified county or group of counties, and may provide hospice programs in one or more of the service areas defined in this rule. A hospice licensed to serve any county in a service area shall serve all other counties in that area without further certificate of need approval.

(h)(f) "Hospice Program." A program provided by a hospice in a service area defined in this rule described in subsections 400.601(2), 400.602(5), 400.609, and 400.6095(1), Florida Statutes, that provides a continuum of palliative and supportive care for the terminally ill patient and his family. As provided in s. 400.609, Florida Statutes, a hospice program includes a continuum of palliative and supportive care for the terminally ill patient and his family. Hospice programs services must be available 24 hours a day, 7 days a week, and must be available to all terminally ill persons and their families within the service area, and available without regard to age, gender, national origin, sexual orientation, disability, diagnosis, cost of therapy, ability to pay, or life circumstances. A new hospice program for a service area may be established by licensure of a new hospice or by expansion of the geographic area of a hospice serving an adjacent service area.

(i)(g) "Inpatient Bed." Inpatient beds located in a freestanding inpatient hospice facility, a hospital, or a nursing home and available for hospice inpatient care. Inpatient beds located in a freestanding inpatient hospice facility are licensed to the hospice. Inpatient hospice beds in a hospital are licensed to the hospital, and remain licensed as acute care beds; inpatient hospice beds in a nursing home are licensed to the nursing home, and remain licensed as skilled nursing beds.

(j)(h) "Local Health Council." The council referenced in section 408.033(1), Florida Statutes.

(k)(i) "Planning Horizon." The date by which a proposed new hospice program is expected to be licensed. For purposes of this rule, the planning horizon for applications submitted

between January 1 and June 30 is July 1 of the year 1 year subsequent to the year the application is submitted; the planning horizon for applications submitted between July 1 and December 31 is January 1 of the year 2 years subsequent to the year the application is submitted.

(l) “Regional Monopoly.” For the purpose of interpreting s. 408.043(2), Florida Statutes, a regional monopoly exists when a service area as defined in this subsection is served by only one hospice.

(m)(i) “Residential Facility.” For purposes of this rule, a facility operated by a licensed hospice program to provide a residence for hospice patients, as defined in s. 400.601(5)(4), F.S. A residential facility is not subject to regulation under this rule. Provided, however, that a proposal to convert such a residence to a freestanding inpatient hospice facility is subject to regulation under this rule.

(n)(k) “Service Area.” The geographic area consisting of a specified county or counties, as follows:

1. Service Area 1 consists of Escambia, Okaloosa, Santa Rosa, and Walton Counties.
2. Service Area 2A consists of Bay, Calhoun, Gulf, Holmes, Jackson, and Washington Counties.
3. Service Area 2B consists of Franklin, Gadsden, Jefferson, Leon, Liberty, Madison, Taylor, and Wakulla Counties.
4. Service Area 3A consists of Alachua, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Lafayette, Levy, Putnam, Suwannee, and Union Counties.
5. Service Area 3B consists of Marion County.
6. Service Area 3C consists of Citrus County.
7. Service Area 3D consists of Hernando County.
8. Service Area 3E consists of Lake and Sumter Counties.
9. Service Area 4A consists of Baker, Clay, Duval, Nassau, and St. Johns Counties.
10. Service Area 4B consists of Flagler and Volusia Counties.
11. Service Area 5A consists of Pasco County.
12. Service Area 5B consists of Pinellas County.
13. Service Area 6A consists of Hillsborough County.
14. Service Area 6B consists of Hardee, Highlands, and Polk Counties.
15. Service Area 6C consists of Manatee County.
16. Service Area 7A consists of Brevard County.
17. Service Area 7B consists of Orange and Osceola Counties.
18. Service Area 7C consists of Seminole County.
19. Service Area 8A consists of Charlotte and DeSoto Counties.
20. Service Area 8B consists of Collier County.
21. Service Area 8C consists of Glades, Hendry and Lee Counties.
22. Service Area 8D consists of Sarasota County.

23. Service Area 9A consists of Indian River County.

24. Service Area 9B consists of Martin, Okeechobee, and St. Lucie Counties.

25. Service Area 9C consists of Palm Beach County.

26. Service Area 10 consists of Broward County.

27. Service Area 11 consists of Dade and Monroe Counties.

(o)(f) “Terminally Ill.” As defined in subsection 400.601(10)(9), Florida Statutes, terminally ill refers to a medical prognosis that a patient’s life expectancy is 1 year or less if the illness runs its normal course.

(3) General Provisions.

(a) Quality of Care. Hospices programs shall comply with the standards for program licensure described in Chapter 400, Part VI, Florida Statutes, and Chapter 59A-2, Florida Administrative Code. Applicants proposing to establish a new hospice program shall demonstrate how they will meet the standards.

(b) Conformance with Statutory Review Criteria. A certificate of need for the establishment of a new hospice program, construction of a freestanding inpatient hospice facility, or change in licensed bed capacity of a freestanding inpatient hospice facility, shall not be approved unless the applicant meets the applicable review criteria in sections 408.035 and 408.043(2), F.S., and the standards and need determination criteria set forth in this rule. Applications to establish a new hospice program shall not be approved in the absence of a numeric need indicated by the formula in paragraph (4)(a) of this rule, unless other criteria in this rule and in sections 408.035 and 408.043(2), F.S., outweigh the lack of a numeric need.

(4) Criteria for Determination of Need for a New Hospice Program.

(a) Numeric Need for a New Hospice Program. Numeric need for an additional hospice program for a service area is demonstrated if the projected number of unserved patients who would elect a hospice program is 350 or greater. The net need for a new hospice program in a service area is calculated as follows:

$$(HPH) - (HP) \geq 350$$

where:

(HPH) is the projected number of patients electing a hospice program in the service area during the 12 month period beginning at the planning horizon. (HPH) is the sum of $(U65C \times P1) + (65C \times P2) + (U65NC \times P3) + (65NC \times P4)$

where:

U65C is the projected number of service area resident cancer deaths under age 65, and P1 is the projected proportion of U65C electing a hospice program.

65C is the projected number of service area resident cancer deaths age 65 and over, and P2 is the projected proportion of 65C electing a hospice program.

U65NC is the projected number of service area resident deaths under age 65 from all causes except cancer, and P3 is the projected proportion of U65NC electing a hospice program.

65NC is the projected number of service area resident deaths age 65 and over from all causes except cancer, and P4 is the projected proportion of 65NC electing a hospice program.

The projections of U65C, 65C, U65NC, and 65NC for a service area are calculated as follows:

$$U65C = (u65c/CT) \times PT$$

$$65C = (65c/CT) \times PT$$

$$U65NC = (u65nc/CT) \times PT$$

$$65NC = (65nc/CT) \times PT$$

where:

u65c, 65c, u65nc, and 65nc are the service area's current number of resident cancer deaths under age 65, cancer deaths age 65 and over, deaths under age 65 from all causes except cancer, and deaths age 65 and over from all causes except cancer.

CT is the service area's current total of resident deaths, excluding deaths with age unknown, and is the sum of u65c, 65c, u65nc, and 65nc.

PT is the service area's projected total of resident deaths for the 12-month period beginning at the planning horizon.

"Current" deaths means the number of deaths during the most recent calendar year for which data are available from the Department of Health and Rehabilitative Services' Office of Vital Statistics at least 3 months prior to publication of the fixed need pool.

"Projected" deaths means the number derived by first calculating a 3-year average resident death rate, which is the sum of the service area resident deaths for the three most recent calendar years available from the Department of Health and Rehabilitative Services' Office of Vital Statistics at least 3 months prior to publication of the fixed need pool, divided by the sum of the July 1 estimates of the service area population for the same 3 years. The resulting average death rate is then multiplied by the projected total population for the service area at the mid-point of the 12-month period which begins with the applicable planning horizon. Population estimates for each year will be the most recent population estimates published by the Office of the Governor at least 3 months prior to publication of the fixed need pool.

The projected values of P1, P2, P3, and P4 are equal to current statewide proportions calculated as follows:

$$P1 = (Hu65c/Tu65c)$$

$$P2 = (H65c/T65c)$$

$$P3 = (Hu65nc/Tu65nc)$$

$$P4 = (H65nc/T65nc)$$

where:

Hu65c, H65c, Hu65nc, and H65nc are the current 12-month statewide total admissions of hospice cancer patients under age 65, hospice cancer patients age 65 and over, hospice patients

under age 65 admitted with all other diagnoses, and hospice patients age 65 and over admitted with all other diagnoses. The current totals are derived from reports submitted under subsection (9) of this rule.

Tu65c, T65c, Tu65nc, and T65nc are the current 12-month statewide total resident deaths for the four categories used above.

(HP) is the number of patients admitted to hospice programs serving an area during the most recent 12-month period ending on June 30 or December 31. The number is derived from reports submitted under subsection (9) of this rule.

350 is the targeted minimum 12-month total of patients admitted to a hospice program.

(b) Licensed Hospice Programs. Regardless of numeric need shown under the formula in paragraph (4)(a), the agency shall not normally approve a new hospice program for a service area unless each hospice program serving that area has been licensed and operational for at least 2 years as of 3 weeks prior to publication of the fixed need pool.

(c) Approved Hospice Programs. Regardless of numeric need shown under the formula in paragraph (4)(a), the agency shall not normally approve another hospice program for any service area that has an approved hospice program that is not yet licensed.

(d) Approval Under Special Circumstances.

In the absence of numeric need identified in paragraph (4)(a), and in context with other applicable statutory and rule criteria, the agency may approve an additional hospice program for a service area under the circumstances described in subparagraph 1. or 2.:

1. An the applicant must demonstrates that circumstances exist to justify the approval of a new hospice program for that service area. Evidence submitted by the applicant must document one or more of the following:

a.1- That a specific terminally ill population is not being served.

b.2- That a county or counties within the service area of a licensed hospice program are not being served.

c.3- That there are persons referred to hospice programs who are not being admitted within 48 hours (excluding cases where a later admission date has been requested); or- The applicant shall indicate the number of such persons.

2. The area is served by a single hospice program, and all of the following are true:

a. The program has been the sole provider for that service area for at least 10 consecutive batching cycles as of 3 weeks prior to publication of the fixed need pool;

b. There is no approved hospice program for the service area;

c. There is no newly-licensed hospice program in the service area that has not yet reported any admissions; and

d. For both the current and previous batching cycle, the projected 12-month total of admissions, divided by 700, is equal to or greater than 2.0., calculated as HPH/700 for each cycle.

(e) Preferences for a New Hospice Program. The agency shall give preference to an applicant meeting one or more of the criteria specified in subparagraphs 1. through 5.:

1. Preference shall be given to an applicant who has a commitment to serve populations with unmet needs.

2. Preference shall be given to an applicant who proposes to provide the inpatient care component of the hospice program through contractual arrangements with existing health care facilities, unless the applicant demonstrates a more cost-efficient alternative.

3. Preference shall be given to an applicant who has a commitment to serve patients who do not have primary caregivers at home; the homeless; and patients with AIDS.

4. In the case of proposals for a hospice service area comprised of three or more counties, preference shall be given to an applicant who has a commitment to establish a physical presence in an underserved county or counties.

5. Preference shall be given to an applicant who proposes to provide services that are not specifically covered by private insurance, Medicaid, or Medicare.

(5) Consistency with Plans. An applicant for a new hospice program shall provide evidence in the application that the proposal is consistent with the needs of the community and other criteria contained in local health council plans ~~and the State Health Plan~~. The application for a new hospice program shall include letters from health organizations, social services organizations, and other entities within the proposed service area that endorse the applicant's development of a hospice program.

(6) through (8) No change

(9) Semi-Annual Utilization Reports.

(a) Each hospice ~~program~~ shall report utilization information to the agency or its designee on or before July 20 of each year and January 20 of the following year. The July report shall indicate, by service area, the number of admissions new patients admitted during the 6-month period composed of the first and second quarters of the current year, the census on the first day of each month included in the report, and the number of patient days of care provided during the reporting period. The January report shall indicate, by service area, the number of admissions new patients admitted during the 6-month period composed of the third and fourth quarters of the prior year, the census on the first day of each month included in the report, and the number of patient days of care provided during the reporting period. An admission shall be defined as in paragraph (2)(a) of this rule, subject to the following clarification:

1. A person admitted to a hospice program for a service area is counted as one admission to that program for as long as the person is continuously enrolled in that hospice program.

2. A person discharged from a hospice program for a service area and then readmitted to the same hospice program at any later date is counted as a new admission to that hospice program.

3. A person discharged from a hospice program for a service area and then admitted to a different hospice program is counted as a new admission to that different hospice program, regardless of the licenseholder for that different hospice program.

4. The location of a person at the time of admission establishes the hospice program service area where that admission is counted, regardless of the place considered to be the person's permanent residence. ~~The following detail shall also be provided.~~

~~(b)(a)~~ The utilization reports shall also include the following detail by service area ~~For the number of new patients admitted:~~

1. The 6-month total of admissions under age 65 and age 65 and over by type of diagnosis (e.g., cancer, ~~AIDS~~).

2. The number of admissions during each of the 6 months covered by the report, ~~by service area of residence.~~

3. ~~(b)~~ For the patient census on April 1 or October 1, as applicable, the number of patients receiving hospice care in:

~~a.1.~~ A private home.

~~b.2.~~ An adult congregate living facility.

~~c.3.~~ A hospice residential unit.

~~d.4.~~ A nursing home.

~~e.5.~~ A hospital.

~~(10) Grandfathering Provisions. A hospice program licensed as of the effective date of this rule is authorized to continue to serve all counties in the service area where its principal place of business is located. A hospice program whose certificate of need or current license permits hospice services in a county or counties in an adjacent service area may continue to serve those adjacent counties. Any expansion to provide service to other counties in an adjacent service area is subject to regulation under this rule.~~

Specific Authority 408.15(8), 408.034(6)(3) ~~and (5)~~ FS. Law Implemented 408.034(3), 408.035, 408.036(1)(b),(d),(e) ~~and (f)~~, 408.043(2), 400.606(4) ~~and (5)~~ FS. History—New 4-17-95, Amended 7-30-95, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Early Intervention Services
 RULE NO.: 59G-4.085
 PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Early Intervention Services Coverage and Limitations

Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Early Intervention Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: 59G-4.085, F.A.C.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 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, June 30, 2003

PLACE: 2727 Ft. Knox Blvd., Bldg. 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: L. Gail Connolly, Bureau of Medicaid Services, 2727 Ft. Knox Blvd., Bldg. 3, MS#20, Tallahassee, Florida 32308-5403, (850)922-7319

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.085 Early Intervention Services.

(1) This rule applies to all Early Intervention Services providers enrolled in the Medicaid program.

(2) All Early Intervention Services providers enrolled in the Medicaid program must be in compliance ~~comply~~ with the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook, October 2003 ~~February 1999~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-4.~~0015-020~~, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908 FS. History—New 4-30-00, Amended _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Prescribed Pediatric Extended Care Services

RULE NO.: 59G-4.260

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Prescribed Pediatric Extended Care Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Prescribed Pediatric Extended Care Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Prescribed Pediatric Extended Care Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905(2), 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: 10:00 a.m., Monday, June 30, 2003

PLACE: 2727 Mahan Dr., Building 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Arlene Cotton, Bureau of Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7310

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.260 Prescribed Pediatric Extended Care Services.

(1) This rule applies to all Prescribed Pediatric Extended Care (PPEC) service providers enrolled in the Medicaid program.

(2) All Medicaid enrolled prescribed pediatric extended care service providers must be in compliance with the Florida Medicaid Prescribed Pediatric Extended Care Services Coverage and Limitations Handbook, October 2003 ~~May 1999~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500, which is incorporated in Rule 59G-4.001 ~~59G-5.020~~, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.905(2), 409.908 FS. History—New 8-27-91, Amended 4-21-92, 3-9-93, Formerly 10C-7.0471, Amended 2-11-96, 2-22-00, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Payment Methodology for Inpatient Hospital Services

RULE NO.:

59G-6.020

PURPOSE AND EFFECT: The purpose of the proposed amendment is to incorporate changes to the Florida Title XIX Inpatient Hospital Reimbursement Plan payment methodology, effective June 7, 2003, for methods used in establishing payment rates for adult (age 21 and over) heart and liver transplants.

Reimbursement for adult (age 21 and over) heart and liver transplant evaluations and transplant surgery services will be paid the actual billed charges up to a global maximum rate established by the Agency. These payments will be made to physicians and facilities that have met specified guidelines and are established as designated transplant centers as appointed by the Secretary of the Agency. The global maximum reimbursement for transplant surgery services is an all-inclusive payment and encompasses 365 days of transplant related care.

Also, editorial changes will be made to the Reimbursement Plan in order to reorganize various section titles.

The effect of the proposed amendment will be: reimbursement for adult (age 21 and over) heart and liver transplant evaluations and transplant surgery services will be paid the actual billed charges up to a global maximum rate established by the Agency. These payments will be made to physicians and facilities that have met specified guidelines and are established as designated transplant centers as appointed by the Secretary of the Agency. The global maximum reimbursement for transplant surgery services is an all-inclusive payment and encompasses 365 days of transplant related care.

Also, editorial changes will be made to the Reimbursement Plan in order to reorganize various section titles.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed are reimbursement for adult (age 21 and over) heart and liver transplant evaluations and transplant surgery services will be paid the actual billed charges up to a global maximum rate established by the Agency. These payments will be made to physicians and facilities that have met specified guidelines and are established as designated transplant centers as appointed by the Secretary of the Agency. The global maximum reimbursement for transplant surgery services is an all-inclusive payment and encompasses 365 days of transplant related care.

Also, editorial changes will be made to the Reimbursement Plan in order to reorganize various section titles.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908, 409.9117 FS.

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

TIME AND DATE: 2:00 p.m., June 30, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Robert Butler, Chief, Medicaid Program Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2120B, Tallahassee, Florida 32308, (850)414-2759

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors Licensing Board

RULE TITLES:	RULE NOS.:
Definitions	61G6-5.001
Application for Examination for Certification	61G6-5.003
Notification of Changes	61G6-5.012

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address definitions; application for certification and the correction of a typographical error.

SUBJECT AREA TO BE ADDRESSED: Definitions and the application for certification.

SPECIFIC AUTHORITY: 489.505(2), 489.507(3), 489.511 FS.

LAW IMPLEMENTED: 455.275, 489.505(10),(12),(21),(22), 489.511(2), 489.521, 489.533 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: Anthony Spivey, Executive Director, Electrical Contractors Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors Licensing Board

RULE TITLES:	RULE NOS.:
Continuing Education for Reactivation	61G6-9.001
Registration of Course Providers	61G6-9.005

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address required continuing education for the purpose of reactivation of licensure. The Board also proposes the deletion of subsection (11) in Rule 61G6-9.005 since it is no longer applicable.

SUBJECT AREA TO BE ADDRESSED: Continuing education for reactivation of licensure and clarification of registration of course providers.

SPECIFIC AUTHORITY: 455.2179, 455.225, 455.227, 489.507(3), 489.519 FS.

LAW IMPLEMENTED: 455.2179, 489.517, 489.531, 489.533, 489.519 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: Anthony Spivey, Executive Director, Electrical Contractors Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors Licensing Board

RULE TITLES:	RULE NOS.:
Violations and Penalties	61G6-10.002
Aggravating or Mitigating Circumstances	61G6-10.003
Probation	61G6-10.007

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address violations and penalties in Rule 61G6-10.002, F.A.C. In addition, the Board proposes the development of amendments to Rule 61G6-10.003, F.A.C., to address concerns outlined by the Joint Administrative Procedures Committee. The Board also proposes the development of a new rule to address probation.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines, aggravating or mitigating circumstances, and probation.

SPECIFIC AUTHORITY: 455.2273, 489.507(3) 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 ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Electrical Contractors Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE TITLE:	RULE NO.:
Qualifications for Examination	64B9-3.002

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

SUBJECT AREA TO BE ADDRESSED: Requirements needed to demonstrate competency in English.

SPECIFIC AUTHORITY: 464.006 FS.

LAW IMPLEMENTED: 112.011(1)(b), 455.564(1), 464.008 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: Dan Coble, Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II
Proposed Rules**

DEPARTMENT OF CORRECTIONS

RULE TITLE:	RULE NO.:
Holding Cells	33-602.224

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

SUMMARY: The proposed rule requires that a holding cell log be initiated when an inmate is placed in the cell for a period exceeding 30 minutes. This is a change from the requirement that a log be initiated after a period exceeding one hour.

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:

33-602.224 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dale Landress

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 27, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 2, 2003

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE TITLE: Permit Application Processing Fees

RULE NO.: 40E-1.607

PURPOSE AND EFFECT: To amend the rule to include a zero processing fee for modifications or transfers of surface water management, wetland resource, environmental resource, or Works of the District permits for properties acquired by the District pursuant to the Florida Forever Work Plan or Save Our Rivers Land Acquisition and Management Plan.

SUMMARY: The rule is amended to include a zero permit application processing fee for modifications or transfers of surface water management, wetland resource, environmental resource, or Works of the District permits for properties acquired by the District pursuant to the Florida Forever Work Plan or Save Our Rivers Land Acquisition and Management Plan.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No formal 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 within 21 days of this notice.

SPECIFIC AUTHORITY: 373.044, 373.109, 373.113 FS.

LAW IMPLEMENTED: 373.109, 373.199, 373.59 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A PUBLIC HEARING WILL BE SCHEDULED AND ANNOUNED IN THE FAW.

The procedure for requesting a hearing is governed by subsection 28-103.004(2), F.A.C., as follows: a request for a public hearing must be in writing and filed with the District Clerk during normal business hours, at the address below, within 21 days of publication of this notice. The request must specify how the requestor would be affected by the proposed

rule. Any affected person who fails to timely file a request for hearing waives the right to request a hearing on the proposed rule.

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Sluth, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6299 or (561)682-6299 (internet: jsluth@sfwmd.gov)

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-1.607 Permit Application Processing Fees.
(1) through (6) No change.

(7) PERMIT APPLICATION PROCESSING FEES FOR MODIFICATION OR TRANSFER OF ENVIRONMENTAL RESOURCE, SURFACE WATER MANAGEMENT OR WORKS OF THE DISTRICT PERMITS FOR PROPERTIES ACQUIRED BY THE DISTRICT PURSUANT TO THE FLORIDA FOREVER WORK PLAN OR SAVE OUR RIVERS LAND ACQUISITION AND MANAGEMENT PLAN

Modification of existing permits to reflect property ownership changes where no new works or modifications to an existing surface water management system is requested.

\$0

Permit transfer pursuant to Rules 40E-1.6107 and 40E-4.351, F.A.C.

\$0

Specific Authority 373.109, ~~373.421(6)(b)~~ FS. Law Implemented 373.109, 373.421(6)(b), 403.201 FS. History—New 1-8-89, Amended 1-2-91, 11-15-92, 6-1-93, 1-23-94, 10-3-95, 4-1-96, 11-8-99, 5-24-00, 6-26-02, 7-11-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Terrie Bates, Director, Environmental Resource Regulation Department

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 15, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 25, 2003

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 the amendments to delete language that contravenes the law implemented.

SUMMARY: The rule amendments delete "severity of the offense" and "repetition of the offense" as aggravating factors when determining a penalty for violation of the rules, statutes, or both.

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: 455.2273, 455.2275 FS.

LAW IMPLEMENTED: 455.2273 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:

- 61G4-17.002 Aggravating and Mitigating Circumstances.
- (1) through (2) No change.
- ~~(3) The severity of the offense.~~
- ~~(3)(4) The danger to the public.~~
- ~~(5) The number of repetitions of offenses.~~
- (6) through (12) renumbered (4) through (10) No change.

Specific Authority 455.2273, 455.2275 FS. Law Implemented 455.2273 FS. History—New 10-26-86, Formerly 21E-17.002, Amended _____.

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: May 9, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 2, 2003

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

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
9B-72	Product Approval
RULE NOS.:	RULE TITLES:
9B-72.010	Definitions
9B-72.030	Local Product Approval Generally
9B-72.040	Product Evaluation for Local Approval
9B-72.045	Validation of Evaluation for Local Approval
9B-72.050	Approval by Local Jurisdiction
9B-72.060	Statewide Product Approval Generally
9B-72.070	Product Evaluation for Statewide Approval
9B-72.090	Statewide Approval by Building Commission
9B-72.100	Approval of Entities to Perform Evaluation, Validation Testing, Certification and Quality Assurance
9B-72.110	Criteria for Certification of Independence
9B-72.130	Forms

NOTICE OF ADDITIONAL PUBLIC HEARING

The Florida Building Commission hereby gives notice that an additional public hearing on the above-referenced rule will be held on July 15, 2003, 8:45 a.m., Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida.

This hearing is being held to consider public comments pertaining to the Notice of Proposed Change published May 2, 2003, and the Product Approval Program Oversight Committee's recommendations regarding those public comments.

The rule was originally published in Vol. 29, No. 11, of the March 14, 2003, issue of the Florida Administrative Weekly.

