

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE CHAPTER TITLE: Elections
RULE CHAPTER NO.: 1S-2

RULE TITLE: Voter Fraud Complaints
RULE NO.: 1S-2.025

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference an updated revised version of Form DS DE 34.

SUBJECT AREA TO BE DISCUSSED: The rule incorporates by reference an updated complaint form for alleged instances of voter fraud.

SPECIFIC AUTHORITY: 106.22(9) FS.

LAW IMPLEMENTED: 97.012(12), 106.22(11) 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: Marielba Torres, Division of Elections, Department of State, 107 West Gaines Street, Tallahassee, Florida 32399, (850)245-6200. Copies of the proposed rule and of the revised Form DS DE 34 may be obtained on the Division of Elections' website, or you may contact Marielba Torres.

Pursuant to the Americans with Disabilities Act, persons needing special accommodations to review the documents should contact Marielba Torres, (850)245-6200.

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.025 Voter Fraud Complaints.

(1) The Division of Elections is charged with maintaining a voter fraud hotline, pursuant to Section 97.012(12), F.S. Any person that contacts the voter fraud hotline will be asked if he wishes to file a complaint alleging voter fraud. For purposes of this rule, "voter fraud" means intentional misrepresentation, trickery, deceit, or deception, arising out of or in connection with voter registration or voting, and the prescribed offenses set forth in Chapter 104, F.S. "Voter fraud" does not include violations of Chapter 106, F.S.

(2) A person acts "intentionally" if he knew or reasonably should have known that the act in question constitutes voter fraud and is prohibited by Chapter 104, F.S.

(3) Any person alleging voter fraud may file a written complaint with the Division using Form DS DE 34, titled "Complaint, For Alleged Voter Fraud in Voter Registration or Voting" (Eff. 9/98), which is hereby incorporated by reference and available from the Division at 107 West Gaines Street, Room 100, Tallahassee, Florida 32399-0250. To be legally sufficient, a complaint must:

(a) Allege an act or acts of voter fraud as defined in subsection (1) above; and

(b) Contain allegations that have been stated with particularity. Mere recitation of statutory language, vague generalizations, absence of specific facts, or hearsay will not support a legally sufficient complaint.

(4) If the Division determines that the complaint is legally sufficient, it shall forward the complaint to the Florida Department of Law Enforcement for further investigation. Otherwise, the Division shall dismiss the complaint for legal deficiency.

Specific Authority 106.22(9) FS. Law Implemented 97.012(12), 106.22(11) FS. History--New 9-21-98, Amended

DEPARTMENT OF STATE

Division of Elections

RULE CHAPTER TITLE: Elections
RULE CHAPTER NO.: 1S-2

RULE TITLE: Violations of the National Voter
Registration Act of 1993
RULE NO.: 1S-2.036

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide a uniform complaint form for affected persons to submit allegations of violations to the National Voter Registration Act (NVRA) to the Division of Elections.

SUBJECT AREA TO BE DISCUSSED: This rule provides a uniform complaint form for alleged violations of the NVRA.

SPECIFIC AUTHORITY: 97.023 FS.

LAW IMPLEMENTED: 97.023 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: Marielba Torres, Division of Elections, Department of State, 107 West Gaines Street, Tallahassee, Florida 32399, (850)245-6200 (Copies of the proposed rule and of the draft Form DS DE 18 may also be obtained on the Division of Elections' website)

Pursuant to the Americans with Disabilities Act, persons needing special accommodations to review the documents should contact Marielba Torres, (850)245-6200.

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.036 Violations of the National Voter Registration Act of 1993.

The Department of State, Division of Elections, is required to examine written complaints of alleged violations of the National Voter Registration Act of 1993 filed with the Department. Such written complaints shall be submitted using the "COMPLAINT For Alleged Violation of the National Voter Registration Act of 1993", Form DS-DE 18 (4/03) (Eff. _____), which is hereby incorporated by reference and available from the Division of Elections, The Collins Building, Room 100, 107 West Gaines Street, Tallahassee, Florida 32399.

Specific Authority 97.023 FS. Law Implemented 97.023 FS. History--New

DEPARTMENT OF INSURANCE

RULE TITLES:	RULE NOS.:
Group Conversion Premium	4-149.203
Outline of Coverage	4-149.204
Health Maintenance Organization	
Standard Risk Rates	4-149.207

PURPOSE AND EFFECT: Rule Chapter 4-149 Part X governs group conversion rates. Section 627.6675, F.S., requires that the Office annually survey the market and publish the standards risk rates representing the average of 80 percent of the market. The rates are published for a particular benefit design. This design is the state mandated "standard" plan. With the adoption of the new standard plans this year effective April 1, 2003, the rule is being amended to provide maximum group conversion rates for that plan design.