Any person requiring special accommodation at the hearing because of a disability or physical impairment should contact Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824, at least seven days before the date of the hearing. 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) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

DOCKET NO.: 01-10R

RULE CHAPTER NO.: 18-21
 RULE CHAPTER TITLE: Sovereignty Submerged Lands Management

RULE NO.: 18-21.004
 RULE TITLE: Management Policies, Standards, and Criteria

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. 29, No. 5, (January 31, 2003), issue of the Florida Administrative Weekly and in the Notice of Change published in Vol. 29, No. 22 (May 30, 2003), issue of the FAW. The notices were also published on the Department’s official notice Internet site at www.dep.state.fl.us.

These proposed changes, along with the rule as published January 31, 2003, will be considered by the Board of Trustees at the previously noticed Adoption Hearing to be held June 26, 2003, beginning at 9:00 a.m., in Room LL03 (Cabinet Meeting Room), The Capitol, Tallahassee, Florida.

The full text of this notice also 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”.

CONTACT: A copy of the agenda item requesting adoption of the rule with the changes in this notice will be distributed to all persons on the interested parties mailing list. Any questions may be directed to Alice Heathcock, Florida Department of Environmental Protection, Bureau of Beaches and Wetland Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, FL 32399-2400, (850)245-8483, facsimile (850)245-8499 or e-mail: Alice.Heathcock@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

18-21.004 Management Policies, Standards, and Criteria.

- (1) No change.
- (2) Resource Management.
- (a) through (k) No change.

(l) Applications for telecommunication lines received after [effective date of rule] that originate from or extend to locations outside of the state’s territorial limits through the

territorial sea including the area between mean high and mean low water lines and any associated conduits shall be subject to the following:

1. through 5. No change.

6. While locating in these areas is not required for approval, special consideration areas are designated for telecommunication lines and associated conduits located within the reef-gaps generally described as follows, based on World Geodetic System 84.

- a. through e. No change.
- (m) No change.
- (3) through (5) No change.

DEPARTMENT OF CITRUS

RULE CHAPTER NO.: 20-107
 RULE CHAPTER TITLE: Intellectual Property Protocol

RULE NOS.: 20-107.005
 RULE TITLES: Royalties
 20-107.006 Payments

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 29, No. 17, April 25, 2003, issue of the Florida Administrative Weekly:

20-107.005 Royalties.

(1) Consistent with other state agencies which have been assigned patent ownership rights, and in consideration of staff assignment of patent rights, the Department of Citrus agrees to pay for the life of the patent to the staff inventor(s), or their heirs, its share of net income derived from inventions according to a schedule approved by the Florida Citrus Commission, “Schedule of Royalty Payments on Intellectual Property” (1997), which schedule may be modified from time to time.

20-107.006 Payments.

(1) through (2) No change.

(3) The Department of Citrus shall ~~may~~ withhold distribution of royalties pending resolution of any litigation.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER NO.: 40D-22
 RULE CHAPTER TITLE: Year-Round Water Conservation Measures

NOTICE OF CONTINUATION OF PUBLIC HEARING

The Southwest Florida Water Management District hereby gives notice in accordance with subparagraph 120.54(3)(c), F.S. that the public hearing held on May 27, 2003 regarding the Notice of Proposed Rulemaking for Rule 40D-22, F.A.C. to update the Year-Round Water Conservation Measures published in Vol. 28, No. 47, Pages 5207 through 5211 on November 22, 2002 of the Florida Administrative Weekly is

continued to its June Governing Board meeting. The District's monthly Governing Board meeting will be held on June 24, 2003, Boardroom, Southwest Florida Water Management District's Brooksville Office, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211.

A copy of the agenda may be obtained by writing: the Southwest Florida Water Management, 2379 Broad Street, Brooksville, Florida 34604-6899.

The Southwest Florida Water Management District does not discriminate on the basis of any individual's disability status. Anyone requiring reasonable accommodation as provided for in the American's With Disability Act should contact: Dianne Lee, (352)796-7211 or 1(800)423-1476, Extension 4658, TDD only number 1(800)231-6103 Fax (352)754-6878, Suncom 663-6878.

DEPARTMENT OF ELDER AFFAIRS

Aging and Assisted Living Programs

RULE NOS.:	RULE TITLES:
58M-3.001	Guardianship Training Program
58M-3.002	Course Approval Procedure
58M-3.003	Course Content

NOTICE OF WITHDRAWAL

Notice is hereby given that the Notice of Proposed Rulemaking regarding the above rules, as notice in Vol. 29, No. 21, May 23, 2003, Florida Administrative Weekly, has been withdrawn.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-9.004	Permits for Hunting or Other Recreational Use on Wildlife Management Areas

NOTICE OF CHANGES TO PROPOSED RULE

The Fish and Wildlife Conservation Commission announces changes to the proposed amendment of Rule 68A-9.004, F.A.C., as published in the April 25, 2003 issue of the Florida Administrative Weekly. The changes are in response to public comment, testimony, and Commission discussion contained in the record of the public hearing held by the Commission on May 28, 2003, in Kissimmee, Florida. The proposed amendment of Rule 68A-9.004, F.A.C., will now read as follows:

68A-9.004 Permits for Hunting or Other Recreational Use on Wildlife Management Areas.

(1) In addition to other licenses, permits and stamps required by law, stamp requirements for hunting, camping, fishing, or other recreational uses on lands owned, leased or managed by the Commission or the State of Florida for the use and benefit of the Commission shall be as provided by Section 372.57(4)(b), F.S.

(a) The cost of permits as required for hunting on wildlife management areas as provided by Section 372.57(4)(b)1., F.S., shall be \$25.

(b) The cost of recreational user permits as required for hunting on the following privately owned wildlife management areas as provided by Section 372.57(4)(b)2., F.S., shall be:

1. Nassau WMA – \$197
2. San Pedro Bay WMA – \$225
3. Blue Water Creek – \$180
4. Flint Rock – \$206
5. Twelve Mile Swamp – \$425
6. Robert Brent – \$150

(c) The total number of permits available for each of the following privately owned wildlife management areas established pursuant to Section 372.57(4)(b)2., F.S., shall be:

1. Nassau WMA – 600
2. San Pedro Bay WMA – 355
3. Blue Water Creek – 400
4. Flint Rock – 450
5. Twelve Mile Swamp – 200
6. Robert Brent – 100

(d) Recreational user permits required for hunting on privately owned wildlife management areas shall also authorize the permittee to engage in all activities authorized for wildlife management area permits.

(e) Recreational user permits for privately owned wildlife management areas designated herein shall be non-transferable.

(f) A recreational use permit for privately owned wildlife management areas designated herein shall be renewable for two consecutive years provided that proper application and payment is received prior to June 1.

(2) Additional stamp requirements may be promulgated for each individual wildlife management area and are set forth in Chapter 68A-15, F.A.C.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented 372.121, 372.57, 375.313 FS. History—New 8-1-79, Amended 6-4-81, 6-21-82, Formerly 39-9.04, Amended 6-2-86, 11-1-89, 7-16-98, 5-13-99, Formerly 39-9.004, Amended 7-1-00, 5-29-01, 7-22-01, 6-2-02, 7-28-02, 5-1-03,

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-15.062	Specific Regulations for Wildlife Management Areas – North Central Region

NOTICE OF CHANGES TO PROPOSED RULE

The Fish and Wildlife Conservation Commission announces changes to the proposed amendment of Rule 68A-15.062, F.A.C., as published in the April 25, 2003 issue of the Florida Administrative Weekly. The changes are in response to public comment, testimony, and Commission discussion contained in

the record of the public hearing held by the Commission on May 28, 2003, in Kissimmee, Florida. The proposed amendment of Rule 68A-15.062, F.A.C., will now read as follows:

68A-15.062 Specific Regulations for Wildlife Management Areas – North Central Region.

(1) through (2) No change.

(3) Gulf Hammock Wildlife Management Area.

(a) Open season:

1. General gun – November 8 through January 4.

2. Spring turkey – March 20 through April 25.

3. Archery – September 20 through October 19.

4. Fishing and frogging – Permitted only during periods when hunting is allowed.

(b) Legal to take: All legal game, fish, frogs and furbearers. Wild hogs may not be taken after the first 23 days of general gun season.

(c) Camping: Permitted only at designated campsites during periods in which hunting is allowed.

(d) General regulations:

1. Camps may be set up beginning one day before each hunting period and shall be removed from campsites within one day following the close of each hunt period. Camping is limited to tents, trailers and self-propelled vehicles.

2. Vehicles may be operated only on established roads.

3. Public access is permitted only when hunting is allowed and on the Friday prior to archery and spring turkey season and on the consecutive Friday, Saturday, and Sunday prior to the general gun season.

4. Public access to the area is permitted only at designated entrances. Public access during periods when hunting is permitted is limited to entering the area no earlier than one hour before legal shooting hours and exiting the area no later than one hour after legal shooting hours.

5. Fires other than campfires are prohibited.

~~(4) Lake Butler Wildlife Management Area:~~

~~(a) Open season:~~

~~1. General gun – November 8 through January 4.~~

~~2. Small game – January 5 through February 29 in still hunt areas only.~~

~~3. Spring turkey – March 20 through April 25.~~

~~4. Archery – September 20 through October 19 in the still hunt area only.~~

~~5. Duck and coot – During the duck and coot season established by Rule 68A-13.003, F.A.C.~~

~~6. Fishing and frogging – Throughout year.~~

~~7. Trapping – January 5 through March 1.~~

~~(b) Legal to take: All legal game, fish, frogs and furbearers.~~

~~(c) Camping: Permitted only at designated campsites along the Florida Trail.~~

~~(d) General regulations:~~

~~1. Hunting with dogs other than bird dogs is prohibited in that portion of the area lying south of Road 32.~~

~~2. Licensed trappers may possess .22 rimfire rifles or pistols from January 5 through March 1.~~

~~3. Vehicles may be operated only on named or numbered roads in the still hunt portion of the area during the general gun and spring turkey seasons.~~

~~4. Dogs may be taken into the dog hunting area November 8 and shall be removed by January 4.~~

~~5. During the general gun season, hunting as specified by paragraph 68A-24.002(2)(b), F.A.C., is permitted except south of Road 32.~~

~~6. Taking of wildlife by use of a gun on or from rights of way of Possum Trot Road and Elijah Dobson Road is prohibited as provided by Rule 68A-4.008, F.A.C.~~

~~7. Shotguns are prohibited during the archery season.~~

~~8. The hunting or taking of hogs by the use of dogs is prohibited.~~

~~9. Fires are permitted only in fire rings at designated campsites along the Florida Trail.~~

~~(4)(5) Lochloosa Wildlife Management Area.~~

~~(a) Open season:~~

~~1. General gun – November 8 through January 4.~~

~~2. Spring turkey – March 20 through April 25.~~

~~3. Archery – September 20 through October 19.~~

~~4. Muzzleloading gun – October 24-26.~~

~~5. Duck and coot – During the duck and coot season established by Rule 68A-13.003, F.A.C.~~

~~6. Fishing and frogging – Throughout year.~~

~~7. Trapping – December 1 through January 4 in the still hunt portion of the area only.~~

~~(b) Legal to take: All legal game, fish, frogs and furbearers. No size or bag limit on hogs.~~

~~(c) Camping: Camping allowed only by permit from the St. Johns River Water Management District, and only at the designated campsite.~~

~~(d) General regulations:~~

~~1. Hunting with dogs other than bird dogs is prohibited west of County Road 325 and north of County Road 2082 during general gun season.~~

~~2. The taking of hogs by the use of dogs is prohibited.~~

~~3. Vehicles are prohibited year-round in the still hunt areas west of and including Old Rail Bed Road, south of County Road 346, and north of County Road 2082. Vehicles are restricted to established roads in the remaining portion of the area. Non-motorized bicycles are permitted, but may be ridden only on established roads.~~

~~4. During the general gun season, hunting as specified by paragraph 68A-24.002(2)(b), F.A.C., is permitted except west of C.R. 325.~~

5. Taking of wildlife by use of a gun on or from the rights-of-way of County Roads 325 and 346 is prohibited as provided by Rule 68A-4.008, F.A.C.

6. Hunting with dogs is prohibited during the archery and muzzleloading gun seasons.

7. Fires are prohibited on the area.

8. Horses are permitted only during periods closed to hunting. Horses may be ridden only on established roads.

~~(5)(6)~~ Osceola Wildlife Management Area.

(a) through (d) No change.

~~(6)(7)~~ Big Bend Wildlife Management Area – Tide Swamp Unit.

(a) Open season:

1. General gun – November 8 through January 4.

2. Archery – September 20 through October 19.

3. Muzzleloading gun – October 24-26.

4. Small game – January 5 through February 29.

5. Fishing and frogging – Throughout year.

6. Early duck – In the September season established by Rule 68A-13.003, F.A.C.

7. Duck and coot – During the duck and coot season established by Rule 68A-13.003, F.A.C.

8. Spring turkey – March 20 through April 25.

9. Trapping – January 5 through March 1.

(b) Legal to take: All legal game, fish, frogs and furbearers.

(c) Camping: Prohibited, except primitive overnight camping shall be permitted at designated sites at Piney Point, by permit only from the Commission, for those individuals utilizing the Big Bend Saltwater Paddling Trail from September 11 through June 30 only. This permit shall be valid for through-paddlers only and shall be valid for one night only.

(d) General regulations:

1. Possession or use of dogs other than waterfowl retrievers and bird dogs is prohibited.

2. Motorized vehicles may be operated only on named or numbered roads from September 1 through April 30. From May 1 through August 31 all motorized vehicles shall be operated only on Dallus Creek Road ~~and~~; Hagen's Cove Road; ~~and Bradley Springs Road.~~

3. Hunters shall check in and out at a check station when entering or exiting the area and shall check all game taken during the general gun, archery, muzzleloading gun, and spring turkey seasons.

4. During the archery, muzzleloading gun, general gun, and spring turkey seasons no person shall enter or exit the area except through the designated check stations on the Dallus Creek Road and Tide City Mainline.

5. Fires are prohibited.

6. Taking of wildlife by use of a gun on or from the right-of-way of County Road 361 is prohibited as provided by Rule 68A-4.008, F.A.C.

7. The use of all-terrain vehicles (ATVs) is prohibited.

8. During the archery, muzzleloading gun, general gun, and spring turkey seasons hunters shall obtain a daily hunt permit, issued at either check station, when entering the area and retain it in their possession while on the area.

9. During the first phase of the mourning dove season, doves may be hunted but only on Saturdays and only on designated dove hunt areas (fields).

10. Shotguns are permitted on the area during the early experimental duck season established by Rule 68A-13.003, F.A.C., and on Saturdays during the mourning dove season established by Rule 68A-13.008, F.A.C.

11. Dove hunting in the special dove hunt area (dove field) is permitted only on Saturdays of the mourning dove season established by Rule 68A-13.008, F.A.C. Hunters requesting access to the dove field during all phases of the mourning dove season must secure and have in possession while on the area a dove field permit from the Dallus Creek Check Station. Thirty (30) dove field permits will be issued on a first-come, first-served basis beginning one (1) hour before legal shooting hours. As a dove hunter leaves the field, this permit may be issued to another hunter by the check station attendant. All doves taken must be checked at the check station. Dove hunters must have a regular 9-day quota hunt permit if hunting during the first 9 days of the general gun season.

~~(7)(8)~~ Big Bend Wildlife Management Area – Spring Creek Unit.

(a) through (d) No change.

~~(8)(9)~~ Big Bend Wildlife Management Area – Hickory Mound Unit.

(a) through (d) No change.

~~(9)(10)~~ Big Bend Wildlife Management Area – Jena Unit.

(a) through (d) No change.

~~(10)(11)~~ Big Bend Wildlife Management Area – Snipe Island Unit.

(a) through (d) No change.

~~(11)(12)~~ PCS Phosphate Wildlife Management Area.

(a) through (d) No change.

~~(12)(13)~~ Raiford Wildlife Management Area.

(a) through (d) No change.

~~(13)(14)~~ Cedar Key Scrub Wildlife Management Area.

(a) through (d) No change.

~~(14)(15)~~ Andrews Wildlife Management Area.

(a) through (d) No change.

~~(15)(16)~~ Big Shoals Wildlife Management Area.

(a) through (d) No change.

~~(16)(17)~~ Twin Rivers Wildlife Management Area.

(a) through (d) No change.

~~(17)(18)~~ Twin Rivers Wildlife Management Area – Blue Springs Unit.

(a) through (c) No change.

~~(18)~~(19) Jennings Forest Wildlife Management Area.

(a) through (d) No change.

~~(19)~~(20) Holton Creek Wildlife Management Areas.

(a) through (d) No change.

~~(21)~~ Steinhatchee Falls Wildlife Management Area.

~~(a) Open season:~~

~~1. Archery—September 20 through October 5.~~

~~2. Muzzleloading gun—October 24-26.~~

~~3. General gun—November 8-16.~~

~~4. Small game—November 29 through December 14.~~

~~5. Spring turkey—March 20 through April 4.~~

~~6. Fishing—Throughout the year.~~

~~(b) Legal to take: Antlered deer, wild hogs, gray squirrel, rabbit and all legal fish. Bearded turkey may be taken only during the archery and spring turkey season. Migratory game birds may be taken only during the small game seasons. There shall be no bag or size limit on wild hogs.~~

~~(c) Camping: Prohibited during periods open to hunting. During periods closed to hunting, camping is allowed only with a permit from the landowner.~~

~~(d) General regulations:~~

~~1. Fires are prohibited.~~

~~2. Hunting with dogs is prohibited.~~

~~3. Vehicles may be operated only on designated portions of named or numbered roads.~~

~~4. The use of tracked vehicles, airboats, motoreycles, horses and all terrain vehicles is prohibited.~~

~~5. During periods closed to hunting, access shall be restricted to daylight hours only.~~

~~6. Entry into or exit from the area at locations other than the entrances designated on the hunt map is prohibited.~~

~~7. Wild hogs may not be transported alive from the area.~~

~~(20)~~(22) Goethe Wildlife Management Area.

(a) through (d) No change.

~~(21)~~(23) San Pedro Bay Wildlife Management Area.

(a) through (d) No change.

~~(22)~~(24) Citrus Wildlife Management Area.

(a) through (d) No change.

~~(23)~~(25) Flying Eagle Wildlife Management Area.

(a) through (d) No change.

~~(24)~~(26) Potts Wildlife Management Area.

(a) through (d) No change.

~~(25)~~(27) Homosassa Wildlife Management Area.

(a) through (d) No change.

~~(26)~~(28) Croom Wildlife Management Area.

(a) through (d) No change.

~~(27)~~(29) Chassahowitzka Wildlife Management Area.

(a) through (d) No change.

~~(28)~~(30) Devil's Hammock Wildlife Management Area.

(a) through (d) No change.

~~(29)~~(31) Mallory Swamp Wildlife Management Area.

(a) through (d) No change.

~~(30)~~(32) Middle Aucilla Wildlife Management Area.

(a) through (d) No change.

~~(31)~~(33) Little River Wildlife Management Area.

(a) through (d) No change.

~~(32)~~(34) Troy Springs Wildlife Management Area.

(a) through (d) No change.

~~(33)~~(35) Bayard Wildlife Management Area.

(a) through (d) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.121, 375.313 FS. History—New 6-21-82, Amended 7-1-83, 11-17-83, 7-5-84, 7-1-85, 2-16-86, 5-7-86, 6-10-86, 11-27-86, 5-10-87, 5-1-88, 6-7-88, 7-1-89, 8-17-89, 7-1-90, 9-1-90, 7-1-91, 7-2-91, 7-1-92, 7-2-92, 8-23-92, 10-22-92, 7-1-93, 7-1-94, 2-9-95, 7-1-95, 7-1-96, 9-15-96, 6-1-97, 7-1-98, 7-2-98, 7-1-99, Formerly 39-15.062, Amended 12-9-99, 7-1-00, 7-1-01, 11-11-01, 6-2-02, 10-16-02, 5-25-03, _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE CHAPTER NO.: 68A-27
 RULE CHAPTER TITLE: Rules Relating to Endangered or Threatened Species

RULE NO.: 68A-27.004
 RULE TITLE: Designation of Threatened Species; Prohibitions; Permits

NOTICE OF WITHDRAWAL

Consideration of this proposed amendment of Rule 68A-27.004, F.A.C., as originally published in the April 25, 2003 issue of the Florida Administrative Weekly, has been withdrawn by the Fish and Wildlife Conservation Commission.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE CHAPTER NO.: 68A-27
 RULE CHAPTER TITLE: Rules Relating to Endangered or Threatened Species

RULE NO.: 68A-27.005
 RULE TITLE: Designation of Species of Special Concern; Prohibitions; Permits

NOTICE OF WITHDRAWAL

Consideration of this proposed amendment of Rule 68A-27.005, F.A.C., as originally published in the April 25, 2003 issue of the Florida Administrative Weekly, has been withdrawn by the Fish and Wildlife Conservation Commission.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-24.0055
RULE TITLE: Commercial Requirements
NOTICE OF ADDITIONAL CHANGES

The Fish and Wildlife Conservation Commission additional announces changes to the proposed amendment of Rules 68B-24.002, 68B-24.004, 68B-24.0055, and 68B-24.006, F.A.C., as published in the April 25, 2003 issue of the Florida Administrative Weekly, with previous changes published in the May 9, 2003 issue. The changes are in response to public comment, testimony, and Commission discussion contained in the record of the public hearing held by the Commission on May 28, 2003, in Kissimmee, Florida. Only the proposed amendment of Rule 68B-24.0055, F.A.C., was changed, as follows:

68B-24.0055 Commercial Licensing Requirements.

(1) Section 370.14, Florida Statutes, requires each person using traps to harvest spiny lobster or taking spiny lobster in commercial quantities to purchase and possess a trap number, also known as a crawfish endorsement or crawfish license. A crawfish endorsement is hereby required to harvest spiny lobster for commercial purposes, and shall only be issued to a person, firm, or corporation that possesses a valid saltwater products license with a restricted species endorsement. "Harvest for commercial purposes" means the taking or harvesting of spiny lobster for purposes of sale or with intent to sell or in excess of established bag limits.

(2) Beginning in the 2004-2005 fishing season, in addition to a valid saltwater products license with a restricted species endorsement and a valid crawfish endorsement, a commercial dive permit is required to harvest spiny lobster in commercial quantities by diving. Application for issuance of a commercial dive permit shall be made on a form provided by the Commission (Form DMF-SL0610 (7-03), Commercial Dive Permit Application), incorporated herein by reference. The applicant must have documented commercial dive lobster landings pursuant to Commission trip ticket records generated under the provisions of Rule Chapter 68E-5, F.A.C., during the license year July 1, 2001 through June 30, 2002, or during the license year July 1, 2002 through June 30, 2003. Commercial dive permits will not be issued to or renewed for applicants who own one or more trap certificates. Effective January 1, 2005, no new commercial dive permits will be issued and no commercial dive permit will be renewed or replaced except those that were active during the 2004-2005 fishing season.

(3) In Monroe County:

(a) Beginning August 6, 2003, persons harvesting lobster commercially by diving shall be subject to a daily harvest and possession limit of 250 spiny lobsters per day. For purposes of this paragraph, persons shall be considered to be harvesting lobster by diving if they are harvesting pursuant to a saltwater

products license with a restricted species endorsement and crawfish license or trap number and are simultaneously in possession of any artificial underwater breathing apparatus or gear.

(b) Beginning in the 2004-2005 fishing season, the daily harvest and possession limit in paragraph (a) shall apply to persons possessing a valid commercial diver permit issued pursuant to subsection (2).

(c) Except as provided in paragraph (d), no more than 250 spiny lobsters shall be possessed aboard or landed from any vessel regardless of the number of commercial harvesters on board harvesting pursuant to this subsection.

(d) During the 2003-2004 fishing season, on any vessel from which spiny lobster are harvested commercially by diving, a vessel possession limit of 500 spiny lobsters shall apply if there are at least two commercial divers on board each of whom must possess valid 2002-2003 and 2003-2004 saltwater products licenses, with restricted species endorsement and a valid crawfish endorsement applicable for both years. This documentation must match the individual diver's identity and be presented upon request.

Specific Authority Art IV, Sec. 9, Fla. Const. Law Implemented Art IV, Sec. 9, Fla. Const. History--New 7-1-01, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
68B-35	Pompano, African Pompano, and Permit
RULE NOS.:	RULE TITLES:
68B-35.002	Definitions
68B-35.003	Size and Bag Limits; Prohibition of Sale
68B-35.004	Gear Specifications and Prohibited Gear
68B-35.005	Commercial Pompano Harvest Requirements: Pompano Endorsement Criteria; Pompano Special Activity License Criteria; State Waters Pompano Daily Harvest Limits and License Requirements for Sale or Purchase

NOTICE OF CONTINUANCE

Consideration of these proposed amendments to Rule Chapter 68B-35, F.A.C., as originally published in the April 25, 2003 issue of the Florida Administrative Weekly, has been continued by the Fish and Wildlife Conservation Commission to its next regular meeting, to be held September 3-5, 2003, at Clarion Suites Resort, 20 Via DeLuna, Pensacola Beach, Florida.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE: RULE NO.:

Instant Game Number 485, 53ER03-28
TREASURE ISLAND

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 485, "TREASURE ISLAND," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER03-28 Instant Game Number 485, TREASURE ISLAND.

(1) Name of Game. Instant Game Number 485, "TREASURE ISLAND."

(2) Price. TREASURE ISLAND lottery tickets sell for \$2.00 per ticket.

(3) TREASURE ISLAND lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning TREASURE ISLAND lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any TREASURE ISLAND lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(6) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(7) The legends are as follows:

INSERT SYMBOLS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches either number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to ten sets of matching numbers. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100, \$1,000, and \$10,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant and on-line tickets that totals \$2.00, except as follows. A person who submits by mail a TREASURE ISLAND lottery ticket that entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(b) A ticket having a "WIN \$50" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$50.00.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 485 are as follows:

GAME PLAY	WIN	ODDS OF	NUMBER OF
			WINNERS IN 42 POOLS OF 180,000 TICKETS
TICKET	\$2 TICKET	18.75	403,200
\$2	\$2	15.00	504,000
\$2 x 2	\$4	21.43	352,800
\$1 + (\$2 x 2)	\$5	37.50	201,600
\$5	\$5	37.50	201,600
\$1 + (\$2 x 2) + \$5	\$10	75.00	100,800
(\$1 x 8) + \$2	\$10	75.00	100,800
\$10	\$10	150.00	50,400
\$5 x 5	\$25	150.00	50,400
(\$5 x 2) + (\$10 x 4)	\$50	1,200.00	6,300
\$10 x 5	\$50	1,200.00	6,300
\$50 (TREASURE CHEST)	\$50	600.00	12,600
\$10 x 10	\$100	45,000.00	168
(\$25 x 2) + \$50 (TREASURE CHEST)	\$100	45,000.00	168
\$100	\$100	45,000.00	168
(\$25 x 6) + \$50 (TREASURE CHEST)	\$200	252,000.00	30
\$100 x 10	\$1,000	504,000.00	15
\$1,000	\$1,000	1,512,000.00	5
\$1,000 x 10	\$10,000	3,780,000.00	2
\$10,000	\$10,000	3,780,000.00	2

GAME PLAY TICKET	WIN \$1 TICKET	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS	
		ODDS OF 1 IN	PER POOL
\$1	\$1	8.82	1,142,400
\$2	\$2	30.00	336,000
\$2 + \$3	\$5	150.00	67,200
\$5 (STAR)	\$5	150.00	67,200
\$2 x 5	\$10	300.00	33,600
(\$1 x 2) + (\$2 x 4)	\$10	300.00	33,600
\$10 (STAR)	\$10	300.00	33,600
(\$3 x 5) + \$10	\$25	495.87	20,328
\$5 x 5	\$25	450.00	22,400
\$25 (STAR)	\$25	360.00	28,000

(10) The estimated overall odds of winning some prize in Instant Game Number 486 are 1 in 3.61. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 486, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a HIT \$25! lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(13) Payment of prizes for HIT \$25! lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 5-30-03.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: May 30, 2003

DEPARTMENT OF THE LOTTERY

RULE TITLE: Payment of Prizes by Retailers
 RULE NO.: 53ER03-30

SUMMARY OF THE RULE: This emergency rule sets forth the provisions for payment of prizes by retailers and replaces Emergency Rule 53ER02-62.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER03-30 Payment of Prizes by Retailers.

(1) A retailer shall pay only those winning lottery tickets valued less than \$600 that are validated through the retailer's terminal.

(2) A retailer shall ensure that sufficient funds are available by cash, check, or money order before validating any ticket to pay a prize.

(3) A retailer shall pay any winning ticket of \$50 or less in cash unless:

(a) It is impossible or impracticable to do so due to a company or store policy that for safety or security reasons, limits the amount of cash available to the clerk; or

(b) It is impossible or impracticable to do so due to an applicable local government ordinance that limits the amount of cash available to the clerk.

(4) A retailer shall pay any winning ticket exceeding \$50 but less than \$600 by cash, check, or money order.

(5) A retailer shall validate a winning ticket with a prize valued at \$600 or more. Once the ticket is validated, the retailer shall provide the player with the original ticket, continuation ticket, if one was issued, and the player claim instructions ticket produced by the retailer terminal. The retailer shall instruct the claimant to complete and submit to the Florida Lottery a Winner Claim Form DOL 173-2, revised 02/01, or Spanish Winner Claim Form DOL 173-S, revised 02/01, incorporated herein by reference, for prizes of \$600 or more or when any dispute arises regarding the amount or validity of an apparent winning ticket or when an apparent winning ticket will not validate using the terminal. Forms may be obtained at any Lottery district office or retailer, from the Lottery's website at www.flalottery.com, or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(6) A retailer shall be held responsible for and not receive credit for any prize paid for a ticket that was not a winner or was recorded in the gaming system as paid by another retailer.

(7) A retailer shall not pay any winning ticket of \$600 or more. A retailer who violates this subsection and fails to furnish to the Lottery the complete name, address and tax identification number of the player to whom payment was made in order to file a Form W-2G, shall be charged backup withholding pursuant to Internal Revenue Service (IRS) regulations, as well as a non-refundable \$50 service charge to offset any penalties and interest imposed by the IRS. If the IRS imposes penalties and interest in excess of \$50, the retailer's account will be adjusted in the amount of any excess. The Lottery is authorized to reimburse the retailer only upon receipt of documentation establishing that the ticket was paid in full and a determination that no fraud or other violation has been committed.

(8) A retailer shall not charge the player a fee for the service of redeeming winning lottery tickets. This prohibition includes charging a fee for payment of a prize by money order when that is the only method of prize payment made available by the retailer.

(9) A retailer shall be responsible for defacing all original tickets less than \$600 validated and paid by the retailer as well as any tickets the retailer cancels. The term "deface" shall include: hole-punching, tearing the ticket into at least two approximately equal pieces, shredding, manually stamping the ticket "Paid," obliterating or removing one or more of the ticket validation elements (i.e. transaction or validation number, bar code, or book number), or other equivalent method. Effective June 1, 2003, the term "deface" shall not include the "paid" mark made by the Lottery terminal when the ticket is inserted for validation.

(10) A ticket submitted to the Florida Lottery for payment which is recorded in the gaming system as paid by a retailer but which has not been defaced will be paid to the claimant by the Lottery and the prize amount plus the one percent cashing bonus will be charged back to the retailer and reflected as an adjustment on its weekly Settlement Report.

(11) If a retailer violates any provision of this rule, the retailer shall be subject to suspension or termination in accordance with Emergency Rule 53ER94-60, Florida Administrative Code, Suspension and Termination of Retailer Contract.

(12) This emergency rule replaces Emergency Rule 53ER02-62, Florida Administrative Code.

Specific Authority 24.109(1), 24.112(1), 24.115 FS. Law Implemented 24.112(1), 24.115 FS. History--New 5-30-03, Replaces 53ER02-62, F.A.C.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: May 30, 2003

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs received a Petition for Waiver on May 5, 2003, from the Town of Welaka. The petitioner seeks a waiver of Rule 9B-43.004, Fla. Admin. Code. This petition for waiver is being applied for under Section 120.542, F.S. and Rule 28-104.002, Fla. Admin. Code.

A copy of the Petition, which has been assigned the number DCA03-WAI-111, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that the Officer Professionalism Program, Florida Department of Law Enforcement has received from Michael K. Wiggs on May 22, 2003, a petition for Waiver of Rule 11B-20.0017, F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive the requirement that an officer/instructor be certified within four years of taking the instructor course. Petitioner took and passed the course, but his paperwork was never submitted.

Comments on this Petition should be filed with: Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel, Grace A. Jaye.

A copy of the Petition may be obtained by contacting Assistant General Counsel, Grace A. Jaye, at the above address or by calling (850)410-7676.

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, F.S., (SFWMD 2003-61 DAO-ROW), on May 15, 2003, to Peter and Belinda Kessel. The petition for waiver was received by the SFWMD on March 13, 2002. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 28, No. 13, on March 29, 2003. No public comment was received. This Order provides a waiver for an existing fence enclosure to the top of the canal bank, storage shed, trees, decorative piling, children's playhouse, trampoline and shrubs, to remain at the rear of 910 S.W. 21st Lane, Palm Beach County, Section 36, Township 47 South, Range 42 East, Palm Beach County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), and 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 govern the placement of permanent and/or semi-permanent above-ground facilities within forty feet of the top of the canal bank, 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 Peter and Belinda Kessel from suffering a violation of the principles of fairness.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or by e-mail: jsluth@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2003-62 DAO-ROW), on May 15, 2003, to Olen Development Corporation. The petition for waiver was received by the SFWMD on February 10, 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 for existing trees, shrubs, portion of a gazebo, cross-fence with pedestrian access gate, barbeque grill and raised berm at the top of the canal bank within the north right of way of C-15 adjacent to Waterway Village, Section 32, Township 46 South, Range 43 East, Palm Beach County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6) and 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 govern the placement of permanent and/or semi-permanent above-ground facilities within forty feet of the top of canal bank 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 Olen Development Corporation from suffering a substantial hardship.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or by e-mail: jsluth@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2003-63 DAO-ROW), on May 15, 2003, to Broward County Department of Planning and Environmental Protection. The petition for waiver was received by the SFWMD on October 16, 2002. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 28, No. 44, on November 1, 2003. No public

comment was received. This Order provides a waiver for revegetation plantings within the south right of way of C-12 between N. W. 34th and N. W. 31st Avenues, Section 6, Township 50 South, Range 42 East, Broward County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6) and 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 govern the placement of permanent and/or semi-permanent above-ground facilities within forty feet of the top of canal bank 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 Broward County Department of Planning and Environmental Protection from suffering a substantial hardship.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6299 or by e-mail: jsluth@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2003-64 DAO-ROW), on May 15, 2003, to Harbor 1 Realty Trust d/b/a Harbor 1, AKA American Offshore Marina. 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 for existing fire hose stands, fork lift stops, chain link fencing, CBS concrete wall dumpster enclosure, concrete curbing, roof overhang, concrete slab with step and ramp within the west right of way of C-10 immediately south of Griffin Road, Section 33, Township 50 South, Range 42 East, Palm Beach County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6) and 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 govern the placement of permanent and/or semi-permanent above-ground facilities within forty feet of the top of canal bank 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 Harbor 1 Realty Trust d/b/a Harbor 1, AKA American Offshore Marina 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Construction Industry Licensing Board hereby gives notice that it has issued an Order on the Petition for Waiver or Variance filed on behalf of Robert E. Bergin. The Notice of Petition for Waiver was published in Vol. 29, No. 7, of the February 14, 2003, Florida Administrative Weekly. The Board considered the Petition at its meeting held on March 14, 2003, in Orlando, Florida. The Board's Order, filed on May 16, 2003, denies the petition for waiver or variance finding that the underlying purpose of the statute, as implemented by Rules 61G4-16.001 and 61G4-16.004, F.A.C., has not been met and that the Petitioner has not demonstrated a substantial hardship that arose or will arise from the denial of this petition.

A copy of the Board's Order may be obtained by contacting: Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

On May 27, 2003, the Department received a request, pursuant to Section 120.542, F.S. (2000), from JEA-St John's River Power Park, seeking a variance of the requirement for the installation of an anti-siphon valve contained in paragraph 62-761.510(1)(d), F.A.C.

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."

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Health, Bureau of Emergency Medical Services, received an Emergency Petition for Variance May 30, 2003 from Halifax Medical Center.

Applicable Rule: Paragraph 64E-2.023(3)(a), F.A.C.

Requested Action: To grant a temporary variance to satisfy the requirements of DH Pamphlet 150-9, Standard III.A.I., which requires a Level II trauma center to have a minimum of five qualified trauma surgeons assigned to the trauma service. The petitioner proposes to meet this requirement with at least one qualified trauma surgeon assigned to the trauma service. Five

of the nine general surgeons at Halifax are trauma surgeons. While no longer assigned to the trauma service after July 1, 2003, those physicians will continue to participate in the general surgery call schedule. All general surgeons on Halifax's medical staff will be required to take trauma calls in the event Halifax is unable to fill a trauma call slot with a trauma surgeon assigned to its trauma service. Halifax also intends to offer trauma training to the remaining four general surgeons. In the interim, Halifax is recruiting qualified trauma surgeons.

Any interested person or agency may submit written comments on this petition until close of business June 27, 2003. Comments on or requests for copies of the petition must be addressed to: Ms. Pam Lesley, Sr. Management Analyst, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738 or by email: Pam_Lesley@doh.state.fl.us.

P.O. B00829

The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling hereby gives notice that it has received a petition for waiver filed on May 29, 2003, by Riclair Gilot, seeking a waiver from subparagraph 64B4-3.003(5)(c)1., F.A.C., with regard to the passing score on the licensure examination.

Comments on this petition should be filed with Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Susan Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, at above address or telephone (850)245-4444.

The Board of Medicine hereby gives notice that it has received a petition filed on May 27, 2003, by Dianne Schmidt, R.D., L.D., seeking a variance from Rule 64B8-45.001, F.A.C., with regard to the completion of continuing education hours through home study courses.

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.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Department of State, Division of Cultural Affairs**, announces the following public meeting, to which all persons are invited:

COMMITTEE: Art Selection Committee

DATE AND TIME: Friday, June 27, 2003, 1:00 p.m.

PLACE: Gulf County Health Department, Conference Room, 2475 Garrison Street, Port St. Joe, FL 32456, (850)277-1276

PURPOSE: To hold a Proposal Meeting to review and discuss final proposals for Art in State Buildings, Project No. DOH 98237000A, Gulf County Health Department Addition, Port St. Joe, Gulf County.

For more information or to obtain a copy of the agenda, please contact: Lee Modica, Arts Administrator, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32399-0250, (850)245-6476.

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 verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Division of Cultural Affairs. 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: Valerie Ohlsson, (850)245-6485. If you are hearing or speech impaired, please contact the Florida Relay at 711.

DEPARTMENT OF LEGAL AFFAIRS

The LCSW Task Force Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited.

DATE AND TIME: Wednesday, June 25, 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.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Citrus Budwood Technical Advisory Committee** announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, June 19, 2003, 10:00 a.m.

PLACE: Bureau of Citrus Budwood Registration, Shaw Building, Training Room, 3027 Lake Alfred Road, Winter Haven, Florida 33880

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the following agenda items: 1. Updates of the Budwood Protection and Citrus Germplasm Programs; 2. Recent CTV testing in Florida and implications for a secure supply of budwood for the industry.

If you need a special accommodation in order to attend this meeting because of a disability, please let us know by June 18, 2003.

A copy of the agenda may be obtained by writing: Mr. Michael Kesinger, Chief, Bureau of Citrus Budwood Registration, Division of Plant Industry, 3027 Lake Alfred Road, Winter Haven, Florida 33881, (863)298-7712.

DEPARTMENT OF EDUCATION

The public is invited to a telephone conference call meeting of the Florida **Board of Governors**.

DATE AND TIME: June 23, 2003, 9:00 a.m.

PLACE: Conference Room, 15th Floor, Turlington Building, 325 W. Gaines St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Election of Chair and Vice-Chair, Board of Governors; Proposed Resolution on Trust Fund for Major Gifts; Ratification of the selection of President, University of North Florida; and other matters pertaining to the Florida Board of Governors.

A copy of the agenda may be obtained from the Commissioner of Education's website at <http://www.fldoe.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The **Florida Atlantic University**, Board of Trustees announces a meeting to which all persons are invited:

DATE AND TIME: Tuesday, June 24, 2003, 10:00 a.m.

PLACE: Boca Raton Campus, Majestic Palm Room – University Center, 777 Glades Road, Boca Raton, Florida 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: University/Trustee Business.

PUBLIC COMMENT: A public comment segment is scheduled immediately following the board meeting. Public comment will be taken on items on the board agenda.

Presenters will be required to complete a public comment request card prior to the public hearing. Comment cards will be available at the meeting.

A copy of the agenda may be obtained by contacting: Dr. Anthony Lombardo, Florida Atlantic University, 777 Glades Road, Boca Raton, Florida 33431, (561)297-3032.

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 Ms. Paula Behul, (561)297-3004. If you are hearing or speech impaired, please contact the agency by calling (561)297-2130 (TDD).

The **FCN Research Committee** will hold a conference call to which all interested persons are invited to participate.

DATE AND TIME: Monday, June 30, 2003, 1:00 p.m. – 3:00 p.m.

For further information contact: Cathy, (407)823-0981.

The **Commission for Independent Education** announces committee meetings and a Commission meeting to which all persons are invited.

Rules Committee

DATE AND TIME: June 30, 2003, 9:00 a.m. (upon adjournment, the following committees will meet consecutively: Accreditation Review Committee; Foreign Medical School Committee; Nontraditional Education Committee)

Commission Meeting

DATE AND TIME: July 1, 2003, 9:00 a.m. (the Health Science Curriculum Committee meeting will start immediately following the Commission Meeting)

PLACE: Renaissance Orlando Hotel – Airport, 5445 Forbes Place, Orlando, Florida 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the following committee meetings Rules Committee; Accreditation Review Committee; Foreign Medical School Committee; Nontraditional Education Committee and Health Science Curriculum Committee. The Commission meeting will address disciplinary actions against licensees.

A copy of the agenda may be obtained by writing: Commission Office, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Gulf Coast Community College**, District Board of Trustees will hold its Budget Committee meeting as follows:

DATE AND TIME: June 16, 2003, 2:00 p.m. (EDT)

PLACE: Dr. Robert L. McSpadden's Office, Gulf Coast Community College, Panama City, FL 32401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting.

Contact person for the meeting: Dr. Robert L. McSpadden, President.

The Florida **Alliance for Assistive Services and Technology**, Inc., Board of Directors announces a public meeting to which all persons are invited to attend:

DATE AND TIME: Friday, June 20, 2003, 9:00 a.m. – 3:00 p.m.

PLACE: Crowne Plaza – Sabal Park, 10221 Princess Palm Avenue, Tampa, FL 33610, (813)623-6363

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors meets quarterly to conduct such business as specifically on the agenda. Time will be set aside to solicit input from the public concerning assistive technology needs and services.

A copy of the quarterly meeting agenda will be posted at the FFAST, Inc. office and may be obtained by contacting: FFAST, Inc., 325 John Knox Road, Bldg. B., Tallahassee, FL 32303 or by calling (850)487-3278.

If you would like to present information to the Board of Directors, or if you require reasonable accommodations due to a disability, please contact FFAST, Inc. at the above address at least 7 working days in advance of the meeting.

If a person decides to appeal any decision made by the Board of Directors with respect to any matter considered at such meetings, the person will need a record of the proceedings, and for such purpose, the person may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.

Additionally, the Board of Directors conduct committee teleconferences, at the call of the committee Chairs, to accomplish the goals and objectives of the committees between full Board meetings. If you would like to present information to a FFAST committee, attend a committee teleconference, or require reasonable telecommunication accommodations due to a disability, please contact the FFAST, Inc. office in writing at the above address.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a meeting of the State Energy Program (SEP) Clean Fuel Florida Advisory Board (CFF) to which all interested parties are invited.

SEP CFF MEETING

DATE AND TIME: June 20, 2003, 9:00 a.m. – 4:30 p.m.

PLACE: Hampton Inn, 2979 Apalachee Parkway, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CFF will consider the following items:

- 1) Presentation of the CFFAB “Cornerstone Report”
- 2) Future Board Activities
- 3) Report on State Initiatives
- 4) Report on transfer of Energy Office

APPEAL INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public meeting he or she may need a record or transcript of the proceeding, and for such purposes he or she may need to ensure that a record of the proceeding is made, which record may include testimony and evidence relevant to the appeal.

Anyone who wants a copy of the agenda or additional information on this meeting may write or call Essie Turner, Administrative Assistant, Department of Community Affairs, 2255 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-2475.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the SEP, (850)488-2475, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the SEP, (850)488-2475, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the SEP using the Florida Dual Party System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Building Commission** announces the following Technical Advisory Committee meeting to which all persons are invited. The meeting will be held at:

Education Technical Advisory Committee Workshop

DATE AND TIME: June 26, 2003, 1:00 p.m.

PLACE: Sheraton Fort Lauderdale Airport, 1825 Griffin Road, Dania, Florida 33004, (954)920-3500

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review technical and administrative core courses on the Florida Building Code, develop standards for core equivalency courses, and revisions to Rule 9B-70, F.A.C.

A copy of the Committee agenda may be obtained by sending a request in writing: Ila Jones, 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

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 meeting 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 meeting. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The **Criminal Justice Professionalism Program** announces a meeting of the Officer Discipline Penalty Guidelines Task Force to which all persons are invited to attend.

DATE AND TIME: Wednesday, June 26, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Ocala Hilton, 3600 S. W. 36th Avenue, Ocala, Florida 34474, (If you need to make reservations, please call the Ocala Hilton, (352)854-1400)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss officer discipline penalty guidelines in subsection 11B-27.005(5), F.A.C., Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Donna Hunt, (850)410-8615, at least 2 weeks prior to the meeting.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed creation of Rule 12-3.012, F.A.C. (Compensation to Third-Party Recordkeepers). A Notice of Proposed Rulemaking for the proposed creation of this rule was published in the Florida Administrative Weekly on April 25, 2003 (Vol. 29, No. 17, pp. 1671-1672).

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. 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 of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments and proposed repeals in Rule Chapter 12A-1, F.A.C. (Sales and Use Tax). A Notice of Proposed Rulemaking for these proposed amendments and proposed repeals was published in the Florida Administrative Weekly on April 25, 2003 (Vol. 29, No. 17, pp. 1672-1674).

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. 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 of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed repeal of Rule 12A-1.0935, F.A.C. (Authority to Issue Subpoenas and Subpoenas Duces Tecum). A Notice of Proposed Rulemaking for this proposed rule repeal was published in the Florida Administrative Weekly on April 25, 2003 (Vol. 29, No. 17, p. 1674).

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. 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 of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed repeal of Rule 12A-17.004, F.A.C. (Denial, Suspension, or Revocation of Registration). A Notice of Proposed Rulemaking for this proposed rule repeal was published in the Florida Administrative Weekly on April 25, 2003 (Vol. 29, No. 17, pp. 1674-1675).

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. 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 of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule Chapter 12A-19, F.A.C. (Communications Services Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on April 25, 2003 (Vol. 29, No. 17, pp. 1675-1677).

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. 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 of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: June 26, 2003, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule 12B-8.006, F.A.C. (State Fire Marshal Regulatory Assessment and Surcharge; Levy and Amount). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on April 25, 2003 (Vol. 29, No. 17, pp. 1677-1678).

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. 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).

DEPARTMENT OF TRANSPORTATION

The **Florida High Speed Rail Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 25, 2003, 9:00 a.m. – conclusion

PLACE: Greater Orlando Aviation Authority Executive Offices, 3rd Level Board Room, One Airport Boulevard, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct Florida High Speed Rail Authority business.

Information may be obtained by contacting: Nazih Haddad, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4500.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the Authority at least 48 hours before the meetings by contacting: Betty Sizemore, (850)414-5244.

The **Department of Transportation**, Florida's Turnpike Enterprise announces a Public Hearing to which all persons are invited.

DATE AND TIMES: July 10, 2003, Open House – 6:00 p.m.; Formal Presentation – 7:00 p.m.

PLACE: Florida's Turnpike Enterprise Headquarters, M.P. 263, Florida's Turnpike, Turkey Lake Service Plaza, Building 5315, Room 1093 & 1094, Ocoee, Florida 34761

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being conducted pursuant to the provisions of Rule Chapter 14-97, Florida Administrative Code, and Section 335.18, Florida Statutes. This hearing is being held in accordance with the Section 339.155, Florida Statutes, and is also consistent with the Americans with Disabilities Act of 1990. This hearing is also in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968, as amended. This hearing is being held to afford interested persons the opportunity to express their views concerning the proposed project Financial Project Identification Number: 406102-1 otherwise known as the East-West Expressway (SR 408) Interchange Improvements. The project will construct ramps from northbound Turnpike to eastbound SR 408 and from westbound SR 408 to southbound Turnpike. Encroachments on wetlands and floodplains are not anticipated; however, if any potential encroachments on wetlands and floodplains are identified they may be given special consideration under Executive Orders 11990 and 11988.

Project documents developed by the Florida's Turnpike Enterprise will be available for public review until July 10, 2003 at Florida's Turnpike Headquarters, M.P. 263, Florida's Turnpike, Turkey Lake Service Plaza, Building 5315, Ocoee, Florida 34761, (407)532-3999 (8:00 a.m. – 5:00 p.m., Monday – Friday). These materials will also be available on July 10, 2003 at the Public Hearing beginning at 6:00 p.m.