SUBJECT AREA TO BE ADDRESSED: Group conversion rates; state mandated standard plans.

SPECIFIC AUTHORITY: 624.308, 627.410(6)(b), 627.6675(3)(c) FS.

LAW IMPLEMENTED: 624.307(1), 627.410(6)(a), 627.6498(4), 627.6675(3), 641.3922(3) 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., May 29, 2003
 PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Frank

Dino, Bureau of Life and Health Forms and Rates, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0328, (850)413-5014, e-mail: dinof@dfs.state.fl.us

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

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Payment of Excise Taxes	20-9
RULE TITLE:	RULE NO.:
Processed Form	20-9.002

PURPOSE AND EFFECT: Updating the table used in determining equivalent number of boxes for imports as provided by Florida Department of Agriculture and Consumer Services.

SUBJECT AREA TO BE ADDRESSED: Equivalency table for imported citrus products.

SPECIFIC AUTHORITY: 601.10(1), 601.15(1),(10)(a), 601.155(3),(7) FS.

LAW IMPLEMENTED: 601.15(5),(6), 601.155 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: Alice P. Wiggins, License & Regulation Specialist, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

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

PUBLIC SERVICE COMMISSION

DOCKET NO: Undocketed	
RULE TITLE:	RULE NO.:
Customer Complaints	25-22.032

PURPOSE AND EFFECT: To create a Commission staff complaint review panel to ensure that informal conferences are being offered only to deal with jurisdictional issues; to put utilities in more direct contact with their customers to resolve consumer complaints; to ensure that customers are not disconnected from their service during the complaint review process; to reflect the implementation of the e-mail transfer pilot program; to specify that utilities may have a single Commission consumer complaint liaison for handling complaints; to clarify the response times for additional

requested information from the Commission; and to allow utilities to file requests for extensions of time for complaint responses and reports in extenuating circumstances.

SUBJECT AREA TO BE ADDRESSED: Customer Complaints.

SPECIFIC AUTHORITY: 350.127(2), 364.19, 364.0252, 366.05, 367.121 FS.

LAW IMPLEMENTED: 364.01, 364.0252, 364.03(1), 364.183, 364.185, 364.15, 364.19, 364.337(5), 366.03, 366.04, 366.05, 367.011, 367.111, 367.121, 120.54, 120.569, 120.57, 120.573 FS.

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

TIME AND DATE: 9:00 a.m., Thursday, May 29, 2003

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, Florida, Call-In No. (850)921-6433

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, which can be reached at 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Richard Tudor, Office of Public Information, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6526

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT <http://www.floridapsc.com/complaintrule/index.cfm> OR AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Visiting – Forms
 RULE NO.: 33-601.737

PURPOSE AND EFFECT: The purpose of the proposed rule is to revise an incorporated form for consistency with a rule provision. The effect of the proposed rule is to amend Form DC6-111B to change the age requirement for presentation of identification from 12 to 16 to reflect the same requirement as that outlined in Rule 33-601.723, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Inmate visiting.

SPECIFIC AUTHORITY: 944.09, 944.115, 944.23 FS.

LAW IMPLEMENTED: 944.09, 944.115, 944.23, 944.8031 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:

33-601.737 Visiting – Forms.

The following forms are hereby incorporated by reference. A copy of any of these forms is available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(1) through (3) No change.

(4) DC6-111B, Visitor Information Summary, effective ~~November 18, 2001~~.

(5) through (6) No change.

Specific Authority 944.09, 944.115, 944.23 FS. Law Implemented 944.09, 944.115, 944.23, 944.8031 FS. History—New 11-18-01, Amended 4-29-02,

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Child Health Services Targeted Case Management
 RULE NO.: 59G-4.082

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference the Florida Medicaid Child Health Services Targeted Case Management Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Child Health Services Targeted Case Management Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Child Health Services Targeted Case Management.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906(5) 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., Tuesday, May 27, 2003

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Gail Connolly, Bureau of Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7319

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.082 Child Health Services Targeted Case Management.

(1) This rule applies to all Child Health Services Targeted Case Management providers enrolled in the Medicaid program.