Anyone needing project or public hearing information may contact Chris Lory, P.E., Project Manager, Florida's Turnpike Enterprise by calling (407)532-3999, Extension 3493 or by writing: Mr. Lory, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761-3069 or by e-mail: chris.lory@dot.state.fl.us.

Anyone requesting special accommodations under the Americans with Disabilities Act of 1990 should contact: Chris Lory, P.E., Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761-3069, (407)532-3999, Extension 3493 or by e-mail: chris.lory@dot.state.fl.us. Special accommodation requests under the Americans With Disabilities Act should be made at least seven days prior to the public hearing.

A copy of the agenda may be obtained by writing: Mr. Chris Lory, Project Manager, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761-3069 or by e-mail at chris.lory@dot.state.fl.us. Comments regarding this project can also be sent to Mr. Lory.

STATE BOARD OF ADMINISTRATION

The **Florida Prepaid College Board** announces a public meeting to which all interested parties are invited to attend.

DATE AND TIME: Wednesday, May 28, 2003, 10:30 a.m. (recessing at the end of each session and reconvening, as necessary, the next business day at 9:00 a.m. or such other time and date as is posted at the meeting room in Tallahassee prior to 9:00 a.m. of the day proceeding the day of the meeting, until business has been concluded)

PLACE: Florida Prepaid Board Office, 2nd Floor, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308

DATE AND TIME: Monday, June 16, 2003, 8:30 a.m.

PLACE: Sofitel Miami Hotel, 5800 Blue Lagoon Drive, Miami, Florida 33126

Notice of this change was posted at the offices of the Florida Prepaid College Board on Wednesday, June 4, 2003.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and score responses received from the Invitation to Negotiate for Public Relations Services, ITN# 03-02.

If any person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, he may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is based.

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the meeting because of a disability should fax a written request for same to Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the meeting.

The **Florida Prepaid College Board** announces a public meeting to which all interested parties are invited to attend.

DATE AND TIME: Wednesday, May 28, 2003, 10:30 a.m. (recessing at the end of each session and reconvening, as necessary the next business day at 9:00 a.m. or such other time and date as is posted at the meeting room in Tallahassee prior to 9:00 a.m. of the day proceeding the day of the meeting, until business has been concluded)

DATE AND TIME: Monday, June 16, 2003, 8:30 a.m.

PLACE: Sofitel Miami Hotel, 5800 Blue Lagoon Drive, Miami, Florida 33126

Notice of this change in location was posted at the offices of the Florida Prepaid College Board on June 4, 2003.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and score responses received from the Invitation to Negotiate for Marketing Services, ITN# 03-01.

If any person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, he may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is based.

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the meeting because of a disability should fax a written request for same to Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the meeting.

DEPARTMENT OF CITRUS

The **Department of Citrus** announces an emergency meeting via telephone conference of the Florida Citrus Commission to which all persons are invited.

DATE AND TIME: Monday, June 2, 2003, 2:00 p.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to announce a closed session as requested by the Commission's attorney regarding Tampa Juice, et. al. vs. Florida Department of Citrus litigation.

Please note members of the Florida Citrus Commission will attend by telephone. To assure the public has access to this meeting, the Florida Department of Citrus will have a speaker phone available at the Department of Citrus. Additionally, if there is a member of the public that cannot attend the meeting at the Florida Department of Citrus, but wishes to appear by telephone, they may make arrangements to do so by contacting the Office of the General Counsel, (863)499-2530.

The parties attending the closed session will be John R. Alexander, Walter L. Brewer, Harry H. Falk, Christopher W. Gargano, Tris Chapman, W. Cody Estes, Sr., William E. Kemper, Anina C. McSweeney, W. Lindsay Raley, Jr., Daniel R. Richey, Ray Smith, Andrew R. Taylor, Bob Crawford, Hank B. Campbell, Esq., Monterey Campbell, Esq., and Kenneth O. Keck, Esq.

The **Department of Citrus** announces an emergency meeting via telephone conference of the Florida Citrus Commission to which all persons are invited.

DATE AND TIME: Wednesday, June 3, 2003, 4:00 p.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will address issues regarding equalization tax litigation settlement. Please note members of the Florida Citrus Commission will attend by telephone.

To assure the public has access to this meeting, the Florida Department of Citrus will have a speaker phone available at the Department of Citrus. Additionally, if there is a member of the public that cannot attend the meeting at the Florida Department of Citrus, but wishes to appear by telephone, they may make arrangements to do so by contacting the Office of the General Counsel, (863)499-2530.

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 Florida Citrus Commission to which all persons are invited.

DATE AND TIME: Wednesday, June 18, 2003, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purposes of standing committee meetings and for the regular monthly meeting of the Florida Citrus Commission.

The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, balance scorecards, licensing, rulemaking, and other matters that are addressed during monthly meetings of the Commission. The Commission may also go into closed session pursuant to the provisions of Section 286.011(8), F.S., to address issues related to the Tampa Juice, et. al. & Graves Brothers, et. al. vs. FDOC and The Lakeland Ledger Publishing Company, Publisher of The Ledger vs. FDOC. The parties attending the closed session will be John R. Alexander, Walter L. Brewer, Tristan G. Chapman, Harry H. Falk, Christopher W. Gargano, Raymond A. Jackson, William E. Kemper, Anina C. McSweeney, W. Lindsay Raley, Jr., Daniel R. Richey, Ray

Smith, Andrew R. Taylor, Bob Crawford, Hank B. Campbell, Esq., Monterey Campbell, Esq., Eric Taylor, Esq. and Kenneth O. Keck, Esq.

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 Fresh Orange and Specialty Advisory Council to which all persons are invited.

DATE AND TIME: Wednesday, June 25, 2003, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to review and discuss staff's recommended marketing and research plans for the 2003/04 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 at (863)499-2510.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 25, 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.

The **Florida Parole Commission** and the Florida Parole Commission Qualifications Committee announce that a public meeting will be held by telephone conference call to which all persons are invited.

DATE AND TIME: July 8, 2003, 9:00 a.m.

PLACE: Via telephone conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: To determine applicants to be interviewed for the Parole Commissioner position.

Any person who decides to appeal a decision of the Florida Parole Commission or the Florida Parole Commission Qualifications Committee with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. (Chapter 80-150, Laws of Florida – 1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, Attention: Mr. Frank Trueblood, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, (850)488-3417, Suncom 278-3417. To hear the telephone conference you may call (850)414-1711, Suncom 994-1711.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency by sending the notice no later than five working days prior to the proceeding to the address given on the notice.

The **Florida Parole Commission** and the Florida Parole Commission Qualifications Committee announce that a public meeting will be held to which all persons are invited.

DATE AND TIME: July 29, 2003, 8:00 a.m.

PLACE: Tampa International Airport – Florida Bar Meeting Room A, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct interviews for the Parole Commissioner position.

Any person who decides to appeal a decision of the Florida Parole Commission or the Florida Parole Commission Qualifications Committee with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. (Chapter 80-150, Laws of Florida – 1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, Attention: Mr. Frank Trueblood, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, (850)488-3417, Suncom 278-3417.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency by sending the notice no later than five working days prior to the proceeding to the address given on the notice.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a Special Commission Conference in the following docket to which all interested persons are invited.

Docket No. 000824-EI – Review of Florida Power Corporation's earnings, including effects of proposed acquisition of Florida Power Corporation by Carolina Power & Light.

DATE AND TIME: June 30, 2003, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the special agenda is to allow the parties to present oral argument on the Motion in Limine and Motion to Strike, filed on May 16, 2003, in this docket, and to discuss and dispose of any additional pending procedural matters. The parties are on notice that the Commission may vote on the matters discussed at the special agenda.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350 and 367, F.S.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy, (\$1.00 per copy, Rule 25-22.002, F.A.C.) by writing: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida. The agenda and recommendation 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 a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal 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, 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: July 1, 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, 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: July 1, 2003, immediately following the Commission Conference which commences at 9:30 a.m. in Commission Hearing Room 148

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

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 meeting. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8771 (Voice).

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 030200-TP – Emergency petition of AT&T Communications of the Southern States, LLC d/b/a AT&T d/b/a Lucky Dog Phone Co. d/b/a ACC Business d/b/a SmarTalk d/b/a Unispeaksm Service d/b/a AT&T for cease and desist order and other sanctions against Supra Telecommunications and Information Systems, Inc.

DATE AND TIME: July 2, 2003, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

Any person requiring some accommodation at this prehearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the prehearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

Volunteer Florida, the Governor’s Commission on Volunteerism and Community Service announces a public conference call to which all persons are invited.

DATE AND TIME: June 25, 2003, 2:00 p.m.

PLACE: Please call (850)921-5172 for call-in number and passcode

GENERAL SUBJECT MATTER TO BE CONSIDERED: AmeriCorps program proposal review and selection for funding.

Please contact Gwen Erwin, Volunteer Florida, 115 Progress Drive, Tallahassee, Florida 32304, for a copy of the agenda.

If you require a reasonable accommodation to participate in the conference call please contact Gwen Erwin, (850)921-5172, voice/tty, 72 hours in advance with your request.

REGIONAL PLANNING COUNCILS

The **Northeast Florida Regional Planning Council**, Ad Hoc Committee on Policies, Procedures and Priorities announces the following public meeting to which all persons are invited:

DATE AND TIME: Wednesday, June 25, 2003, 10:00 a.m.

PLACE: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee is established to examine how the Council can transform and conduct business to help meet new challenges.

A copy of the Ad Hoc Committee Charge agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **Tampa Bay Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive/Budget Committee

DATE AND TIME: Monday, June 9, 2003, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

MEETING: Tampa Bay Regional Planning Council

DATE AND TIME: Monday, June 9, 2003, 10:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

MEETING: TBRPC Legislative Committee

DATE AND TIME: Monday, June 9, 2003, 11:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Legislative Committee.

MEETING: Agency on Bay Management

DATE AND TIME: Thursday, June 12, 2003, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

MEETING: Clearinghouse Review Committee

DATE AND TIME: Monday, June 23, 2003, 9:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee

PLACE: 9455 Koger Blvd., Suite 219, St. Petersburg, FL 33702 (Please call to confirm date, time and location)

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **South Florida Regional Planning Council**, Institute for Community Collaboration announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 26, 2003, 10:00 a.m. – 3:00 p.m.

PLACE: Civic Pavilion of the Kendall Village Center, 8625 S. W. 124 Avenue, Miami, Florida

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 South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD), if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 7, 2003, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD), if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

DEPARTMENT OF CORRECTIONS

The **Florida Corrections Commission** announces the following meeting to which all interested persons are invited to participate:

DATE AND TIME: Friday, June 20, 2003, 9:00 a.m. – 3:00 p.m.

PLACE: Florida State Prison, 7819 N. W. 228th Street, Raiford, Florida 32026-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will discuss issues to be included in the 2003 Annual Report.

A copy of the agenda may be obtained by writing: Mr. John Fuller, Executive Director, Florida Corrections Commission, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500 or call (850)413-9330.

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.

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces public meetings to which all persons are invited:

DATE AND TIME: June 26, 2003, 11:00 a.m., EDT

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Lands Committee – to discuss District lands issues.

DATE AND TIME: June 26, 2003, 12:00 Noon, EDT

GENERAL SUBJECT MATTER TO BE CONSIDERED: Administration, Budget and Finance Committee – to consider the Proposed Tentative Fiscal Year 2003-2004 Budget.

DATE AND TIME: June 26, 2003, 1:00 p.m., EDT

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting – to consider District business.

DATE AND TIME: June 26, 2003, 1:15 p.m., EDT

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on Regulatory Matters – to consider regulatory matters.

DATE AND TIME: June 26, 2003, 1:30 p.m., EDT

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on Land Acquisition Matters – to consider land acquisition matters.

PLACE: District headquarters, 10 miles west of Tallahassee on U.S. Highway 90, Tallahassee, FL

A copy of the agendas may be obtained by contacting: Carolyn Wise, NFWFMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.state.fl.us/nwfwmd).

If any person decides to appeal any decision with respect to any matter considered at the above-cited meetings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact Larry Wright at the District at least 72 hours in advance of these meetings to make appropriate arrangements.

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meetings to which all interested persons are invited:

GREEN SWAMP TOUR

DATE AND TIME: Friday, June 20, 2003, 8:30 a.m.

PLACE: Green Swamp West Field Office, 13645 Ranch Road, Dade City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Educational tour of the Green Swamp.

GOVERNING BOARD MEETING, PUBLIC HEARING AND COMMITTEE MEETINGS

DATE AND TIME: Tuesday, June 24, 2003, 9:00 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct of Committee meeting and public hearing.

GOVERNING BOARD MEETING AND PUBLIC HEARING (Items not completed at Tuesday's meeting may be carried over to Wednesday's meeting. If all business is concluded at Tuesday's meeting, there will be no meeting on Wednesday.)

DATE AND TIME: Wednesday, June 25, 2003, 9:00 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct of meeting and public hearing.

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 4609, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: June 26, 2003, 8:00 a.m. – 5:00 p.m.

PLACE: The South Florida Water Management Headquarters, B-1 Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Technical workshop to discuss technical approach that is to be used in performing the flow and stage network optimization study (as Regional Hydrologic Network Optimization Study – Part I) by the District's Contractor.

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 Deputy District Clerk, (561)682-6447, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Chandra Pathak, in the Env. Monitoring and Assessment, (561)682-2567, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4623, West Palm Beach, FL 33406.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: June 24, 2003, 6:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Present proposal for a multi-use Single Creek Trail and the efforts by City of Orlando, Orange County, City of Kissimmee and Osceola County to seek alternative transportation funds to construct the trail.

PLACE: The South Florida Water Management District, Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809

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 Deputy District Clerk, (561)682-6447, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: William Graf, Orlando Service Center, (407)858-6100, Ext. 3837, 1707 Orlando Central Parkway, Suite 200, Orlando, FL.

The Big Cypress Basin Board, **South Florida Water Management District** announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

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

PLACE: Big Cypress Basin, Mary Ellen Hawkins Building, 6089 Janes Lane, Naples, Florida (This address shall be the designated access point for public attendance of the meeting)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Basin Business and FY 2004 Budget Workshop.

A copy of the agenda may be obtained by writing: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, or by calling Ann Christian, (239)597-1505.

Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings 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 Ann Christian, (239)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements.

Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Ann Christian, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (239)597-1505.

REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Regular Board Meeting to which all persons are invited:

DATE AND TIME: Monday, June 23, 2003, 10:00 a.m.

PLACE: Tampa Bay Water, 2535 Landmark Drive, Suite 211-A, Clearwater, Florida 33761

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

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 proceedings 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: Tampa Bay Water or can be accessed on the Web at 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.

FLORIDA SPACE AUTHORITY

The **Florida Commercial Space Financing Corporation** (FCSFC) announces a Board of Directors meeting and teleconference to which the public is invited.

DATE AND TIME: June 25, 2003, 10:00 a.m. – 12:00 Noon

PLACE: Enterprise Florida, Inc. (EFI), 390 North Orange Avenue, Suite 1300, Orlando, Florida (EFI has reserved one of their conference rooms for the FCSFC Board Meeting (to be posted on site). To attend via telephone the number to call is 1(866)249-5325, participant code 393255)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors will meet to review general board business, ratifications of agreements, financings, guarantees, budgets, procedures and to consider other proposed matters related to the business of the Corporation.

For more information, contact: Mr. Frank DiBello or Ms. Judy Blanchard, (321)690-3397.

To obtain a copy of the agenda write: The Florida Commercial Space Financing Corporation, 403 Brevard Avenue, Suite 1, Cocoa, Florida 32922.

Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Commercial Space Financing Corporation.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF MANAGEMENT SERVICES

The **State Technology Office**, Wireless 911 Board announces the following meeting schedule information:

DATES AND TIME: July 15-17, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Crowne Plaza Resort, 12000 International Drive, Orlando, Florida, (407)239-1222

Special Note: Tuesday, July 15, 2003 designated for Wireless Service Provider Cost Recovery Proposal Presentations.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIMES: June 24, 2003, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, Florida 32301, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing: Patrick Creehan, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **Board of Cosmetology** hereby gives notice that it will hold workshops for possible legislative and rule development. All interested persons are invited to participate.

The workshops will be conducted as follows:

DATE AND TIME: Sunday, July 20, 2003, 10:00 a.m. (EST) – Workshop 1 will begin and Workshops 2, 3 and 4 will continue consecutively until completed

PLACE: Adams Mark Hotel Orlando, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: Developing booth rental licensure; Proposed definitions to update cosmetology pursuant to section 477.013, F.S.; Body wrapping educational requirements pursuant to section 477.0132(1)(c), F.S.; and Hair braiding educational requirements pursuant to section 477.0132(1)(a), F.S.

The person to be contacted regarding the proposed rule is: Julie Malone, Executive Director, Board of Cosmetology, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the board's Executive Director at least five calendar days prior to the meeting being held. If you are hearing or speech impaired please contact the board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Business and Professional Regulation** announces a public meeting of the Florida **Board of Cosmetology** to which all persons are invited to participate.

DATE AND TIME: Monday, July 21, 2003, 9:00 a.m.

PLACE: Adams Mark Hotel Orlando, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the board to conduct regular board business.

A copy of the agenda may be obtained by writing: Florida Board of Cosmetology, 1940 North Monroe Street, Suite #60, Tallahassee, Florida 32399-0790.

If a person decides to appeal any decision made by the board with respect to any matter considered at this meeting or hearing, they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing or speech 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 **Board of Professional Geologists** announces a General Business Meeting. All interested parties are invited to attend at the address listed below.

DATES AND TIMES: July 29, 2003, 1:00 p.m.; July 30, 2003, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Board Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399

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, July 22, 2003.

The **Board of Professional Surveyors and Mappers** announces a Probation Committee, Continuing Education Committee, Application Review Committee, Positional Accuracy Committee, Rules Workshop, and a General Business meeting. All interested parties are invited to attend at the address listed below.

Continuing Education Committee meeting; Application Review Committee meeting

DATE AND TIME: July 16, 2003, 1:00 p.m.

Rules Workshop; Positional Accuracy meeting, followed by General Business meeting

DATE AND TIME: July 17, 2003, 8:00 a.m.

Probation Committee meeting followed by General Business meeting

DATE AND TIME: July 18, 2003, 8:00 a.m.

PLACE: Hilton Gardens Inn, 12 Via De Luna Drive, Pensacola, Florida 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct board business.

A copy of the agenda may be obtained by writing: Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, Florida or by calling Juanita Chastain, Executive Director, (850)487-1395.

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 forty-eight (48) hours before the meeting by contacting Juanita Chastain, Executive Director, (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by the Board with respect to any matter considered at this meeting, will need a record of the proceedings, which record shall include all testimony and evidence upon which the appeal is based; and, for such purpose may need to ensure that a verbatim record of the proceedings is made.

The Florida **Real Estate Appraisal Board** announces a rule workshop to which everyone is invited at the time, date, and place shown below:

DATE AND TIME: July 8, 2003, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room N901, 400 W. Robinson Street, Hurston Building, North Tower, Orlando, Florida 32801, (407)481-5632

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop session to discuss Florida Administrative Code, Chapter 61J1 for possible changes. The purpose of the workshop is to perform the Biennial Rule Review to ensure the rules comply with the newly adopted statutory changes, pursuant to sections 120.536 and 120.74, Florida Statutes.

Any person requiring a special accommodation at this workshop 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. and 4:00 p.m.), at least five calendar days prior to the workshop. If you are hearing or speech impaired, please call the Florida Real Estate Commission using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida **Department of Environmental Protection** (Northwest District) announces a meeting of the Small Circle for the Panama City-Bay County International Airport Relocation Ecosystem Team Permitting (ETP) process.

DATE AND TIME: June 27, 2003, 9:00 a.m. (CST)

PLACE: DEP, Pensacola District Office, Chappie James Building, 160 Governmental Center, 1st Floor Conference Room, Pensacola, FL 32501

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will focus primarily on wetland issues, but may also include continuation of the reviews of listed species, air, stormwater, petroleum storage, water and wastewater facility portions of the permit application, a Concept Generation Matrix, and work plan update.

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."

A copy of the agenda may be obtained by contacting: Larry O'Donnell, Environmental Manager at the FDEP Northwest District Offices, 160 Government Center, Pensacola, FL 32501-5794 or calling (850)595-8300, Ext. 1129 or by e-mailing: larry.odonnell@dep.state.fl.us.

Meeting notices and agendas are also provided on the Panama City-Bay County International Airport web site www.pcairport.com.

The **Department of Environmental Protection** (DEP) announces a public meeting of the Environmental Regulation Commission to which all interested parties are invited to attend.

DATES AND TIME: June 26-27, 2003, 9:00 a.m.
PLACE: Conference Room A, Marjory Stoneman Douglas Building, 3900 Commonwealth Blvd., Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will continue the rule adoption proceeding on Sections 62-302.530 and 62-302.540, F.A.C., proposed phosphorus criterion for the Everglades Protection Area. There will also be a briefing on the proposed designation of the Weekiwachee Riverine and Spring System as Outstanding Florida Waters.
For more information contact: Jacqueline McGorty, email: jackie.mcgorty@dep.state.fl.us or (850)245-2231.
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."

The **Department of Environmental Protection** gives notice of it public meeting schedule, and opportunities for public comment, in preparation of adopting its verified list of impaired waters for the Lower St. Johns River Basin for 2003. The public meeting shall be held as follows:

DATE AND TIME: June 25, 2003, 3:00 p.m.
PLACE: DEP, Northeast District, Suite B200, Conference Room A, 7825 Baymeadows Way, Jacksonville, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: Revised Draft Verified List for the St. Johns River Basin
The Department will accept written comments on the revised draft verified list from June 18 to July 3, 2003. Copies of the revised draft verified list and meeting agenda may be requested from: Pat Waters, Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Watershed Management, MS 3555, Tallahassee, Florida 32399-2400, or by calling (850)245-8449.

The full text of the notice is published on the Internet at the DEP homepage at <http://www.dep.state.fl.us/> under the link or button entitled "Official Notices."

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Thursday, June 26, 2003, 7:00 p.m.
PLACE: Lake Wales Art Center, 1099 State Road 60, East, Lake Wales, Florida 33853
GENERAL SUBJECT MATTER TO BE CONSIDERED: To present the proposed land management plans for Allen David Boussard Catfish Creek Preserve State Park and Lake Kissimmee State Park to the public.

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

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a DEP Advisory Group meeting to which all persons are invited.

DATE AND TIME: Friday, June 27, 2003, 9:00 a.m.
PLACE: Lake Wales Public Library, 290 Cypress Gardens Lane, Lake Wales, Florida 33853
GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the proposed land management plans for Allen David Boussard Catfish Creek Preserve State Park and Lake Kissimmee State Park with the DEP Advisory Group members.

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

DEPARTMENT OF HEALTH

The **Board of Chiropractic Medicine** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, June 27, 2003, 8:30 a.m.
PLACE: The Hilton Tampa Airport Westshore, 2225 Lois Avenue, Tampa, FL 33607, (813)877-6688
GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The **Department of Health** announces a New Board and Council Member Training to which all interested persons are invited to attend.

DATE AND TIME: June 27, 2003, 9:30 a.m. – 3:00 p.m.
PLACE: 4042 Bald Cypress Way, Room 301, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
New Board and Council Member Training.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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 Sue Foster, (850)245-4474, at least a week in advance.

The Florida **Board of Massage Therapy** will hold the following meeting via telephone conference call to which all persons are invited:

DATE AND TIME: Tuesday, June 24, 2003, 9:00 a.m. or shortly thereafter

PLACE: Meet-Me number (850)414-1711, Suncom 994-1711

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson 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**, South Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: June 25, 2003, 5:30 p.m.

PLACE: Department of Health, Tallahassee, FL, Meet Me Number (850)921-6433

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 a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 **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: July 15, 2003, 4:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)921-5400

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 a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 **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: July 16, 2003, 6:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)921-6433

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 a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 **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: July 24, 2003, 5:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)921-6433

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 a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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 **Board of Optometry** will hold a duly noticed telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, June 20, 2003, 12:00 Noon

PLACE: Department of Health, 4042 Bald Cypress Way, Bin #C07, Tallahassee, FL, Meet Me Number (850)488-8295

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The **Board of Optometry**, Topical Ocular Pharmaceutical Advisory Committee (TOPA), will hold a duly noticed telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Tuesday, June 24, 2003, 12:00 Noon

PLACE: Department of Health, 4042 Bald Cypress Way, Bin #C07, Tallahassee, FL, Meet Me Number (850)488-8295

GENERAL SUBJECT MATTER TO BE CONSIDERED: General committee business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a 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: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The Florida **Board of Speech-Language Pathology and Audiology** will hold the following meeting via telephone conference call to which all persons are invited:

DATE AND TIME: Wednesday, June 25, 2003, 9:00 a.m. or shortly thereafter

PLACE: Meet-Me number (850)410-0967, Suncom 210-0967

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Ronda Bryan, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired,

can contact Ronda Bryan using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services, Mental Health Program Office**, announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 6, 2003, 9:00 a.m. – 10:00 a.m.

PLACE: 337 N US HWY #1, Benton Regional Service Center, Room #104, Fort Pierce, FL 34950

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is seeking public input and information regarding the designation or re-designation of the Center For Emotional And Behavioral Health, Vero Beach, as a public baker act receiving facility.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System 1(800)8770 (Voice) and 1(800)955-8771 (TDD).

FOR FURTHER INFORMATION CONTACT: Carol Eldeen-Todesco, 337 N. US HWY #1, Ft. Pierce, FL 34950, (772)595-1348.

The **Department of Children and Family Services**, Refugee Services Program Office announces the following public meetings to which all interested persons are invited.

*Meeting: District11/ Miami Area Refugee Task Force

DATE AND TIME: June 13, 2003, 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade Community College, Wolfson Campus, 300 Northeast Second Avenue, Building 2, Miami, Florida 33132

Contact Person is: Trish Barnes, (850)488-3791

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to refugee resettlement in the Miami Area County/Children and Families District 11 area.

A copy of the agenda may be obtained by writing: Meredith Swiger, Refugee Services Programs Office at 1317 Winewood Boulevard, Building 1, Room 303, Tallahassee, Florida 32399-0700

*Meeting: District10/ Broward County Refugee Task Force

DATE AND TIME: June 24, 2003, 11:00 a.m. – 1:00 p.m.

PLACE: First Lutheran Church, 441 N. E. 3rd Ave., Ft. Lauderdale, FL 33301

Contact Person is: Trish Barnes, (850)488-3791

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to refugee resettlement in the Broward County/Children and Families District 10 area.

A copy of the agenda may be obtained by writing: Meredith Swiger, Refugee Services Programs Office at 1317 Winewood Boulevard, Building 1, Room 303, Tallahassee, Florida 32399-0700.

*Meeting: District 5, 6, and 14/ Tampa Bay Area Refugee Task Force

DATE AND TIME: June 26, 2003, 9:30 a.m. – 11:30 a.m.

PLACE: PTEC – SP, Pinellas Technical Education Center, 901 34th St., South, St Pete, FL 33711

Contact Person is: Taddese Fessehay, (407)245-0450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to refugee resettlement in the Tampa Bay Area County/Children and Families District 5, 6, and 14 areas.

A copy of the agenda may be obtained by writing: Meredith Swiger, Refugee Services Programs Office at 1317 Winewood Boulevard, Building 1, Room 303, Tallahassee, Florida 32399-0700.

*Meeting: District 9/ Palm Beach County Refugee Task Force

DATE AND TIME: June 25, 2003, 1:30 p.m. – 3:30 p.m.

PLACE: Lutheran Services of Florida, 1776 Lakeworth Road, Suite 101, Lakeworth, Florida 33460

Contact Person is: Trish Barnes, (850)488-3791

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relevant to refugee resettlement in the Palm Beach Area County/Children and Families District 9 area.

A copy of the agenda may be obtained by writing: Meredith Swiger, Refugee Services Programs Office at 1317 Winewood Boulevard, Building 1, Room 303, Tallahassee, Florida 32399-0700.

The Florida **Department of Children and Family Services** announces the following District 8, Community-Based Care Alliance meetings have been CANCELLED:

Collier County Community Alliance:

DATE AND TIME: June 17, 2003, 12:00 Noon

Hendry/Glades Community Alliance:

DATE AND TIME: July 15, 2003, 9:00 a.m.

Lee County Community Alliance:

DATE AND TIME: June 26, 2003, 3:30 p.m.

For additional information, please contact: Community-Based Care Unit, (239)338-1350.

The Florida **Department of Children and Family Services** announces the following District 8, Community-Based Care Alliance meetings:

Charlotte County Community Alliance:

DATES AND TIME: August 20, 2003; October 8, 2003; December 10, 2003, 12:00 Noon

PLACE: Charlotte County Justice Center, 350 East Marion Avenue, Punta Gorda, Florida

Collier County Community Alliance:

DATE AND TIME: August 19, 2003, 12:00 Noon

PLACE: Collier County Government Complex, 3301 Tamiami Trail East, Building L, Naples, Florida

Hendry/Glades Community Alliance

DATE AND TIME: August 11, 2003, 9:00 a.m.

PLACE: LaBelle Service Center, 485 Cowboy Way, LaBelle, Florida

Lee County Community Alliance:

DATE AND TIME: September 4, 2003, 3:30 p.m.

PLACE: Regional Service Center, 2295 Victoria Avenue, Fort Myers, Florida

Persons needing additional information should contact the Community-Based Care Unit, (239)338-1350.

The Family Preservation and Support Coalition, Executive Committee, sponsored by the District 12, **Department of Children and Family Services**, announces a public meeting to which all persons are invited.

DATE AND TIME: June 18, 2003, 9:00 a.m.

PLACE: First Floor Conference Room, 211 North Ridgewood Avenue, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting.

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Lynn Kennedy.

If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Lynn Kennedy, (386)226-7826, at least 48 hours in advance of the meeting. (Hearing impaired please use Florida Relay 1(800)955-8771.)

The **Department of Children and Family Services**, District 11, Monroe County Community Alliance Committee Meeting, announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, June 23, 2003, 10:00 a.m.

PLACE: Holiday Inn, 13201 Overseas Highway, Marathon, Florida 33040, (305)293-6394

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monroe Community Alliance Committee Meeting.

For copies of the agenda, further information, or person requiring accommodations in order to participate in this meeting should contact Judy Greene 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, Quality Assurance (QA) and Evaluation Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, July 23, 2003, 9:30 a.m. – 11:00 a.m.

PLACE: Rhode Building, 401 NW 2nd Avenue, Suite S-212 Conference Room, Miami, Florida 33128, (305)377-7330

GENERAL SUBJECT MATTER TO BE CONSIDERED: Miami-Dade Community Based Care Alliance Quality Assurance (QA) and Evaluation Committee Meeting.

For copies of the agenda, further information, or person requiring accommodations in order to participate in this meeting should contact Michael S. Bateman, District XI, Strategic Planning Manager, (305)377-7330 or in writing by close of business (5:00 p.m.) no later than five working days prior to the meeting.

NAVIGATION DISTRICTS

The Board of Commissioners of the Florida **Inland Navigation District** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday and Saturday, June 20-21, 2003, 8:00 a.m.

PLACE: The Radisson Resort at the Port, 8701 Astronaut Boulevard, Port Canaveral, Brevard County, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Finance and Budget and Personnel Committees will meet.

Please contact the District office at 1314 Marcinski Road, Jupiter, FL 33477, (561)627-3386, for more information.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need a record of the proceeding, and for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

The **Fish and Wildlife Conservation Commission** announces public workshops concerning the pompano fishery to which all interested persons are invited:

DATE AND TIME: Tuesday, June 24, 2003, 6:00 p.m. – 8:00 p.m.

PLACE: Destin Community Center, 101 Stahlman Avenue, Destin, FL

DATE AND TIME: Wednesday, June 25, 2003, 6:00 – 8:00 p.m.

PLACE: City of Stuart Recreation Center, 201 S. W. Flagler Avenue, Stuart, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission (FWC) have scheduled a series of public workshops to gather public testimony regarding management options for adjusting bag and trip limits, and/or size limits, for recreational and commercial harvesters of Florida pompano.

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: Mr. Bob Palmer, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

DEPARTMENT OF FINANCIAL SERVICES

The Florida **Board of Funeral and Cemetery Services** announces a public Board Meeting and all persons are invited to attend.

DATE AND TIME: June 26, 2003, 10:00 a.m. – 5:00 p.m.

PLACE: Department of Transportation Auditorium, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person 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.

TO OBTAIN FURTHER INFORMATION CONTACT: LaTonya Bryant, Administrative Secretary, Division of Consumer Services, 200 East Gaines St., Tallahassee, FL 32399-0361, (850)413-3039.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice), for assistance.

The **Department of Financial Services, Office of Insurance Regulation** announces a meeting to which all persons are invited:

DATE AND TIME: Wednesday, July 2, 2003, 6:00 p.m. – 8:30 p.m.

PLACE: Plantation City Hall Commission Chambers, First Floor, 400 N. W. 73rd Avenue, Plantation, Florida 33317

GENERAL SUBJECT MATTER TO BE CONSIDERED: MeritPlan Insurance Company has requested a 43.9% average statewide rate increase for its Homeowners Insurance Program. This rate increase is based, at least in part, on a computer model. Florida law requires that a public hearing be held regarding any rate filing that is based in whole or part on data from a computer model and which exceeds 25%. Input from interested parties will be received at this public hearing.

A copy of the agenda may be obtained by contacting: Martie Freeman, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0330, (850)413-5286.

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

**H. LEE MOFFITT CANCER CENTER AND RESEARCH
INSTITUTE**

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 24, 2003, 1:30 p.m.

PLACE: Stabile Trustees Board Room, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Directors.

A copy of the agenda may be obtained by writing: Lori Payne, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, SRB-COO, Tampa, FL 33612.

Persons requiring special accommodations due to disability or physical impairment should contact Ms. Payne by June 20, 2003.

FLORIDA CONFLICT RESOLUTION CONSORTIUM

The **Florida Conflict Resolution Consortium** announces a meeting of its Advisory Council to which all interested parties are invited.

DATE AND TIME: Thursday, June 26, 2003, 9:00 a.m. – 3:00 p.m.

PLACE: Turnbull Conference Center, Florida State University, 555 West Pensacola Street, Room 123-B, Tallahassee, FL 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be a strategic planning session.

LOCAL EMERGENCY PLANNING COMMITTEE

The District I, **Local Emergency Planning Committee** (LEPC) announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2003, 10:00 a.m., CDT

PLACE: Walton County Emergency Operations Center, 75 South Davis Lane, DeFuniak Springs, FL 32433

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the District I Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: The Executive Director, West Florida Regional Planning Council, P. O. Box 9759, Pensacola, Florida 32513-9759.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors' announces a public meeting to which all interested parties are invited:

BOARD OF GOVERNORS' QUARTERLY MEETING

DATE AND TIME: Wednesday, July 30, 2003, 1:00 p.m.

PLACE: Boca Raton Resort & Club, 501 E. Camino Real, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Matters.

A copy of the agenda may be obtained by sending a faxed request to: Georgie Barrett, (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Georgie a week prior to the meeting at (850)224-7676, Ext. 19.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a Petition for Declaratory Statement on May 26, 2003, from Koolduct, Inc. regarding whether a preinsulated air duct system incorporating a high density foam panel that is faced with aluminum on both sides, segments of which being joined by a proprietary aluminum flange, complies with the intent of the Florida Building Code as an alternate method or material pursuant to section 103.7.1, Building Volume, and section 603.4, Mechanical Volume, 2001.

It has been assigned the number DCA03-DEC-128.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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, received a petition for declaratory statement In Re: Petition for Declaratory Statement, Walter Grover, Unit Owner, Portofino Condominium Apartments, Petitioner, on May 16, 2003.

The Petitioner request a declaratory statement as to whether an association may assess unit owners in accordance with their percentage interests for repair work in a manner that permits owners the option of paying the assessment in full without interest or paying the assessment with interest over a period of months under section 718.116(9), Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number 2003065160, 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.

Please refer all comments to Joseph Garwood, Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF HEALTH

The Board of Nursing hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed by Sandra Schellhorn, R.N., on behalf of Baptist Medical Center. Notice of receipt of the Petition published in the February 7, 2003, Vol. 29, No. 6, Florida Administrative Weekly. The Board reviewed the Petition at its meeting on April 10, 2003, in Tampa, Florida. The Board's Final Order, filed in this cause on April 29, 2003, answers both of Petitioner's questions, as outlined in the Petition, in the affirmative, provided the registered nurse is trained and certified in Advanced Cardiac Life Support, and is following established policies and procedures of the facility.

A copy of the Petition and the Board's Final Order may be obtained by contacting: Dan Coble, Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252.

The Board of Nursing hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed by Barbara Mashour-Smith, R.N., on behalf of Baptist Medical Center. Notice of receipt of the Petition published in the November 22, 2002, Vol. 28, No. 47, Florida Administrative Weekly. The Board reviewed the Petition at its meeting on April 10, 2003, in Tampa, Florida. The Board's Final Order, filed in this cause on April 29, 2003, answers the first two questions, as outlined in the Petition, in the affirmative, provided the registered nurse is trained in Advanced Cardiac Life Support, and is following the policies and procedures of the facility. The Board declined to answer the third question based on insufficient information in the Petition.

A copy of the Petition and the Board's Final Order may be obtained by contacting: Dan Coble, Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252.

The Board of Nursing hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed by James R. Herbert, R.N. Notice of receipt of the Petition was published in the February 7, 2003, Vol. 29, No. 6, Florida Administrative Weekly. The Board reviewed the Petition at its meeting on April 10, 2003, in Tampa, Florida. The Board's Final Order, filed in this cause on April 29, 2003, denies the Petition based on insufficient information upon which the Board can issue a declaratory statement as requested by Petitioner.

A copy of the Petition and the Board's Final Order may be obtained by contacting: Dan Coble, Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252.

The Board of Nursing hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed by Linda C. Noelke, R.N. Notice of receipt of the Petition was published in the March 14, 2003, Vol. 29, No. 11, Florida Administrative Weekly. The Board reviewed the Petition at its meeting on April 10, 2003, in Tampa, Florida. The Board's Final Order, filed in this cause on April 29, 2003, finds that it is not within the scope of practice for a registered nurse to administer Ketamine (Ketalar), as those questions are presented in the Petition.

A copy of the Petition and the Board's Final Order may be obtained by contacting: Dan Coble, Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

NOTICE TO CONSTRUCTION MANAGEMENT FIRMS
Duval County Public Schools
Request for Qualifications (RFQ)
FOR
Construction Management Services

The Office of Facilities Planning and Construction announces that Construction Management services are required for the following project:

Project Number: DCPS PROJECT NO. C-90870
Project Title: NUTRITION SERVICE CENTER
Project Location: (TO BE DETERMINED)

RFQ's ARE DUE ON OR BEFORE JULY 15, 2003
AND WILL BE ACCEPTED UNTIL 4:30 P.M.

The selected Construction Manager will provide preconstruction services including value engineering, constructability analysis, development of a cost model, and estimating and will develop a Guaranteed Maximum Price at the applicable Construction Document phase.

Scope of Work: The construction of a new central production facility with approximately 68,000 square feet to provide a centralized food production system to replace the current "base kitchen" and satellite food production and distribution system. This center will incorporate the centralized food production commissary, supervisory offices and on-site maintenance operations. The estimated construction cost is "Budgeted, Not to Exceed" \$13,800,000.00 including kitchen equipment costs of \$5,800,000.00.

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including but not limited to experience and ability, financial capability, record keeping/administrative ability, critical path scheduling expertise, cost estimating, cost control ability, quality control ability, qualifications of firm's personnel, staff and consultants, and distance from the construction site.

To receive application information and instruction booklet or for additional information contact the Project Manager listed below or visit www.educationcentral.org/facilities.

Applications are to be sent to:

Duval County Public Schools
Facilities Planning & Construction
1701 Prudential Drive, 5th Floor
Jacksonville, FL 32207-8182

PROJECT MANAGER: Kevin Trussell
PHONE NO.: (904)390-2279

RESPONSE DUE DATE: RFQ's ARE DUE ON OR BEFORE JULY 8, 2003 AND WILL BE ACCEPTED UNTIL 4:30 P.M.

MBE GOALS: 10% AA, 5% HANA, 5% WBE
Information on the selection process can be found at www.educationcentral.org/facilities under Forms and Standards then under General Documents, Selection of Construction Manager.

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>

EXECUTIVE OFFICE OF THE GOVERNOR

Volunteer Florida, the Governor's Commission on Volunteerism and Community Service, is pleased to announce a Request for Proposals to participate in the 2003-2004 Operation Step Up Homeland Security Volunteer Program and sub-grant opportunity. All Florida Volunteer Centers are eligible to apply.

Proposals must be submitted by 5:00 p.m., EST, Friday, August 15, 2003 to Volunteer Florida, 401 S. Monroe St., Tallahassee, FL 32301-2034.

Eligibility criteria, guidelines, application forms, and technical assistance are available the week of June 23, 2003, by calling (850)921-5172.

WATER MANAGEMENT DISTRICTS

**REQUEST FOR QUALIFICATIONS FOR EROSION
CONTROL AND STREAMBANK RESTORATION
PROJECTS**

(RFQ) NO. 02/03-045RM

The Suwannee River Water Management District (DISTRICT) announces its interest in selecting a qualified licensed Florida Professional Engineering Firm (FIRM) for the purpose of obtaining consulting services for erosion control and streambank restoration projects.

BACKGROUND: Periodically, the DISTRICT requires the services of FIRMS to assist in the preparation and submittal of permit applications and design of DISTRICT engineering projects. Engineering projects are located within the DISTRICT boundaries, and may include assisting local units of government (cities, counties, or local districts) with specific needs.

The DISTRICT desires to select a qualified FIRM who will be relied upon to provide engineering services as needed for a one-year period with the option of two one-year extensions.

SCOPE OF WORK: The DISTRICT expects FIRM to provide engineering reports, plans, and specifications, design projects, and submit permit applications on behalf of the DISTRICT. Design details range from feasibility assessments to providing detailed engineering plans and specifications for bidding. FIRM must have a demonstrated proficiency in working within the federal, state, regional, and local regulatory environment.

TYPICAL COMPONENTS OF EROSION CONTROL AND STREAMBANK RESTORATION PROJECTS: FIRMS submitting a Statement of Qualifications should have experience in the following areas. This represents typical components of erosion control and streambank restoration projects that may be requested by the DISTRICT.

- 1) Stream, river, or wetland restoration
- 2) Erosion control (hard and soft armament)
- 3) Bank stabilization
- 4) Resource protection (fence, access steps, platforms)
- 5) Runoff and water control structures
- 6) Permitting to implement projects

PROFESSIONAL LIABILITY INSURANCE: The FIRM shall have and maintain during the period of this agreement, a professional liability insurance policy or policies with a company or companies authorized to do business in the State of Florida, affording professional liability coverage for the professional services to be rendered in accordance with this agreement in a minimum amount of \$200,000.

SUBCONTRACTOR / SUBCONSULTANT SERVICES: Services assigned to subcontractors and/or subconsultants must be approved in advance by the DISTRICT. The subcontractors and/or subconsultants must be qualified to perform all work assigned to them, be licensed by the appropriate jurisdiction and carry or be covered by FIRM's professional liability insurance.

SURVEYING SERVICES: Surveying and mapping services incidental to engineering services is included in this RFQ. Typical survey and mapping services would include topographic surveys, locations of culverts, buildings, structures, utilities, rights-of-way, and re-establishment of property boundaries. Surveying and mapping may be performed by a subconsultant, provided the subconsultant is registered as a professional land surveyor.

SCHEDULED EVENTS IN SELECTION PROCESS: Selection of a FIRM will adhere to the conditions of 287.055, Florida Statutes (F.S.). A Selection Committee made up of members of the DISTRICT will review all responses to the RFQ, establish a short list of three firms, and present the list to the DISTRICT'S Governing Board for authorization to enter into a contract.

The short list will be based on a comprehensive consideration of a number of factors including, but not limited to, relevant experience, staffing, and current workload.

DISTRICT reserves the right to withdraw the RFQ at any time. Below is the schedule of events that will take place in the selection process. The DISTRICT reserves the right to make changes or alterations to the schedule as the DISTRICT determines is in the best interest of the public. FIRMS will be notified in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the DISTRICT, the dates indicated below for submission of items or for other actions on the part of a proposer shall constitute absolute deadlines for those activities and failure to fully comply by the date and time stated shall cause a proposer to be disqualified.

Date:	Event:
June 13, 2003	Request for Qualifications advertised
July 18, 2003	Statement of Qualifications due by 4:00 p.m.
July 24, 2003	Selection Committee meets to prepare short list
August 4 – August 8, 2003	Professional discussions with District
August 11, 2003	DISTRICT will rank short list
September 9, 2003	Request Governing Board approval of staff's recommendation

INSTRUCTIONS: Any FIRM desiring to respond to this invitation shall apply for consideration with a statement of qualifications. The statement of qualifications must exactly follow the specifications listed below.

Paper Size Specifications:

1. Paper size: 8 1/2" x 11", additional larger charts and graphs may be provided if folded neatly to 8 1/2" x 11" size.
2. All text must be in Arial 13 font.
3. Each content section listed below must be tabbed and labeled.

STATEMENT OF QUALIFICATIONS SUBMITTAL REQUIREMENT

General

Each FIRM being considered for this project is required to submit a Statement of Qualifications. The Statement of Qualifications shall include sufficient information to enable the DISTRICT to evaluate the capability of the FIRM to provide the desired services.

Submittal Requirements

The Statement of Qualifications shall be bound, with tabs labeled section 1 through section 4, with the information and page limitation requirements as listed below. Submit five (5)

duplicate originals of the Statement of Qualifications and one electronic copy formatted in Microsoft Word. Submit one copy of representative plans and specifications.

Tab 1 – Company Overview (maximum 10 pages)

Provide a written narrative of the company.

- (a) Introduction: Letter of introduction describing the company. (maximum 2 pages).
- (b) Business Structure: Identify the legal entity authorized by law to render the engineering services.
- (c) Staffing Plan: Submit a staffing plan and organization chart.
- (d) Surveying Services: Indicate availability of survey services and if surveying will be performed by in-house surveyors, by sub-consultant, or both.
- (e) Other Appropriate Data: Other relevant data demonstrating the ability of the FIRM to provide the desired services may be included.

Tab 2 – Resumes of Key Project Personnel (maximum of one (1) page per person)

Tab 3 – Experience Relating to Similar Projects (maximum of five (5) sample projects with a maximum of two (2) pages per project

Include references and points of contact.

Tab 4 – Additional Qualifications (optional and maximum of 5 pages)

At the FIRM’s discretion, additional information may be submitted to demonstrate the FIRM’s abilities.

Representative Engineering Plans (may be bound separately and unlimited pages)

Provide one (1) set of project plans and specifications, designed by the key engineering personnel identified under tabs 1 and 2 above, representative of FIRM’s ability to design similar work. NOTE: Please provide only one set of engineering plans and specs, not five copies.

Paper size: 11" x 17" for plans, 8 1/2" x 11" for specifications, other paper sizes allowed only as necessary.

RFQ INSTRUCTIONS AND OPENING: To facilitate processing of your response to the RFQ, please CLEARLY print

REQUEST FOR QUALIFICATIONS FOR EROSION
CONTROL AND STREAMBANK RESTORATION
PROJECTS

(RFQ) NO. 02/03-045RM

and your company name on the cover of the Request for Qualifications and the package used to mail the RFQ to the District.

Five copies of the response to the RFQ shall be submitted and enclosed in a sealed package marked as noted above. Please submit only one copy of the sample plans and specifications. Facsimile transmittals of qualifications are not acceptable.

ALL RESPONSES TO THE RFQ MUST BE RECEIVED BY THE DISTRICT NO LATER THAN 4:00 P.M., LOCAL TIME, JULY 18, 2003, IN ORDER TO BE CONSIDERED.

Responses to the RFQ should be sent to:

Sandra Keiser, Administrative Assistant
Department of Resource Management
Suwannee River Water Management District
9225 County Road 49
Live Oak, Florida 32060

Responses to the RFQ received after 4:00 p.m., local time, on July 18, 2003, will be rejected. The DISTRICT reserves the right to reject any and all responses.

CHALLENGE OF INTENT TO RECOMMEND AWARD: Any respondent, who protests the specifications, or decision, or intended decision, shall file with the District a notice of protest and formal protest in compliance with Chapter 28-110, Florida Administrative Code, and applicable provisions in Section 120.57, F.S. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., shall constitute a waiver of proceedings under Chapter 120, F.S.

AMERICANS WITH DISABILITIES ACT: The DISTRICT does not discriminate upon the basis of any individual’s disability status. This non-discrimination policy involves every aspect of the DISTRICT’s functions including one’s access to, participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact Sandra Keiser, Administrative Assistant, (386)362-1001 or 1(800)226-1066 (Florida only), Fax (386)362-1056.

MINORITY BUSINESS ENTERPRISES: Whenever two or more service providers are ranked equally by the Selection Committee, a minority business enterprise shall be given preference in the award process.

VETERANS PREFERENCE: In the absence of minority business enterprise, whenever two or more service providers are ranked equally by the Selection Committee, a veteran-owned business enterprise shall be given preference in the award process.

DRUG FREE WORKPLACE: FIRMS shall certify that they have established a drug free workplace.