(2) All Medicaid-enrolled Child Health Services Targeted Case Management providers must be in compliance with the Florida Medicaid Child Health Services Targeted Case Management Coverage and Limitations Handbook, October 2003, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated in Rule 59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.906(5) FS. History—New _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Federally Qualified Health Center Services

RULE NO.: 59G-4.100

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

SUBJECT AREA TO BE ADDRESSED: Federally Qualified Health Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:30 a.m., May 26, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Kay Aloï, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5403, (850)922-7330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.100 Federally Qualified Health Center Services.

(1) No change.

(2) All federally qualified health center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook, October 2003

~~April 2001~~, which is 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-4.001 ~~59G-5.020~~, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 6-27-93, Formerly 10P-4.100, Amended 4-16-95, 5-28-96, 6-24-98, 12-31-01, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Medical Foster Care

RULE NO.: 59G-4.197

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

SUBJECT AREA TO BE ADDRESSED: Medical Foster Care.

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: 9:00 a.m., Tuesday, May 27, 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-4.197 Medical Foster Care.

(1) This rule applies to all Medical Foster Care (MFC) providers enrolled in the Medicaid program.

(2) All Medicaid-enrolled Medical Foster Care (MFC) providers must be in compliance with the Florida Medicaid Medical Foster Care Coverage and Limitations Handbook, October 2003 ~~March 2001~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-up 221, which is incorporated in Rule 59G-4.001, 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 2-22-00, Amended 3-6-01, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Transportation Services
 RULE NO.: 59G-4.330

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

SUBJECT AREA TO BE ADDRESSED: Transportation Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.907, 409.908, 409.9081, 409.910, 409.913 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., May 26, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: John Austin, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5403, (850)922-7305

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.330 Transportation Services.

(1) No change.

(2) All transportation services providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Transportation Coverage, Limitations and Reimbursement Handbook, October 2003 ~~July 1997~~, incorporated by reference. The handbook is available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.907, 409.908, 409.9081, 409.910, 409.913 FS. History—New 1-1-77, Amended 10-1-77, 1-27-81, 8-28-84, Formerly 10C-7.45, Amended 4-13-93, Formerly 10C-7.045, Amended 1-7-98,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Administrative Sanctions Guidelines
 on Persons or Providers
 RULE NO.: 59G-9.070

PURPOSE AND EFFECT: This rule shall provide guidelines for administrative sanctions and disincentives imposed upon persons or providers for each violation of a Medicaid-related law, rule, or policy. The purpose of this rule is to notify

Medicaid providers and their authorized representatives of the sanctions that can be imposed. The Agency shall have the authority to deviate from the guidelines for the reasons stated within this rule. The sanctions provided within the rule are based upon a single violation of each listed provision.

SUBJECT AREA TO BE ADDRESSED: This rule will address monetary and non-monetary penalties to be imposed upon a person or provider participating in the Medicaid program for each violation of a Medicaid-related law, rule, or policy.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.907, 409.913, 409.9131, 812.035 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: Doris Tillman, who may be contacted at (850)921-1802 or 2727 Mahan Drive, MS# 6, Tallahassee, Florida 32308

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE TITLE: Standards for Office Based Opioid
 Addiction Treatment
 RULE NO.: 64B15-14.009

PURPOSE AND EFFECT: The Board proposes a new rule to update osteopathic physicians with current knowledge and treatment modalities for opioid addiction.

SUBJECT AREA TO BE ADDRESSED: The proposed new rule addresses the definitions, the standards and the education requirements for the office based treatment of opioid addiction.

SPECIFIC AUTHORITY: 459.005, 459.008(4) FS.

LAW IMPLEMENTED: 459.008(4), 459.003(3) FS

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

TIME AND DATE: 9:00 a.m., June 7, 2003

PLACE: Miami, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela King, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE TITLE: Application for Licensure

RULE NO.: 64B18-11.001

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the required time for completing application for licensure.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment clarifies the time limit for completing application for licensure.

SPECIFIC AUTHORITY: 456.033(6), 461.005 FS.

LAW IMPLEMENTED: 456.017(1)(c), 456.033, 461.006 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT THE BOARD'S NEXT MEETING TO BE HELD ON JULY 25, 2003, IN FT. LAUDERDALE, FLORIDA.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B18-11.001 Application for Licensure.

An application file for licensure is not complete unless and until it contains verification of a passing score from examination of the National Board of Podiatric Medical Examiners, including Part I, Part II, and the PMLexis Examination administered after August of 1996, provided the process is completed within the time limit of Section 456.013(1)(a), Florida Statutes. Such verification must be received by the Board office directly from the provider of the National Board of Podiatric Medical Examiners examination.