REQUEST FOR QUALIFICATIONS FOR POTABLE
WATER PROJECTS

(RFQ) NO. 02/03-046RM

The Suwannee River Water Management District (DISTRICT) announces its interest in selecting qualified licensed Florida Professional Engineering Firm (FIRM) for the purpose of obtaining consulting services for potable water projects.

BACKGROUND: Periodically, the District requires the services of A FIRM to assist in the preparation and submittal of permit applications and design of DISTRICT engineering

projects. Engineering projects are located within the DISTRICT boundaries, and may include assisting local units of government (cities, counties, or local districts) with specific needs.

The DISTRICT desires to select a qualified firm who will be relied upon to provide engineering services as needed for a one-year period with the option of two one-year extensions.

SCOPE OF WORK: The DISTRICT expects FIRM to provide engineering reports, plans, and specifications, design projects, and submit permit applications on behalf of the DISTRICT. Design details range from feasibility assessments to providing detailed engineering plans and specifications for bidding. FIRM must have a demonstrated proficiency in working within the federal, state, regional, and local regulatory environment.

TYPICAL COMPONENTS OF POTABLE WATER PROJECTS: FIRMS submitting a Statement of Qualifications should have experience in the following areas. This represents typical components of potable water projects that may be requested by the DISTRICT.

- 1) Wellfield siting studies
- 2) Wellhead public water supply protection
- 3) Public supply well testing and construction in accordance with the Florida Department of Environmental Protection (FDEP) requirements

PROFESSIONAL LIABILITY INSURANCE: The FIRM shall have and maintain during the period of this agreement, a professional liability insurance policy or policies with a company or companies authorized to do business in the State of Florida, affording professional liability coverage for the professional services to be rendered in accordance with this Agreement in a minimum amount of \$200,000.

SUBCONTRACTOR / SUBCONSULTANT SERVICES: Services assigned to subcontractors and/or subconsultants must be approved in advance by the DISTRICT. The subcontractors and/or subconsultants must be qualified to perform all work assigned to them, be licensed by the appropriate jurisdiction and carry or be covered by FIRM's professional liability insurance.

SURVEYING SERVICES: Surveying and mapping services incidental to engineering services is included in this RFQ. Typical survey and mapping services would include topographic surveys, locations of culverts, buildings, structures, utilities, rights-of-way and re-establishment of property boundaries. Surveying and mapping may be performed by a subconsultant, provided the subconsultant is registered as a professional land surveyor.

SCHEDULED EVENTS IN SELECTION PROCESS: Selection of a FIRM will adhere to the conditions of 287.055, Florida Statutes (F.S.). A Selection Committee made up of members of the DISTRICT will review all responses to the RFQ, establish a short list of three firms, and present the list to the DISTRICT'S Governing Board for authorization to enter into a contract.

The short list will be based on a comprehensive consideration of a number of factors including, but not limited to, relevant experience, staffing, and current workload.

DISTRICT reserves the right to withdraw the RFQ at any time. Below is the schedule of events that will take place in the selection process. The DISTRICT reserves the right to make changes or alterations to the schedule as the DISTRICT determines is in the best interest of the public. FIRMS will be notified in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the DISTRICT, the dates indicated below for submission of items or for other actions on the part of a proposer shall constitute absolute deadlines for those activities and failure to fully comply by the date and time stated shall cause a proposer to be disqualified.

Date:	Event:
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INSTRUCTIONS: Any FIRM desiring to respond to this invitation shall apply for consideration with a statement of qualifications. The statement of qualifications must exactly follow the specifications listed below.

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STATEMENT OF QUALIFICATIONS SUBMITTAL REQUIREMENT

General

Each FIRM being considered for this project is required to submit a Statement of Qualifications. The Statement of Qualifications shall include sufficient information to enable the DISTRICT to evaluate the capability of the FIRM to provide the desired services.

Submittal Requirements

The Statement of Qualifications shall be bound, with tabs labeled section 1 through section 4, with the information and page limitation requirements as listed below. Submit five (5) duplicate originals of the Statement of Qualifications and one electronic copy formatted in Microsoft Word.

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- (a) Introduction: Letter of introduction describing the company. (max. 2 pages).
- (b) Business Structure: Identify the legal entity authorized by law to render the engineering services.
- (c) Staffing Plan: Submit a staffing plan and organization chart.
- (d) Surveying Services: Indicate availability of survey services and if surveying will be performed by in-house surveyors, by sub-consultant, or both.
- (e) Other Appropriate Data: Other relevant data demonstrating the ability of the FIRM to provide the desired services may be included.

Tab 2 – Resumes of Key Project Personnel (maximum of one (1) page per person)

Tab 3 – Experience Relating to Similar Projects (maximum of five (5) sample projects with a maximum of two (2) pages per project

Include references and points of contact.

Tab 4 – Additional Qualifications (optional and maximum of 5 pages)

At the FIRM’s discretion, additional information may be submitted to demonstrate the FIRM’s abilities.

RFQ INSTRUCTIONS AND OPENING: To facilitate processing of your response to the RFQ, please CLEARLY print

REQUEST FOR QUALIFICATIONS FOR POTABLE
WATER PROJECTS

(RFQ) NO. 02/03-046RM

and your company name on the cover of the Request for Qualifications and the package used to mail the RFQ to the District.

Five copies of the response to the RFQ shall be submitted and enclosed in a sealed package marked as noted above. Please submit only one copy of the sample plans and specifications. Facsimile transmittals of qualifications are not acceptable. ALL RESPONSES TO THE RFQ MUST BE RECEIVED BY THE DISTRICT NO LATER THAN 4:00 P.M., LOCAL TIME, JULY 18, 2003, IN ORDER TO BE CONSIDERED.

Responses to the RFQ should be sent to:

Sandra Keiser, Administrative Assistant
Department of Resource Management
Suwannee River Water Management District
9225 County Road 49
Live Oak, Florida 32060

Responses to the RFQ received after 4:00 p.m., local time, on July 18, 2003, will be rejected. The DISTRICT reserves the right to reject any and all responses.

CHALLENGE OF INTENT TO RECOMMEND AWARD: Any Respondent who protests the specifications, or decision, or intended decision, shall file with the District a notice of protest and formal protest in compliance with Chapter 28-110, Florida Administrative Code, and applicable provisions in Section 120.57, F.S. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., shall constitute a waiver of proceedings under Chapter 120, F.S.

AMERICANS WITH DISABILITIES ACT: The DISTRICT does not discriminate upon the basis of any individual’s disability status. This non-discrimination policy involves every aspect of the DISTRICT’S functions including one’s access to, participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact Sandra Keiser, Administrative Assistant, (386)362-1001 or 1(800)226-1066 (Florida only), Fax (386)362-1056.

MINORITY BUSINESS ENTERPRISES: Whenever two or more service providers are ranked equally by the Selection Committee, a minority business enterprise shall be given preference in the award process.

VETERANS PREFERENCE: In the absence of minority business enterprise, whenever two or more service providers are ranked equally by the Selection Committee, a veteran-owned business enterprise shall be given preference in the award process.

DRUG FREE WORKPLACE: FIRM’s shall certify that they have established a drug free workplace.

REQUEST FOR QUALIFICATIONS FOR RECREATION
PROJECTS

(RFQ) NO. 02/03-047RM

The Suwannee River Water Management District (DISTRICT) announces its interest in selecting a qualified licensed Florida Professional Engineering Firm (FIRM) for the purpose of obtaining consulting services for recreation projects.

BACKGROUND: Periodically, the District requires the services of a FIRM to assist in the preparation and submittal of permit applications and design of DISTRICT engineering projects. Engineering projects are located within the DISTRICT boundaries, and may include assisting local units of government (cities, counties, or local districts) with specific needs.

The DISTRICT desires to select a qualified firm who will be relied upon to provide engineering services as needed for a one-year period with the option of two one-year extensions.

SCOPE OF WORK: The DISTRICT expects FIRM to provide engineering reports, plans, and specifications, design projects, and submit permit applications on behalf of the DISTRICT.

Design details range from feasibility assessments to providing detailed engineering plans and specifications for bidding. FIRM must have a demonstrated proficiency in working within the federal, state, regional, and local regulatory environment.

TYPICAL COMPONENTS OF RECREATION PROJECTS: FIRMS submitting a Statement of Qualifications should have experience in the following areas. This represents typical components of recreation projects that may be requested by the DISTRICT.

- 1) Access roads and parking areas (trailheads)
- 2) Fencing, native landscaping, walkways, and decks
- 3) Multi-modal, hiking, walking, and horseback riding trails
- 4) Restroom facilities
- 5) Americans with Disabilities Act accessibility compliance
- 6) Permitting to construct improvements including the requirements of the Works of the District (WOD) permits.

PROFESSIONAL LIABILITY INSURANCE: The FIRM shall have and maintain during the period of this agreement, a professional liability insurance policy or policies with a company or companies authorized to do business in the State of Florida, affording professional liability coverage for the professional services to be rendered in accordance with this agreement in a minimum amount of \$200,000.

SUBCONTRACTOR / SUBCONSULTANT SERVICES: Services assigned to subcontractors and/or subconsultants must be approved in advance by the DISTRICT. The subcontractors and/or subconsultants must be qualified to perform all work assigned to them, be licensed by the appropriate jurisdiction and carry or be covered by FIRM's professional liability insurance.

SURVEYING SERVICES: Surveying and mapping services incidental to engineering services is included in this RFQ. Typical survey and mapping services would include topographic surveys, locations of culverts, buildings, structures, utilities, rights-of-way, and re-establishment of property boundaries. Surveying and mapping may be performed by a subconsultant, provided the subconsultant is registered as a professional land surveyor.

SCHEDULED EVENTS IN SELECTION PROCESS: Selection of a FIRM will adhere to the conditions of 287.055, Florida Statutes. A selection committee made up of members of the DISTRICT will review all responses to the RFQ, establish a short list of three firms, and present the list to the DISTRICT'S Governing Board for authorization to enter into a contract.

The short list will be based on a comprehensive consideration of a number of factors including, but not limited to, relevant experience, staffing, and current workload.

DISTRICT reserves the right to withdraw the RFQ at any time. Below is the schedule of events that will take place in the selection process. The DISTRICT reserves the right to make changes or alterations to the schedule as the DISTRICT determines is in the best interest of the public. FIRMS will be

notified in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the DISTRICT, the dates indicated below for submission of items or for other actions on the part of a proposer shall constitute absolute deadlines for those activities and failure to fully comply by the date and time stated shall cause a proposer to be disqualified.

Date:	Event:
June 13, 2003	Request for Qualifications Advertised
July 18, 2003	Statement of Qualifications Due by 4:00 p.m.
July 24, 2003	Selection Committee meets to prepare short list
August 4 – August 8, 2003	Professional Discussions with District
August 11, 2003	DISTRICT will rank short list
September 9, 2003	Request Governing Board approval of staff's recommendation

INSTRUCTIONS: Any FIRM desiring to respond to this invitation shall apply for consideration with a statement of qualifications. The statement of qualifications must exactly follow the specifications listed below.

Paper Size Specifications:

1. Paper size: 8 1/2" x 11", additional larger charts and graphs may be provided if folded neatly to 8 1/2" x 11" size.
2. All text must be in Ariel 13 font.
3. Each content section listed below must be tabbed and labeled.

STATEMENT OF QUALIFICATIONS SUBMITTAL REQUIREMENT

General

Each FIRM being considered for this project is required to submit a Statement of Qualifications. The Statement of Qualifications shall include sufficient information to enable the DISTRICT to evaluate the capability of the FIRM to provide the desired services.

Submittal Requirements

The Statement of Qualifications shall be bound, with tabs labeled section 1 through section 4, with the information and page limitation requirements as listed below. Submit five (5) duplicate originals of the Statement of Qualifications and one electronic copy formatted in Microsoft Word. Submit one copy of representative plans and specifications.

Tab 1 – Company Overview (maximum 10 pages)

Provide a written narrative of the company.

- (a) Introduction: Letter of introduction describing the company. (maximum 2 pages).
- (b) Business Structure: Identify the legal entity authorized by law to render the engineering services.

- (c) Staffing Plan: Submit a staffing plan and organization chart.
- (d) Surveying Services: Indicate availability of survey services and if surveying will be performed by in-house surveyors, by sub-consultant, or both.
- (e) Other Appropriate Data: Other relevant data demonstrating the ability of the FIRM to provide the desired services may be included.

Tab 2 – Resumes of Key Project Personnel (maximum of one (1) page per person)

Tab 3 – Experience Relating to Similar Projects (maximum of five (5) sample projects with a maximum of two (2) pages per project

Include references and points of contact.

Tab 4 – Additional Qualifications (optional and maximum of 5 pages)

At the FIRM's discretion, additional information may be submitted to demonstrate the FIRM's abilities.

Representative Engineering Plans (may be bound separately and unlimited pages)

Provide one (1) set of project plans and specifications, designed by the key engineering personnel identified under tabs 1 and 2 above, representative of FIRM's ability to design similar work. NOTE: Please provide only ONE set of engineering plans and specs, not five copies.

Paper size: 11" x 17" for plans, 8 1/2" x 11" for specifications, other paper sizes allowed only as necessary.

RFQ INSTRUCTIONS AND OPENING: To facilitate processing of your response to the RFQ, please CLEARLY print

REQUEST FOR QUALIFICATIONS FOR RECREATION
PROJECTS

(RFQ) NO. 02/03-047RM

and your company name on the cover of the Request for Qualifications and the package used to mail the RFQ to the District.

Five copies of the response to the RFQ shall be submitted and enclosed in a sealed package marked as noted above. Please submit only one copy of the sample plans and specifications. Facsimile transmittals of qualifications are not acceptable. ALL RESPONSES TO THE RFQ MUST BE RECEIVED BY THE DISTRICT NO LATER THAN 4:00 P.M., LOCAL TIME, JULY 18, 2003, IN ORDER TO BE CONSIDERED.

Responses to the RFQ should be sent to:

Sandra Keiser, Administrative Assistant
Department of Resource Management
Suwannee River Water Management District
9225 County Road 49
Live Oak, Florida 32060

Responses to the RFQ received after 4:00 p.m., local time, on July 18, 2003, will be rejected. The DISTRICT reserves the right to reject any and all responses.

CHALLENGE OF INTENT TO RECOMMEND AWARD: Any respondent who protests the specifications, or decision, or intended decision, shall file with the District a notice of protest and formal protest in compliance with Chapter 28-110, Florida Administrative Code, and applicable provisions in Section 120.57, F.S. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., shall constitute a waiver of proceedings under Chapter 120, F.S.

AMERICANS WITH DISABILITIES ACT: The DISTRICT does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the DISTRICT's functions including one's access to, participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact Sandra Keiser, Administrative Assistant, (386)362-1001 or 1(800)226-1066 (Florida only), Fax (386)362-1056.

MINORITY BUSINESS ENTERPRISES: Whenever two or more service providers are ranked equally by the Selection Committee, a minority business enterprise shall be given preference in the award process.

VETERANS PREFERENCE: In the absence of minority business enterprise, whenever two or more service providers are ranked equally by the Selection Committee, a veteran-owned business enterprise shall be given preference in the award process.

DRUG FREE WORKPLACE: FIRMS shall certify that they have established a drug free workplace.

REQUEST FOR QUALIFICATIONS FOR STORMWATER
PROJECTS

(RFQ) NO. 02/03-048RM

The Suwannee River Water Management District (DISTRICT) announces its interest in selecting a qualified licensed Florida Professional Engineering Firm (FIRM) for the purpose of obtaining consulting services for stormwater projects.

BACKGROUND: Periodically, the District requires the services of a FIRM to assist in the preparation and submittal of permit applications and design of DISTRICT engineering projects. Engineering projects are located within the DISTRICT boundaries, and may include assisting local units of government (cities, counties, or local districts) with specific needs.

The DISTRICT desires to select a qualified firm who will be relied upon to provide engineering services as needed for a one-year period with the option of two one-year extensions.

SCOPE OF WORK: The DISTRICT expects FIRMS to provide engineering reports, plans and specifications, design projects, and submit permit applications on behalf of the DISTRICT. Design details range from feasibility assessments to providing detailed engineering plans and specifications for

bidding. FIRMS must have a demonstrated proficiency in working within the federal, state, regional, and local regulatory environment.

TYPICAL COMPONENTS OF STORMWATER PROJECTS: FIRMS submitting a Statement of Qualifications should have experience in the following areas. This represents typical components of stormwater projects that may be requested by the DISTRICT.

- 1) Water quality improvement
- 2) Flood reduction in urban areas
- 3) Stormwater master planning and implementation
- 4) Bid documents, engineering plans, and specifications
- 5) Permitting to implement the project
- 6) Stormwater utility districts

PROFESSIONAL LIABILITY INSURANCE: The FIRM shall have and maintain during the period of this agreement, a professional liability insurance policy or policies with a company or companies authorized to do business in the State of Florida, affording professional liability coverage for the professional services to be rendered in accordance with this agreement in a minimum amount of \$200,000.

SUBCONTRACTOR / SUBCONSULTANT SERVICES: Services assigned to subcontractors and/or subconsultants must be approved in advance by the DISTRICT. The subcontractors and/or subconsultants must be qualified to perform all work assigned to them, be licensed by the appropriate jurisdiction, and carry or be covered by FIRM's professional liability insurance.

SURVEYING SERVICES: Surveying and mapping services incidental to engineering services is included in this RFQ. Typical survey and mapping services would include topographic surveys, locations of culverts, buildings, structures, utilities, right-of-ways and re-establishment of property boundaries. Surveying and mapping may be performed by a subconsultant, provided the subconsultant is registered as a professional land surveyor.

SCHEDULED EVENTS IN SELECTION PROCESS: Selection of a FIRM will adhere to the conditions of 287.055, Florida Statutes (F.S.). A Selection Committee made up of members of the DISTRICT will review all responses to the RFQ, establish a short list of three firms, and present the list to the DISTRICT'S Governing Board for authorization to enter into a contract.

The short list will be based on a comprehensive consideration of a number of factors including, but not limited to relevant experience, staffing, and current workload.

DISTRICT reserves the right to withdraw the RFQ at any time. Below is the schedule of events that will take place in the selection process. The DISTRICT reserves the right to make changes or alterations to the schedule as the DISTRICT determines is in the best interest of the public.

FIRMS will be notified in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the DISTRICT, the dates indicated below for submission of items or for other actions on the part of a proposer shall constitute absolute deadlines for those activities and failure to fully comply by the date and time stated shall cause a proposer to be disqualified.

Date:	Event:
June 13, 2003	Request for Qualifications Advertised
July 18, 2003	Statement of Qualifications Due by 4:00 p.m.
July 24, 2003	Selection Committee meets to prepare short list
August 4 – August 8, 2003	Professional Discussions with District
August 11, 2003	DISTRICT will rank short list
September 9, 2003	Request Governing Board approval of staff's recommendation

INSTRUCTIONS: Any FIRM desiring to respond to this invitation shall apply for consideration with a statement of qualifications. The statement of qualifications must exactly follow the specifications listed below.

Paper Size Specifications:

1. Paper size: 8 1/2" x 11", additional larger charts and graphs may be provided if folded neatly to 8 1/2" x 11" size.
2. All text must be in Arial 13 font.
3. Each content section listed below must be tabbed and labeled.

STATEMENT OF QUALIFICATIONS SUBMITTAL REQUIREMENT

General

Each FIRM being considered for this project is required to submit a Statement of Qualifications. The Statement of Qualifications shall include sufficient information to enable the DISTRICT to evaluate the capability of the FIRM to provide the desired services.

Submittal Requirements

The Statement of Qualifications shall be bound, with tabs labeled section 1 through section 4, with the information and page limitation requirements as listed below. Submit five (5) duplicate originals of the Statement of Qualifications and one electronic copy formatted in Microsoft Word. Submit one copy of representative plans and specifications.

Tab 1 – Company Overview (maximum 10 pages)

Provide a written narrative of the company.

- (a) Introduction: Letter of introduction describing the company. (maximum 2 pages).
- (b) Business Structure: Identify the legal entity authorized by law to render the engineering services.

- (c) Staffing Plan: Submit a staffing plan and organization chart.
- (d) Surveying Services: Indicate availability of survey services and if surveying will be performed by in-house surveyors, by sub-consultant, or both.
- (e) Other Appropriate Data: Other relevant data demonstrating the ability of the FIRM to provide the desired services may be included.

Tab 2 – Resumes of Key Project Personnel (maximum of one (1) page per person)

Tab 3 – Experience Relating to Similar Projects (maximum of five (5) sample projects with a maximum of two (2) pages per project

Include references and points of contact.

Tab 4 – Additional Qualifications (optional and maximum of 5 pages)

At the FIRM's discretion, additional information may be submitted to demonstrate the FIRM's abilities.

Representative Engineering Plans (may be bound separately and unlimited pages)

Provide one (1) set of project plans and specifications, designed by the key engineering personnel identified under tabs 1 and 2 above, representative of FIRM's ability to design similar work. NOTE: Please provide only ONE set of engineering plans and specs, not five copies.

Paper size: 11" x 17" for plans, 8 1/2" x 11" for specifications, other paper sizes allowed only as necessary.

RFQ INSTRUCTIONS AND OPENING: To facilitate processing of your response to the RFQ, please CLEARLY print

REQUEST FOR QUALIFICATIONS FOR STORMWATER PROJECTS

(RFQ) NO. 02/03-048RM

and your company name on the cover of the Request for Qualifications and the package used to mail the RFQ to the District.

Five copies of the response to the RFQ shall be submitted and enclosed in a sealed package marked as noted above. Please submit only one copy of the sample plans and specifications. Facsimile transmittals of qualifications are not acceptable. ALL RESPONSES TO THE RFQ MUST BE RECEIVED BY THE DISTRICT NO LATER THAN 4:00 P.M., LOCAL TIME, JULY 18, 2003, IN ORDER TO BE CONSIDERED.

Responses to the RFQ should be sent to:

Sandra Keiser, Administrative Assistant
 Department of Resource Management
 Suwannee River Water Management District
 9225 County Road 49
 Live Oak, Florida 32060

Responses to the RFQ received after 4:00 p.m., local time, on July 18, 2003, will be rejected. The DISTRICT reserves the right to reject any and all responses.

CHALLENGE OF INTENT TO RECOMMEND AWARD: Any respondent who protests the specifications, or decision, or intended decision, shall file with the District a notice of protest and formal protest in compliance with Chapter 28-110, Florida Administrative Code, and applicable provisions in Section 120.57, F.S. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., shall constitute a waiver of proceedings under Chapter 120, F.S.

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MINORITY BUSINESS ENTERPRISES: Whenever two or more service providers are ranked equally by the Selection Committee, a minority business enterprise shall be given preference in the award process.

VETERANS PREFERENCE: In the absence of minority business enterprise, whenever two or more service providers are ranked equally by the Selection Committee, a veteran-owned business enterprise shall be given preference in the award process.

DRUG FREE WORKPLACE: FIRM's shall certify that they have established a drug free workplace.

REQUEST FOR QUALIFICATIONS FOR WASTEWATER PROJECTS

(RFQ) NO. 02/03-049RM

The Suwannee River Water Management District (DISTRICT) announces its interest in selecting a qualified licensed Florida Professional Engineering Firm (FIRM) for the purpose of obtaining consulting services for wastewater projects.

BACKGROUND: Periodically, the DISTRICT requires the services of a FIRM to assist in the preparation and submittal of permit applications and design of DISTRICT engineering projects. Engineering projects are located within the DISTRICT boundaries, and may include assisting local units of government (cities, counties, or local districts) with specific needs.

The DISTRICT desires to select a qualified firm who will be relied upon to provide engineering services as needed for a one-year period with the option of two one-year extensions.

SCOPE OF WORK: The DISTRICT expects FIRM to provide engineering reports, plans, and specifications, design projects, and submit permit applications on behalf of the DISTRICT. Design details range from feasibility assessments to providing detailed engineering plans and specifications for bidding. FIRM must have a demonstrated proficiency in working within the federal, state, regional, and local regulatory environment.

TYPICAL COMPONENTS OF WASTEWATER PROJECTS: FIRMS submitting a Statement of Qualifications should have experience in the following areas. This represents typical components of wastewater system design projects that may be requested by the DISTRICT.

- 1) Site evaluation reports for effluent application, specifically spray fields and constructed wetlands recommendations
- 2) Advanced secondary and tertiary treatment technologies
- 3) Preliminary engineering and feasibility studies for new wastewater systems
- 4) Gravity and low pressure collection systems
- 5) Permitting to implement projects

PROFESSIONAL LIABILITY INSURANCE: The FIRM shall have and maintain during the period of this agreement, a professional liability insurance policy or policies with a company or companies authorized to do business in the State of Florida, affording professional liability coverage for the professional services to be rendered in accordance with this agreement in a minimum amount of \$200,000.

SUBCONTRACTOR / SUBCONSULTANT SERVICES: Services assigned to subcontractors and/or subconsultants must be approved in advance by the DISTRICT. The subcontractors and/or subconsultants must be qualified to perform all work assigned to them, be licensed by the appropriate jurisdiction and carry or be covered by FIRMS professional liability insurance.

SURVEYING SERVICES: Surveying and mapping services incidental to engineering services is included in this RFQ. Typical survey and mapping services would include topographic surveys, locations of culverts, buildings, structures, utilities, rights-of-way, and re-establishment of property boundaries. Surveying and mapping may be performed by a subconsultant, provided the subconsultant is registered as a professional land surveyor.

SCHEDULED EVENTS IN SELECTION PROCESS: Selection of a FIRM will adhere to the conditions of 287.055, Florida Statutes (F.S.). A Selection Committee made up of members of the DISTRICT will review all responses to the RFQ, establish a short list of three firms and present the list to the DISTRICT'S Governing Board for authorization to enter into a contract.

The short list will be based on a comprehensive consideration of a number of factors including, but not limited to, relevant experience, staffing, and current workload.

DISTRICT reserves the right to withdraw the RFQ at any time. Below is the schedule of events that will take place in the selection process. The DISTRICT reserves the right to make changes or alterations to the schedule as the DISTRICT determines is in the best interest of the public. FIRMS will be notified in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the DISTRICT, the dates indicated below for submission of items

or for other actions on the part of a proposer shall constitute absolute deadlines for those activities and failure to fully comply by the date and time stated shall cause a proposer to be disqualified.

Date:	Event:
June 13, 2003	Request for Qualifications advertised
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August 4 – August 8, 2003	Professional discussions with District
August 11, 2003	DISTRICT will rank short list
September 9, 2003	Request Governing Board approval of staff's recommendation

INSTRUCTIONS: Any FIRM desiring to respond to this invitation shall apply for consideration with a statement of qualifications. The statement of qualifications must exactly follow the specifications listed below.

Paper Size Specifications:

1. Paper size: 8 1/2" x 11", additional larger charts and graphs may be provided if folded neatly to 8 1/2" x 11" size.
2. All text must be in Arial 13 font.
3. Each content section listed below must be tabbed and labeled.

STATEMENT OF QUALIFICATIONS SUBMITTAL REQUIREMENT

General

Each FIRM being considered for this project is required to submit a Statement of Qualifications. The Statement of Qualifications shall include sufficient information to enable the DISTRICT to evaluate the capability of the FIRM to provide the desired services.

Submittal Requirements

The Statement of Qualifications shall be bound, with tabs labeled section 1 through section 4, with the information and page limitation requirements as listed below. Submit five (5) duplicate originals of the Statement of Qualifications and one electronic copy formatted in Microsoft Word. Submit one copy of representative plans and specifications.

Tab 1 – Company Overview (maximum 10 pages)

Provide a written narrative of the company.

- (a) Introduction: Letter of introduction describing the company. (maximum 2 pages).
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- (c) Staffing Plan: Submit a staffing plan and organization chart.

- (d) Surveying Services: Indicate availability of survey services and if surveying will be performed by in-house surveyors, by sub-consultant, or both.
- (e) Other Appropriate Data: Other relevant data demonstrating the ability of the FIRM to provide the desired services may be included.

Tab 2 – Resumes of Key Project Personnel (maximum of one (1) page per person)

Tab 3 – Experience Relating to Similar Projects (maximum of five (5) sample projects with a maximum of two (2) pages per project

Include references and points of contact.

Tab 4 – Additional Qualifications (optional and maximum of 5 pages)

At the FIRM’s discretion, additional information may be submitted to demonstrate the FIRM’s abilities.

Representative Engineering Plans (may be bound separately and unlimited pages)

Provide one (1) set of project plans and specifications, designed by the key engineering personnel identified under tabs 1 and 2 above, representative of FIRM’s ability to design similar work. NOTE: Please provide only ONE set of engineering plans and specs, not five copies.

Paper size: 11" x 17" for plans, 8 1/2" x 11" for specifications, other paper sizes allowed only as necessary.

RFQ INSTRUCTIONS AND OPENING: To facilitate processing of your response to the RFQ, please CLEARLY print

REQUEST FOR QUALIFICATIONS FOR WASTEWATER PROJECTS

(RFQ) NO. 02/03-049RM

and your company name on the cover of the Request for Qualifications and the package used to mail the RFQ to the District.

Five copies of the response to the RFQ shall be submitted and enclosed in a sealed package marked as noted above. Please submit only one copy of the sample plans and specifications. Facsimile transmittals of qualifications are not acceptable. ALL RESPONSES TO THE RFQ MUST BE RECEIVED BY THE DISTRICT NO LATER THAN 4:00 P.M., LOCAL TIME, JULY 18, 2003, IN ORDER TO BE CONSIDERED.

Responses to the RFQ should be sent to:

Sandra Keiser, Administrative Assistant
 Department of Resource Management
 Suwannee River Water Management District
 9225 County Road 49
 Live Oak, Florida 32060

Responses to the RFQ received after 4:00 p.m., local time, on July 18, 2003, will be rejected. The DISTRICT reserves the right to reject any and all responses.

CHALLENGE OF INTENT TO RECOMMEND AWARD: Any Respondent who protests the specifications, or decision, or intended decision, shall file with the District a notice of protest and formal protest in compliance with Chapter 28-110, Florida Administrative Code, and applicable provisions in Section 120.57, F.S. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., shall constitute a waiver of proceedings under Chapter 120, F.S.

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MINORITY BUSINESS ENTERPRISES: Whenever two or more service providers are ranked equally by the Selection Committee, a minority business enterprise shall be given preference in the award process.

VETERANS PREFERENCE: In the absence of minority business enterprise, whenever two or more service providers are ranked equally by the Selection Committee, a veteran-owned business enterprise shall be given preference in the award process.

DRUG FREE WORKPLACE: FIRM’s shall certify that they have established a drug free workplace.

EXPRESSWAY AUTHORITIES

**NOTICE TO DESIGN ENGINEERING FIRMS
 REQUEST FOR STATEMENT OF QUALIFICATIONS
 (RSOQ)**

MDX WORK PROGRAM NO. 87407.020

The Miami-Dade Expressway Authority (MDX) is seeking the services of a qualified firm or a team of firms (the “Firm”) to provide Design Engineering services in connection with the design and preparation of a complete set of roadway and structures plans for the construction of MDX Project No. 87407 (the “Project”) in the MDX Five-Year Work Program. The Project requires the reconstruction of the ramp from Kendall Drive (S.W. 88th Street) northbound onto SR 878, and a new connection to northbound SR 874. The Project includes provisions for noise abatement walls, electronic toll collection (single gantry-type structure), and the undercutting of the sloped embankment under the existing SR 878 bridge over SR 874.

FEDERAL AND STATE DEBARMENT: By signing and submitting a Statement of Qualifications (SOQ), the Firm certifies that no principal (which includes shareholders, partners, officers, directors, or executives) is presently

suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal, state or local department or agency.

SYSTEM: The Miami-Dade Expressway System is comprised of State Road (SR) 112, SR 836, SR 874, SR 878 and SR 924.

DESCRIPTION OF WORK: The selected Firm shall provide Design Engineering services for the design of MDX Project No. 87407. The general scope of work for the Firm is to prepare a complete set of construction plans and documents to be used by a contractor to be hired by the MDX to construct the Project. Elements of the work shall include, but may not be limited to: roadway, bridges, MSE walls, geotechnical analyses, surveys, drainage, signing and pavement markings, lighting, utility coordination, landscaping, maintenance of traffic/traffic control, cost estimates, environmental permits, public involvement, noise abatement analysis, quantity computation booklets, specifications and all necessary incidental items for a complete design. The Project consists of the design of approximately 70% in structures related work and 30% for roadway related work.

In addition, the scope of work shall include the preparation of conceptual roadway and structures plans (line and grade) for the reconstruction of the SR 874 mainline from Kendall Drive to SW 72nd Avenue. The intent of the concept design plans is to demonstrate how the mainline construction (including the SR 874/SR 878 Interchange) will be accommodated in the future upon completion of the construction of Project No. 87407, in accordance with the SR 874 Master Plan.

The selected Firm shall make available the necessary personnel, facilities, supplies, materials and resources to perform the required services. The duration of the design phase for the Project shall not exceed eighteen (18) months.

MDX will provide the shortlisted Firms with conceptual layouts as well as relevant design information, including preliminary design surveys, drainage requirements, permit information and toll equipment criteria and specifications to a level which the Firm can use towards the final design of the Project. The selected Firm shall verify the information provided by MDX. The Firm shall also coordinate with other agencies in the completion of the Project.

SELECTION PROCEDURE: At least three firms will be shortlisted using the Evaluation Criteria shown herein. The shortlisted Firms will be requested to provide written Technical Proposals based on the information and criteria requirements contained in the Request for Proposals ("RFP") to be issued by MDX at a later date. Oral interviews with the shortlisted Firms may be required. **FIRMS THAT DO NOT PROVIDE THE REQUIRED INFORMATION AND/OR DOCUMENTATION TO ADDRESS THE PREREQUISITE CRITERIA DESCRIBED BELOW SHALL NOT BE ELIGIBLE FOR SHORTLISTING EVALUATION.**

RESPONSE PROCEDURE: Qualified firms are encouraged to submit a SOQ package to MDX. One (1) unbounded original SOQ, and nine (9) bounded copies (ten (10) in total), MUST be received by the Miami-Dade Expressway Authority, 3790 NW 21 Street, Miami, Florida 33142, Attn: Ms. Helen M. Cordero, MDX Procurement Officer, by Monday, July 14, 2003 by 10:00 a.m., Eastern Time (the "Deadline Date"). SOQs submitted past the Deadline Date and time will be deemed non-responsive.

After reviewing the documentation submitted, evaluating the SOQs using the Evaluation Criteria shown herein, and ranking the Firms, MDX will notify all Firms in writing if they have been shortlisted, and will distribute one (1) copy of the RFP package to each shortlisted Firm.

The deadline to submit questions in reference to this Request for Statements of Qualifications (RSOQ) is Friday, June 27, 2003 by 5:00 p.m. Questions should be submitted in compliance with the Communication Provision below. The responses to questions received will be posted on MDX's website (www.mdxway.com) as an extension of this advertisement, or may be obtained by contacting MDX's Procurement Officer pursuant to the Communication Provision below. It is the Firm's responsibility to check the website or with MDX's Procurement Officer for these responses.

RESPONSIVENESS OF SOQ'S AND CONDITIONS CAUSING DISQUALIFICATIONS OF FIRMS: A responsive SOQ is one that conforms, in all material respects, to the requirements and instructions of the RSOQ.

SOQs will be rejected if found to be irregular, conditional or not in conformance with the requirements and instructions contained herein.

An SOQ will be found to be irregular or non-responsive for reasons including, but not limited to, violation of the Cone of Silence (as defined below), failure to strictly comply with and satisfactorily address the Prerequisite Criteria, failure to submit the information needed to evaluate the SOQ based on the Evaluation Criteria, incomplete SOQs, failure to provide or complete required forms, improper signatures, submittal of more than one SOQ by the same Firm, evidence of collusion among Firms or evidence that a Firm has a financial interest in another Firm submitting an SOQ for this engagement or failure to submit by the deadline date and time as show above.

SOQs will be rejected if more than one SOQ is received from an individual, firm, partnership, or corporation, or combination thereof (furnished as the prime proposer), under the same or different names. Such duplicate interest will cause the rejection of all SOQs in which such Firm has participated. A Firm or any of the entities comprising the Firm shall not appear as a Proposer in any other SOQ for the Project.

MDX, at its sole and absolute discretion, reserves the right to reject any and all SOQs or part of any and all SOQs, re-advertise the RSOQ, postpone or cancel, at any time, this procurement process for the Project, waive irregularities in the

SOQs or to withdraw the RSOQ, if it is in the best interest of MDX. All expenses involved with the preparation and submission of an SOQ to MDX, or any work performed in connection therewith, shall be solely the Firm's responsibility.

SUBMITTAL OF STATEMENT OF QUALIFICATIONS: The SOQ shall be in writing, submitted on the letterhead of the Firm. The SOQ must be limited to a maximum of twenty (20) pages. Resumes, MDX forms, and certificates/licenses are not included in the 20-page limitation. Resumes are limited to one (1) page per individual. The SOQ MUST include at a minimum, an organization chart, the documentation and/or information required in the Prerequisite Criteria, Required Information and Evaluation Criteria.

PREREQUISITE CRITERIA: SOQs will not be considered from Firms that do not satisfy, at a minimum, the following Prerequisite Criteria. All requested documentation and/or information must be provided in the SOQ to confirm that the Firm has satisfied all of the Prerequisite Criteria.

1. The Firm shall have a minimum of five (5) years specific experience in providing Design Engineering services as described above.
2. As required by Section 287.133, Florida Statute, a firm may not submit a proposal for the Project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The Firm must address this criterion by completing and submitting with the SOQ a Sworn Statement on Public Entity Crimes Form (a copy of this form may be obtained from MDX's website). Proposed subconsultants shall also complete and submit this form in order to be considered.
3. The Firm must have a full service operational office located in Miami-Dade County at the time the Notice to Proceed is issued. Information must also be provided as to the location of the Firm's office(s). If a Firm has offices outside Miami-Dade County, the Firm shall make an affirmative statement confirming that, if selected, it will establish such an office in Miami-Dade County.
4. Firms must submit documentation acceptable to MDX (including FDOT "L. Odom" letters) to demonstrate that the Firm is pre-qualified under Rule 14-75 of the Florida Administrative Code (F.A.C.) in the following types of work: Group 2, Project Development and Environmental Studies; Group 3.2, Major Highway Design; Group 3.3, Complex Highway Design; Group 4.1, Minor Bridge Design; Group 4.2, Major Bridge Design; Group 6.1, Traffic Engineering Studies; Group 7.1, Signing, Pavement Marking and Channelization; Group 7.2, Lighting; Group 8.1, Control Surveying; Group 8.2, Design, Right of Way and Construction Surveying; Group 9.1, Soil Exploration; Group 9.2, Geotechnical Classification Lab Testing; Group 9.4, Foundation Studies; Group 9.5, Geotechnical Specialty Lab Testing; and Group 15.0, Landscape Architect. The Firm shall identify all subconsultants proposed to perform

the work associated with the groups listed above, including documentation that demonstrates that those sub-consultants are also pre-qualified under Rule 14-75 of the F.A.C. Any Firm that does not demonstrate pre-qualification with all of the above identified groups shall be deemed non-responsive to the requirements stated in the RSOQ.

5. Execution of a Commitment Letter (a copy of this form may be obtained from MDX's website) stating that the Firm shall satisfy the 10% Small Business Participation Goal for the Project, in compliance with MDX's Small Business Participation Policy (a copy of this Policy may be obtained from MDX's website). Further documentation addressing this requirement shall be required of the shortlisted Firms, pursuant to requirements in the RFP.

REQUIRED INFORMATION: The SOQ shall contain the following Required Information:

1. Project Name and number.
2. Firm's name and address.
3. Name of contact person, phone number, fax number and Internet e-mail address (one contact person per Firm).
4. An executed Vendor's Certificate (a copy of this form may be obtained from MDX's website).
5. Certificates of Good Standing evidencing that the Firm is qualified to do business in the State of Florida. Documentation provided to comply with this criterion must be current.

EVALUATION CRITERIA: The SOQ will be reviewed, evaluated and ranked by the MDX Technical Evaluation Committee using the following Evaluation Criteria:

- Qualifications and experience of the Firm and sub-consultants as it relates to the following required services. This criterion will be evaluated based on the depth and breadth of the Firm and sub-consultants experience as a whole in the performance of roadway design, traffic control plans design, and structural/geotechnical design [including retaining walls, noise abatement walls and bridges, with emphasis on bridges with box-type superstructures and eccentric bridge piers (possibly with post-tensioned members) on drilled shafts or driven piles]. A total of 45%.
- Proposed key personnel of the Firm and sub-consultants, their qualifications and their roles (including resumes), and their available workload as they relate specifically to the services requested in this RSOQ. A total of 30%.
- Depth and breadth of the Firm and sub-consultants experience as a whole in the implementation of aesthetic enhancements in design, including but not limited to bridges, MSE/noise abatement walls, landscaping, lighting, and overhead signing structural supports. A total of 10%.
- Depth and breadth of the Firm and sub-consultants experience as a whole in the performance of public involvement activities, particularly in project coordination

with Community Advisory Committees (CAC's). A total of 10%.

- A list of similar engagements, by the Firm and subconsultants; in particular, representation of governmental entities, completed NOT EARLIER THAN January 1, 1998, with references and phone numbers, including a general description of the role of the Firm and subconsultants, and the services provided. A total of 5%.

COMMUNICATION: Communications between any respondent (potential or actual) to an MDX procurement or its representative, and any MDX Board member, MDX consultants, staff and/or its evaluation committee members are strictly prohibited from the date of publication of the RSOQ through the date of final MDX action with respect to the selection of the successful Firm for this engagement (this communication prohibition is also referred to herein as the "Cone of Silence").

The only exceptions to this are: 1) communications at a pre-proposal conference or publicly noticed meeting of MDX; 2) written communications regarding questions about the RSOQ. Such written communication will only be directed to Ms. Helen M. Cordero, MDX Procurement Officer, via e-mail at hcordero@mdxway.com or facsimile, (305)637-3298 or 3) communications by Firms that were not shortlisted to submit a Technical Proposal. This exception will only apply 72 hours after approval of the shortlist by the Operations Committee, assuming no protest is filed. Any violation of the requirements set forth in this paragraph shall constitute grounds for immediate and permanent disqualification of the offending respondent.

PROTEST RIGHTS:

1. To be considered, a protest must be in writing and filed with the Secretary of the MDX Board within seventy-two (72) hours, excluding Saturdays, Sunday and legal holidays, after receipt of the Final Shortlist if the protest is directed towards any part of the procurement process that has occurred as of the time of that decision. It is intended that this provision be utilized to address any issues concerning the manner or process by which Firms are identified as qualified to receive the Request for Proposal for the Project. Should issues arise after the time period for filing a protest has passed pursuant to this provision, which issues are determined by MDX to be covered by this provision, the protesting party shall be deemed to have waived any right to protest same.
2. A protest bond in the amount of \$20,000.00 will be required for any protest.
3. After the MDX Operations Committee renders its decision regarding the firms to be shortlisted, a copy of the final shortlist of firms invited to submit proposals in response to the Request for Proposals ("Final Shortlist") shall be sent

to all firms who submitted a Statement of Qualifications for the Project by MDX's Chief Purchasing Officer or his designee.

4. Within five (5) calendar days from the date of filing of the protest, the protesting party shall provide MDX with the grounds in detail for its protest.
5. Upon receipt of a timely filed written protest, MDX and the protesting party shall attempt to resolve the protest by mutual agreement within ten (10) business days from the date of filing of the protest.
6. If the protest is not resolved by mutual agreement within ten (10) business days from the date of filing, MDX and the protesting party shall select a mutually agreed-upon mediator and participate in mediation within thirty (30) calendar days after the failure to reach a mutual agreement. All costs of mediation shall be borne by the protesting party, unless otherwise agreed upon by MDX. No court proceedings regarding any protest may be filed until the parties have first participated in mediation.
7. In the event mediation is unsuccessful, the party filing a protest pursuant to this provision shall file and serve the requisite legal action within fifteen (15) calendar days of the date of mediation.
8. In the event that a party serving a protest in accordance with this provision fails to: (1) resolve the protest by mutual agreement within ten (10) business days from the date of filing of the protest; (2) work with MDX to select an agreed-upon mediator and participate in mediation within thirty (30) calendar days after the failure to reach a mutual agreement; or (3) file and serve the requisite legal proceeding within fifteen (15) calendar days after the termination of an unsuccessful mediation, the protest shall be deemed withdrawn and have no further force and effect. Any waiver of this provision must be in writing and signed by MDX's Executive Director.
9. Failure to file a protest in accordance with the requirements set forth herein with respect to any decisions made prior to the issuance of the Final Shortlist in accordance with this provision shall constitute a waiver of any right to initiate any protest proceedings regarding those decisions.

EQUAL EMPLOYMENT OPPORTUNITIES AND SMALL BUSINESS ENTERPRISES PROGRAM: MDX, in accordance with the provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §200c et seq., the Florida Civil Rights Act of 1992, as amended, §760.10 et. seq., Fla. Stat. (1996) and other federal and state discrimination statutes, prohibits discrimination on the basis of race, color, sex, age, national origin, religion, and disability or handicap. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women as employees in the work force.

MDX strongly encourages small, minority and women-owned business to have full opportunity to submit bids and proposals in response to solicitation documents issued by MDX, and commits that bidders and proposers will not be discriminated against on the basis of sex, race, color, national origin, religion or disability, or other protected status. The overall goal of MDX is to obtain an M/WBE participation of twenty-five percent (25%) for the aggregate of its projects. However, compliance with MDX's overall goal is not a pre-requisite for bidders or proposers on MDX projects. Please be advised that MDX has adopted a Small Business Enterprise Policy, and a 10% Small Business Goal shall be required for the Project (see Prerequisite Criteria above.)

The 25% goal can be satisfied by Disadvantaged Business Enterprises that are currently certified as such with the State or County. Satisfaction of the 10% Small Business Participation Goal can be counted towards this goal.

MDX RESERVES THE RIGHT TO REJECT ANY OR ALL STATEMENTS OF QUALIFICATIONS RECEIVED AT THEIR SOLE DISCRETION AND WITHOUT ANY RECOURSE.

DEPARTMENT OF MANAGEMENT SERVICES

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.

Viewers may navigate to this URL via the State portal, www.myflorida.com; from the main page, drill down as follows: Business; Doing Business with the State; Vendor Bid System (VBS).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

REQUEST FOR SOLICITATION OF QUALIFICATIONS

Bureau of Design and Recreation Services

Office of Coastal Aquatic Managed Areas

RFSOQBDRS 05-02/03

Sealed responses will be received by the Department of Environmental Protection (DEP), at Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, until the time and date shown below:

PROPOSAL DUE DATE: 3:30 P.M.

TUESDAY, JULY 22, 2003

This Request for Solicitation of Qualifications (RFSOQ) is for firms, licensed in the State of Florida, to provide architectural and engineering services for the design of the new Apalachicola National Estuarine Research Reserve Coastal Education Center. The facility shall be approximately 20,000

SF to include exhibit, education, administration, research, laboratory, and support functions. The project is located in Eastpoint, Florida, adjacent to St. George Sound, and will include associated sitework, roads, and parking. Minority businesses are encouraged to participate.

The Department reserves the right to reject any or all proposals. 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."

FLORIDA HOUSING FINANCE CORPORATION

Request for Proposals

2003/01 Court Reporting Services

The Florida Housing Finance Corporation invites all qualified and interested parties wishing to provide Court Reporting Services to submit proposals for consideration. Written, sealed proposals shall be accepted until 2:00 p.m., Eastern Daylight Time, Friday, July 18, 2003, to the attention of Robin Grantham, Contract Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Robin Grantham, (850)488-4197 or robin.grantham@floridahousing.org.

To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Robin Grantham, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/ViewPage.aspx?page=77>. Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

Invitation to Negotiate

2003/01 Consulting Services

The Florida Housing Finance Corporation (Florida Housing) invites all qualified and interested parties wishing to provide Consulting Services to Florida Housing on the Section 8 Voucher Program to submit proposals for consideration.

Written, sealed proposals shall be accepted until 2:00 p.m., Eastern Daylight Time, Friday, July 11, 2003, to the attention of Robin Grantham, Contract Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Robin Grantham, (850)488-4197 or robin.grantham@floridahousing.org.

To obtain a copy of the Invitation to Negotiate, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Robin Grantham, or you can download the Invitation to Negotiate from the Florida Housing

web site at <http://www.floridahousing.org/ViewPage.aspx?page=77>. Any modifications that occur to the Invitation to Negotiate will be posted at the web site and may result in an extension of the deadline.

CITY OF FT. LAUDERDALE

NOTICE TO CONTRACTORS

Sealed bids will be received until 9:00 a.m. on Tuesday, July 8, 2003 in the Office of the City Engineer, Public Services Department (Engineering and Architectural Services), City Hall, 100 North Andrews Avenue, 4th Floor, City of Fort Lauderdale, Florida and opened immediately thereafter in the Conference Room, for PROJECT 10515 – LAUDERDALE MANORS UTILITIES IMPROVEMENT PROJECT – PHASE II

This project consists of Drawing File No. WS-02-008 consisting 173 of sheets.

The work includes installation of approximately 41,000 LF of 6” and 8” water main, approximately 40,000 LF of 8” gravity sewer, and approximately 5,000 LF of 4” and 6” forcemain and three (3) pump stations.

Bidding blanks may be obtained at the Office of the City Engineer. Plans and specifications are on file in the Office of the City Engineer.

A pre-bid meeting will be held at 10:00 a.m. on Monday, June 16, 2003 at the Program Management Team office at 200 North Andrews Avenue, Suite 300 (third floor), Fort Lauderdale, Florida. The pre-bid meeting is recommended, but not mandatory.