Specific Authority 456.033(6), 461.005 FS. Law Implemented 456.017(1)(c), 456.033, 461.006 FS. History—New 1-29-80, Amended 12-9-82, Formerly 21T-11.01, Amended 10-14-86, 1-26-88, 6-20-88, 7-3-89, 6-24-92, Formerly 21T-11.001, Amended 7-6-94, Formerly 61F12-11.001, Amended 1-1-96, 7-15-96, Formerly 59Z-11.001, Amended 9-3-98, 2-8-00, _____.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE TITLE: Penalties

RULE NO.: 64B18-14.002

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

SUBJECT AREA TO BE ADDRESSED: The proposed rule review addresses the penalties required for disciplinary matters.

SPECIFIC AUTHORITY: 456.072, 456.073(3), 456.079, 461.005, 4461.013 FS.

LAW IMPLEMENTED: 456.003, 456.053, 456.062, 456.063, 456.067, 456.072, 456.073(3), 456.079, 461.012, 461.013 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT THE BOARD'S NEXT MEETING TO BE HELD ON JULY 25, 2003, IN FT. LAUDERDALE, FLORIDA.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE TITLE: Content of Residency Program – Reports

RULE NO.: 64B18-16.005

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the responsibilities of residency program directors.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment requires residency program directors to provide residency reports to the Board.

SPECIFIC AUTHORITY: 461.005, 461.014(4) FS.

LAW IMPLEMENTED: 461.014, 456.033, 461.006 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT THE BOARD'S NEXT MEETING TO BE HELD ON JULY 25, 2003, IN FT. LAUDERDALE, FLORIDA.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B18-16.005 Content of Residency Program – Reports.

On January 1 and July 1 of each year, each residency program director shall provide the following information to the Board:

(1) through (5) No change.

Specific Authority 461.005, 461.014(4) FS. Law Implemented 461.014 FS. History—New 11-24-80, Formerly 21T-16.05, 21T-16.005, 61F12-16.005, Amended 1-4-96, Formerly 59Z-16.005, Amended _____.

DEPARTMENT OF HEALTH

Board of Athletic Training

RULE TITLE: RULE NO.:
 Address of Record 64B33-2.004
 PURPOSE AND EFFECT: The Board proposes to promulgate a new rule pursuant to Section 456.035, Florida Statutes.
 SUBJECT AREA TO BE ADDRESSED: Address of record.
 SPECIFIC AUTHORITY: 468.705 FS.
 LAW IMPLEMENTED: 456.035 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: Sue Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B33-2.004 Address of Record.

(1) Each licensee shall provide either written or electronic notification to the department of the licensee’s current mailing address and place of practice. The term “place of practice” means the address of the physical location where the licensee practices.

(2) Each licensee shall provide either written or electronic notification to the department of a change of address within thirty (30) days of the address change.

(3) If electronic notification is used, it shall be the responsibility of the licensee to ensure that the electronic notification was received by the department.

Specific Authority 468.705 FS. Law Implemented 456.035 FS. History—New

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE: RULE NO.:
 Family-Related Coverage Groups 65A-1.703
 PURPOSE AND EFFECT: This rule amendment clarifies who is included in the Family-Related Medicaid coverage group of children for whom the department is assuming full or partial financial responsibility. This clarification will demonstrate that the department extends Medicaid coverage to the 18-20 age groups specified in the Foster Care Independence Act of 1999, P.L. 106-169 and s. 409.1451, F.S.

SUBJECT AREA TO BE ADDRESSED: The proposed clarification adds two sub-groups to Medicaid coverage for those children in the care of the department. Both of the sub-groups contain children under the age of 21 and are

transitioning to independent living. The first sub-group is of children exiting from foster care as older children and young adults to make a transition to self-sufficiency. The second sub-group is of young adults formerly in foster care who received services up to the age of 18 or who have spent at least six months in foster care prior to their 18th birthday. The second sub-group includes those young adults who are in the process of obtaining a post-secondary education degree.

SPECIFIC AUTHORITY: 409.1451(8), 409.919 FS.
 LAW IMPLEMENTED: 409.1451(5)(b), 409.1451(5)(c), 409.1451(7), 409.903, 409.904, 409.919 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., May 26, 2003
 PLACE: Building 3, Room 100, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Audrey Mitchell, Program Administrator, Building 3, Room 421, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)488-3090

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

**Section II
 Proposed Rules**

DEPARTMENT OF CORRECTIONS

RULE TITLES: RULE NOS.:
 Food Services – Definitions 33-204.002
 Food Services – Standards of Operation 33-204.003

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to simplify definitions used in conjunction with food services, to correct titles of food services personnel, to provide for the provision of food services by contract personnel, and to eliminate unnecessary language from the rules.