It will be the sole responsibility of the bidder to clearly mark bid as such, and ensure that his bid reaches the City prior to the bid opening date and time listed.

A certified check, cashier’s check, bank officer’s check or bid bond for five percent (5%), made payable to the City of Fort Lauderdale, Florida, shall accompany each proposal.

This project is funded in whole or in part by the Florida Department of Environmental Protection, State Revolving Fund. Bidders are encouraged to become familiar with the provisions of the Supplemental Conditions contained in these documents and in particular the requirements of Article 20, Equal Employment Opportunity.

The City of Fort Lauderdale reserves the right to waive any informality in any bid and to reject any or all bids.

Information on bid results and projects currently out to bid can be obtained by calling the pre-recorded City of Fort Lauderdale, Bid Information Line, (954)828-5688. For general inquiries, please call (954)828-5772.

HEALTH COUNCIL OF SOUTH FLORIDA

Legal Notice

Request for Proposals

Community Transportation Coordinator

for the Transportation Disadvantaged Program

RFP No. 2004-TDMC-01

The Health Council of South Florida, Inc. will accept proposals from qualified agencies or firms to coordinate transportation services for the transportation disadvantaged in Monroe County, Florida until the deadline of July 14, 2003. The selected contractor will be recommended as the designated Community Transportation Coordinator to the Florida Commission for the Transportation Disadvantaged (CTD). If approved by the CTD, the selected contractor will operate in the Transportation Disadvantaged system, as authorized by Chapter 427, Florida Statutes, and more fully described in Chapter 41-2, Florida Administrative Code.

To request a copy of the request for proposal document, please contact: Troy Johnson, MPH, (305)592-1452, Ext. 102 or by email: tjohnson@healthcouncil.org.

DEPARTMENT OF MILITARY AFFAIRS

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS, LICENSED BY THE STATE OF FLORIDA, FOR THE CONSTRUCTION OF:

PROJECT NO: CFMO-201169 ACCOUNTING CODE:

PROJECT NAME AND LOCATION: CONSTRUCT (FED/RMD) ADMINISTRATION BUILDING, CAMP BLANDING TRAINING SITE, STARKE, FLORIDA

PROJECT DESCRIPTION: Facility will be approximately a 5000 sq.ft of Masonry construction, pre-engineered steel trusses and standing seam metal roof. Building will include administrative Offices, storage space, and restroom facilities.

FOR: Department of Military Affairs, Construction and Facility Management Office

MINORITY PROGRAM: Utilization of MBE participation is highly encouraged from all Bidders.

QUALIFICATIONS: General Contractors licensed by the State of Florida.

PUBLIC ENTITY CRIME INFORMATION STATEMENT:

A person, or affiliate, who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount

provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

BID SECURITY: If the bid proposal amount is \$100,000 or less, a bid security (5%) is not required.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 or less, a Performance Bond and Labor and Material Payment Bond are not required.

There will be a mandatory pre-bid meeting July 10, 2003, 10:00 a.m. at the project site.

Sealed bids will be received and publicly read aloud on:

DATE AND TIME: July 23, 2003, 2:00 p.m., local time

PLACE: Robert F. Ensslin Armory, 2305 State Road 207, Saint Augustine, Florida

PROPOSAL: Bids must be submitted to the Department of Military Affairs, CFMO ATTN: Mr. Mark Watkins, 2305 State Road 207, St. Augustine, Florida 32086, (904)823-0284, in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained, as of JUNE 23, 2003, from EBERT NORMAN BRADY ARCHITECTS. (904)241-9997 for \$75.00 (non-refundable).

All Technical questions shall be directed to the A/E until close of business July 22, 2003.

ARCHITECT-ENGINEER: Ebert Norman Brady Architects, 1361 13th Avenue, South, Suite 23C, Jacksonville Beach, Florida 32250

TELEPHONE: (904)241-9997, Mr. Tom Norman, A.I.A.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at the location where the bids were opened. In the event that the Bid tabulation and Notice of Award Recommendation can not be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, F.A.C., by the Owner. **AWARD OF CONTRACT IS CONTINGENT UPON THE AVAILABILITY OF FUNDS.**

Section XII Miscellaneous

DEPARTMENT OF STATE

NOTICE OF PUBLICATION

The Department of State, Division of Elections announces that the Preliminary State Plan pursuant to the Help America Vote Act of 2002 is currently available for public comment. Pursuant to Section 256 of the Help America Vote Act of 2002,

the plan will be available for public comment for a period of 30 days. The Division of Elections must receive all comments no later than July 13, 2003.

Copies of the Preliminary State Plan may be obtained at the Division of Elections' website at <http://election.dos.state.fl.us>, or by contacting Marielba Torres by mail at 107 West Gaines Street, Suite 100, Tallahassee, Florida 32399-0250 or by telephone at (850)245-6200.

Pursuant to the Americans with Disabilities Act, Braille copies of the Preliminary State Plan will be available upon request.

Comments may be submitted directly on the Division of Elections' website or they may be sent to: Division of Elections, Re: HAVA Preliminary State Plan Comments, 107 West Gaines Street, Suite 100, Tallahassee, Florida 32399-0250.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.31777(2) AND (3), FLORIDA STATUTES DCA DOCKET NO. 06-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") entered into by Broward County, Cooper City, Coral Springs, Dania Beach, Deerfield Beach, Fort Lauderdale, Hallandale Beach, Hollywood, Lauderdale Lakes, Lauderhill, Lazy Lake, Miramar, Margate, North Lauderdale, Oakland Park, Parkland, Pembroke Park, Pembroke Pines, Plantation, Pompano Beach, Southwest Ranches, Sunrise, Tamarac, Weston, Wilton Manors and the Broward County School Board, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Broward County Public Schools; 600 S.E. 3rd Avenue; Ft. Lauderdale, FL 33301.

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 the Agreement is consistent with the minimum requirements of Section 163.31777(2) and (3), 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 Broward and the Broward 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 32399-3060. 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

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTION 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 57-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Santa Rosa County, Milton, Gulf Breeze, Town of Jay and the Santa Rosa County School Board, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Santa Rosa County, Community Planning, Zoning and Development Division, 6051 Old Bagdad Highway, Milton, Florida 32583.

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 the Agreement is consistent with the minimum requirements of Section 163.31777(2) and (3), 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 Santa Rosa County, Milton, Gulf Breeze, Town of Jay and the Santa Rosa 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 32399-3060. 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

NOTICE OF APPROVAL FOR
 FLORIDA FOREVER FUNDS

The Florida Communities Trust (“Trust”) reviewed and approved project plans for land acquisition projects submitted under the Florida Forever Program, Series FF1 and FF2 funding cycles. The project plans listed below were approved by the Executive Director under authority delegated from the governing body. The Executive Director is authorized to execute the agreements for acquisition of the project site and all other documents necessary to close the project and that funds be released as follows:

- Project: 01-112-FF1/McGirts Creek Park Expansion
- Grantee: City of Jacksonville
- Amount of Approved Funds: the lesser of 40.00% of the final total project costs or \$381,931.40
- Project: 02-071-FF2/North Fork of the St. Lucie River – Phase III

Grantee: St. Lucie County

Amount of Approved Funds: the lesser of 75.00% of the final total project costs or \$1,537,500.00

NOTICE OF ADMINISTRATIVE HEARING RIGHTS

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to an informal administrative proceeding pursuant to Section 120.57(2), F.S., if the person does not dispute issues of material fact raised by this decision. If an informal proceeding is held, the petitioner will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Trust action, or to present a written statement challenging the legal grounds upon which the Trust is justifying its actions.

Alternatively, any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to a formal administrative hearing pursuant to section 120.57(1), F.S., if the person disputes any issues of material fact stated in this decision. At a formal hearing the petitioner may be represented by counsel, and will have the opportunity to present evidence and argument on all the issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing officer's recommended order.

If a person with a substantial interest desires either an informal proceeding or a formal hearing, the person must file with the Trust Clerk a written response or pleading entitled "Petition for Administrative Proceedings" within 21 calendar days of the publication date of this notice of final agency action. The petition must be in the form required by Rule 18-106.201, F.A.C. A petition is filed when it is received by the Trust Clerk at 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. A petition must specifically request an informal proceeding or a formal hearing, it must admit or deny each material fact contained in this decision, and it must state any defenses upon which the petitioner relies. If the petitioner lacks knowledge of a particular allegation of fact, it must so state and that statement will operate as a denial.

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust waives the right to an informal proceeding or a formal hearing if a Petition for Administrative Proceeding is not filed with the Trust Clerk within 21 days of the date of publication of the notice of final agency action.

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, STR, Inc. Motorsports Division, intends to allow the establishment of Palm Beach Bicycle Trail Shop, Inc., as a dealership for the sale of KYMCO motorcycles, at 223 Sunrise Ave., Palm Beach, (Palm Beach County), Florida 33480, on or after May 21, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Palm Beach Bicycle Trail Shop, Inc. are dealer operator(s) and principal investor(s): Mark Quinn, 4070 Catalpha Ave., Palm Beach Gardens, FL 33410.

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: Bruce Ramsey, Director of Sales/Marketing, STR, Inc. Motorsports Division, 1770 Campton Rd., Inman, SC 29349.

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 Stock, Mild to Wild, Inc., as a dealership for the sale of AlphaSports motorcycles, at 2012 Blanding Blvd., Jacksonville (Duval County), Florida 32210, on or after June 5, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Stock, Mild to Wild, Inc. are dealer operator(s) and Principal Investor(s): Charlotte and Ryan Kallina, 2300 Cedar Shores Circle, Jacksonville, FL 32210.

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: Shallon R. Bays, Director of Regulatory Compliance, AlphaSports, 3123 Washington Road, Augusta, GA 30907.

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, Genuine Scooters LLC, intends to allow the establishment of Bad Motorscooter, Inc., as a dealership for the sale of Genuine scooters, at 5889 Airport Rd., #1325, Daytona Beach (Volusia County), Florida, on or after May 15, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Bad Motorscooter, Inc. are dealer operator(s): Robert Albanese, 5816 Clover La., Port Orange, FL 32127; principal investor(s): Robert Merrill, 126 Arbor La., Edgewater, FL 32141.

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: Jim Kolbe, Sr. Vice President, Genuine Scooters LLC, 5400 N. Damen Ave., Chicago, IL 60625.

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, Starcraft Bus & Mobility, intends to allow the establishment of America's Bus Superstore, as a dealership for the sale of StarBus and StarShuttle, at 1150 Jetport Drive, Orlando (Orange County), Florida 32809, on or after June 1, 2003.

The name and address of the dealer operator(s) and principal investor(s) of America's Bus Superstore are dealer operator(s) and principal investor(s): Preben Olesen, 1150 Jetport Drive, Orlando, FL 32809.

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: David Wright, National Sales Director, Starcraft Bus & Mobility, 2703 College Ave., Goshen, IN 46528.

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.

AGENCY FOR HEALTH CARE ADMINISTRATION

**NOTICE OF BATCHED APPLICATION RECEIPT
AND**

NOTICE OF TENTATIVE PUBLIC HEARINGS

The Agency For Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Other Beds & Services review cycle with an application due date of May 28, 2003.

County: Citrus Service District: 3
 CON#: 9678 Application Receipt Date: May 27, 2003
 Facility/Project: Hernando Pasco Hospice, Inc.
 Applicant: Hernando Pasco Hospice, Inc.
 Project Description: Establish a hospice program

County: Sumter Service District: 3
 CON#: 9679 Application Receipt Date: May 21, 2003
 Facility/Project: Hospice of Lake & Sumter, Inc.
 Applicant: Hospice of Lake & Sumter, Inc.
 Project Description: Establish 12 hospice inpatient beds

County: Nassau Service District: 4
 CON#: 9680 Application Receipt Date: May 29, 2003
 Facility/Project: Amelia Island Care Center
 Applicant: GF/Amelia Island Properties, Inc.
 Project Description: Construct a 24-bed ICF/DD in a cluster of three 8-bed units

County: Nassau Service District: 4
 CON#: 9681 Application Receipt Date: May 29, 2003
 Facility/Project: Amelia Island Care Center
 Applicant: GF/Amelia Island Properties, Inc.
 Project Description: Construct a 24-bed ICF/DD in a cluster of three 8-bed units

County: Nassau Service District: 4
 CON#: 9682 Application Receipt Date: May 29, 2003
 Facility/Project: Amelia Island Care Center
 Applicant: GF/Amelia Island Properties, Inc.
 Project Description: Construct a 24-bed ICF/DD in a cluster of three 8-bed units

County: Volusia Service District: 4
 CON#: 9683 Application Receipt Date: May 27, 2003
 Facility/Project: The Huntington, LLP
 Applicant: The Huntington, LLP
 Project Description: Add up to 48 skilled nursing beds through the delicensure of up to 48 skilled nursing beds at Holiday Care Center

County: Duval Service District: 4
 CON#: 9684 Application Receipt Date: May 27, 2003
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program

County: Volusia Service District: 4
 CON#: 9685 Application Receipt Date: May 27, 2003
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program

County: Volusia Service District: 4
 CON#: 9686 Application Receipt Date: May 27, 2003
 Facility/Project: Hospice of Volusia-Flagler
 Applicant: Halifax Hospice, Inc.
 Project Description: Establish 12 hospice inpatient beds

County: Pinellas Service District: 5
 CON#: 9687 Application Receipt Date: May 26, 2003
 Facility/Project: St. Anthony's Hospital
 Applicant: St. Anthony's Hospital, Inc.
 Project Description: Establish an adult open heart surgery program

County: Pinellas Service District: 5
 CON#: 9688 Application Receipt Date: May 28, 2003
 Facility/Project: Helen Ellis Memorial Hospital
 Applicant: Tarpon Springs Hospital Foundation
 Project Description: Establish an adult open heart surgery program

County: Manatee Service District: 6
 CON#: 9689 Application Receipt Date: May 28, 2003
 Facility/Project: Westminster Tower
 Applicant: Presbyterian Retirement Communities, Inc.
 Project Description: Add 21 skilled nursing beds through the delicensure of 21 skilled nursing beds at The Shores of Bradenton

County: Manatee Service District: 6
 CON#: 9690 Application Receipt Date: May 27, 2003
 Facility/Project: Bradenton Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Establish up to 20 inpatient hospice beds through the conversion of six residential and addition of up to 14 new beds

County: Manatee Service District: 6
 CON#: 9691 Application Receipt Date: May 27, 2003
 Facility/Project: Ellenton Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Establish up to 12 inpatient hospice beds through the conversion of six residential and addition of up to six new beds.

County: Charlotte Service District: 8
 CON#: 9692 Application Receipt Date: May 27, 2003
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a hospice program

County: Charlotte Service District: 8
 CON#: 9693 Application Receipt Date: May 27, 2003
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program

County: Charlotte Service District: 8
 CON#: 9694 Application Receipt Date: May 27, 2003
 Facility/Project: Port Charlotte Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Establish up to 12 inpatient hospice beds through the conversion of six residential and addition of up to six new beds:

County: Collier Service District: 8
 CON#: 9695 Application Receipt Date: May 27, 2003
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a hospice program

County: Collier Service District: 8
 CON#: 9696 Application Receipt Date: May 27, 2003
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program

County: Sarasota Service District: 8
 CON#: 9697 Application Receipt Date: May 27, 2003
 Facility/Project: Sarasota Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Establish up to 12 inpatient hospice beds

County: Sarasota Service District: 8
 CON#: 9698 Application Receipt Date: May 27, 2003
 Facility/Project: Venice Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Establish up to 18 inpatient hospice beds through the conversion of six residential and the addition of up to 12 new beds

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

PROPOSALS: District 3
 DATE/TIME: Monday, July 14, 2003, 2:00 p.m.
 PLACE: North Central Florida Health Planning Council Conference Room
 18 N. W. 33rd Court
 Gainesville, FL 32607

PROPOSALS: District 4
 DATE/TIME: Monday, July 14, 2003, 10:00 a.m.
 PLACE: Health Planning Council of N.E. Florida, Inc., Conference Room
 900 University Blvd.
 Jacksonville, FL 32211

PROPOSALS: District 5
 DATE/TIME: Monday, July 14, 2003, 9:00 a.m. (until noon)
 PLACE: Baker Building Conference Room
 888 Executive Center Drive North
 St. Petersburg, FL 33702

PROPOSALS: District 6
 DATE/TIME: Monday, July 14, 2003, 9:00 a.m. (until noon)
 PLACE: Baker Building Conference Room
 888 Executive Center Drive North
 St. Petersburg, FL 33702

PROPOSALS: District 8
 DATE/TIME: Thursday, July 10, 2003, 10:00 a.m. (until noon)
 PLACE: Lee County Public Library
 2050 Central Ave.
 Ft. Myers, FL 33901

Public hearing requests must be in writing and be received at the Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida 32308 by 5:00 p.m., June 27, 2003. In lieu of requesting and attending a public hearing, written comments submitted to the department relative to the merits of these applications will become part of the official project application file. Pursuant to 59C-1.010(3), F.A.C., written comments must be received by 5:00 p.m., July 2, 2003.

CERTIFICATE OF NEED
 NOTICE OF WITHDRAWAL

The Agency for Health Care Administration hereby notices withdrawal from review the following Certificate of Need applications:

County: Broward Service District: 10
 CON #: 9677 Decision Date: 5/30/2003 Decision: W
 Facility/Project: Hollywood Medical Center.
 Applicant: Hollywood Medical Center, Inc.
 Project Description: Transfer CON 9562 from Tenet HealthSystem Hospitals, Inc

A request for administrative hearing, if any, must be made in writing and must be actually received by the Agency within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

ADJUSTED

NOTICE OF HOSPICE PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected an adjusted fixed need pool for hospice programs, defined in accordance with Sections 400.601-400.602, Florida Statutes (F.S.) and 408.031-408.045, F.S. The adjusted fixed need pool projections are for hospice programs planned for July 2004, pursuant to the provisions of Rule 59C-1.0355, Florida Administrative Code.

Fixed need pool projections as published in the April 11, 2003 edition of the Florida Administrative Weekly, are being adjusted due to an error in the fixed need pool calculations which was timely brought to the attention of the Agency for Health Care Administration pursuant to the provisions of paragraph 59C-1.008(2)(a), Florida Administrative Code. The fixed need pool is adjusted as follows and reflects changes in the need for subdistricts 3A, 4A and 4B:

Hospice Program Net Need

Service Area	Net Need	Service Area	Net Need
District 1	0	Subdistrict 5A	0
Subdistrict 2A	0	Subdistrict 5B	0
Subdistrict 2B	0	Subdistrict 6A	0
Subdistrict 3A	1	Subdistrict 6B	0
Subdistrict 3B	0	Subdistrict 6C	0
Subdistrict 3C	0	Subdistrict 7A	0
Subdistrict 3D	0	Subdistrict 7B	0
Subdistrict 3E	0	Subdistrict 7C	0
Subdistrict 4A	1	Subdistrict 8A	0
Subdistrict 4B	1	Subdistrict 8B	0
Service Area	Net Need	Service Area	Net Need
Subdistrict 8C	0	Subdistrict 9C	0
Subdistrict 8D	0	District 10	0
Subdistrict 9A	0	District 11	0
Subdistrict 9B	0	Total	3

DEPARTMENT OF MANAGEMENT SERVICES

The State Technology Office, Wireless 911 Board announces the following Rural County Grant Awards, awarded May 21, 2003:

COUNTY	AWARD AMOUNT
Bradford County	\$267,292.00
Desoto County	\$23,607.00
Dixie County	\$29,335.24
Gulf County	\$42,000.00
Hamilton County	\$64,507.20
Madison County	\$14,256.72
Madison County	\$50,169.68
Putnam County	\$86,240.00
Walton County	\$70,400.00
Grant Award Total	\$647,807.84

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF RECEIPT OF APPLICATIONS FOR PERMIT COVERAGE UNDER THE STATE’S GENERIC PERMIT FOR MS4’S

Notice is hereby given that the Department has received applications for permit coverage under the State’s Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems.

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 entitled “Official Notices.”

The person to be contacted regarding the notice is: Sarah Jozwiak, NPDES Stormwater Section, Florida Department of Environmental Protection, Mail Station 2500, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted the following policy for review and comment on MyFlorida.com at:

<http://www.djj.state.fl.us/reference/policiesandprocedures/policyreview.html>

The department-wide policy (Type B) addresses the following issue: Internet Access for Offenders in Residential Commitment – establishing guidelines for Internet use by youth in residential commitment programs. This is the second of two 20 working day review and comment periods. Please submit comments to the contact persons identified on the above Website. The closure date for submission of comments on this policy is June 26, 2003. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of a review period on the above Website.

DEPARTMENT OF HEALTH

On May 27, 2003, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Laura Brill, R.N., license number RN 9168234. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On May 27, 2003, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Edith Watson, R.N., license number RN 9176119. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Institutions and Securities Regulation has received the following application. Comments may be submitted to the Deputy Director, Financial Institutions, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Institutions and

Securities Regulation, 200 East Gaines Street, Tallahassee, Florida, 32399-0379, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., July 4, 2003):

APPLICATION WITHDRAWAL

Application for Authorization to Merge

Constituent Institutions: First Western Bank, Cooper City, Florida and DEFWB Acquisition Corp., Cooper City, Florida

Withdrawn: June 2, 2003

The Office of Financial Institutions and Securities Regulation has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at http://www.dbf.state.fl.us/banking/cu_expansion.htm.

Name and Address of Applicant: VyStar Credit Union, Post Office Box 45085, Jacksonville, Florida 32232

Expansion Includes: Geographic.

Received: June 2, 2003

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN May 27, 2003
 and May 30, 2003**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF INSURANCE

4-149.0025	5/30/03	6/19/03	28/51	
4-149.003	5/30/03	6/19/03	29/1	29/12
4-149.006	5/30/03	6/19/03	28/51	
4-149.021	5/30/03	6/19/03	29/1	29/12
4-149.022	5/30/03	6/19/03	28/51	
4-149.037	5/30/03	6/19/03	28/51	29/8
4-149.038	5/30/03	6/19/03	28/51	
4-149.041	5/30/03	6/19/03	28/51	
4-149.043	5/30/03	6/19/03	28/51	29/8
4-156.011	5/30/03	6/19/03	29/1	29/12
4-170.013	5/30/03	6/19/03	29/13	
4-170.014	5/30/03	6/19/03	29/13	
4-170.0141	5/30/03	6/19/03	29/13	
4-170.0142	5/30/03	6/19/03	29/13	
4-170.015	5/30/03	6/19/03	29/13	
4-175.003	5/30/03	6/19/03	29/13	
4-191.051	5/30/03	6/19/03	29/1	29/12
4-203.042	5/30/03	6/19/03	29/1	29/12

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

12C-1.022	5/30/03	6/19/03	29/5	29/11
12C-1.051	5/30/03	6/19/03	29/5	29/19

PUBLIC SERVICE COMMISSION

25-7.072	5/29/03	6/18/03	29/16	
25-22.082	5/28/03	6/17/03	28/43	28/50

FLORIDA LAND AND WATER ADJUDICATORY COMMISSION

Tuscany Community Development District

42GG-1.001	5/29/03	6/18/03	29/11	
42GG-1.002	5/29/03	6/18/03	29/11	
42GG-1.003	5/29/03	6/18/03	29/11	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

61G4-21.005	5/30/03	6/19/03	29/3	29/18
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-210.900	5/27/03	6/16/03	29/16	
62-550.817	5/28/03	5/28/03	29/18	

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance Boards

64B-2.001	5/27/03	6/16/03	29/16	
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Board of Medicine

64B8-51.006	5/27/03	6/16/03	29/16	
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Board of Pharmacy

64B16-27.300	5/27/03	6/16/03	29/13	
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Board of Physical Therapy Practice

64B17-4.006	5/28/03	6/17/03	28/50	29/17
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Board of Psychology

64B19-12.009	5/27/03	6/16/03	29/17	
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Division of Environmental Health and Statewide Program

64E-6.009	5/29/03	6/18/03	29/17	
64E-6.011	5/29/03	6/18/03	29/17	
64E-6.012	5/29/03	6/18/03	29/17	
64E-6.019	5/29/03	6/18/03	29/17	
64E-6.020	5/29/03	6/18/03	29/17	
64E-6.021	5/29/03	6/18/03	29/17	
64E-6.025	5/29/03	6/18/03	29/17	
64E-6.026	5/29/03	6/18/03	23/39	23/49
64E-6.027	5/29/03	6/18/03	29/17	
64E-6.029	5/29/03	6/18/03	29/17	
64E-6.0295	5/29/03	6/18/03	29/17	

Division of Family Health Services

64F-16.005	5/28/03	6/17/03	29/15	
64F-16.006	5/28/03	6/17/03	29/15	
64F-16.007	5/28/03	6/17/03	29/15	
64F-16.008	5/28/03	6/17/03	29/15	