SUMMARY: The proposed rule simplifies definitions used in conjunction with food services, corrects titles of food services personnel, provides for the provision of food services by contract personnel, and eliminates unnecessary language from the rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS., Child Nutrition Act of 1966, 42 USC § 1773, Richard B. Russell National School Lunch Act, 42 USC § 1751 et seq.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULES IS:

33-204.002 Food Services – Definitions.

For the purposes of this chapter:

(1) “Master menu” means the menu which is designed to be served at all facilities to provide uniformity in items served to each inmate. The master menu shall be planned under the direction of the department’s master menu committee. It should be certified nutritionally adequate as determined by a licensed registered dietitian employed by the department. ~~The master menu shall provide all Recommended Dietary Allowances or Dietary Reference Intakes as established by the Food and Nutrition Board of the National Academy of Sciences. The Recommended Dietary Allowances and Dietary Reference Intakes are incorporated by reference in Rule 33-204.003, F.A.C.~~

(2) “Therapeutic diet” means a diet that is prescribed for medical reasons and is designed to meet the requirements of a given medical condition. ~~Therapeutic diets are planned, prepared and served modifying the regular menus as little as needed in order to avoid unjustified budgetary and operational burdens while reasonably accommodating individual therapeutic and nutritional needs.~~ All menus for therapeutic diets shall be planned, analyzed and certified as to ~~for~~ nutritional adequacy by a licensed registered dietitian.

(3) No change.

(4) “Master Menu Committee” refers to the food services advisory group which consists of the Assistant Director of Field Support Services or his designee ~~central office’s Bureau of Food Services staff as designated by the bureau chief, the central office public health nutrition program manager, the field food service coordinators, the central office food service managers, and the field public health nutrition consultants, the field support food service representatives and the central office food services administrator.~~ The Assistant Director of Field Support Services ~~chief of food services~~ has the authority to invite other staff as necessary.

(5) “Facility” “Centers” refers to all Department of Corrections operated locations providing food services to offenders including references to institutions, work release centers, probation and restitution centers and drug treatment centers.

(6) “National Child Nutrition Program,” (NCNP), refers to the National School Breakfast Program and School Lunch Program through which reimbursement is received by the department for eligible breakfast and lunch meals. Eligible meals contain specifically required components as defined by the program for the purpose of meeting federal program minimal nutritional requirements. The Food and Nutrition Service, a subdivision of the United States Department of Agriculture, administers the programs ~~which have as their objective the provision of a healthful diet and nutrition in a manner that supports American agriculture and inspires public confidence,~~ pursuant to the Child Nutrition Act of 1966, 42 USC § 1773, and the Richard B. Russell National School Lunch Act, 42 USC § 1751 et seq. The department utilizes the programs to provide enhanced nutrition for qualified ~~and participating~~ inmates under the age of 21 at participating facilities. To qualify and participate, the inmate must be under the age of 21; and be housed in an NCNP designated dormitory housing, and be located at a participating facility.

(7) No change.

(8) “Contract Manager” refers to the Assistant Director of Field Support Services.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.002, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, _____.

33-204.003 Food Services – Standards of Operation.

(1) General. ~~Inmates in general population~~ shall receive three meals per day, of which at least two shall be hot meals. The meals shall be provided at regular meal times during each 24-hour period, with a period of no more than 14 hours between the end of the evening meal and the beginning of the morning meal, weather and security permitting. ~~The warden, work release center major or the lieutenant in charge of a probation and restitution center or drug treatment center shall be allowed to authorize an altered meal schedule of two meals for approved holidays listed in the master menu manual, but both must be hot meals.~~ Holiday substitutions that deviate from the master menu must be approved in advance by the contract manager chief of food services. ~~An alternate meal schedule for therapeutic diets shall provide regular meal times during each 24 hour period with no more than 14 hours between the end of the evening and the beginning of the morning meal. Prescribed therapeutic diets shall be available to all inmates with a current diet prescription.~~

(2) Confinement.

(a) No change.

(b) Hot food served in satellite food operations shall be protected from contamination in transit and shall be served at temperatures set by the hot and cold food shall be served cold in accordance with the standards of the State Sanitary Code, Department of Health, Chapter 64E-11, F.A.C.

(c) through (d) No change.

(3) Menus. The Recommended Dietary Allowances or the Dietary Reference Intakes of the Food and Nutrition Board – National Academy of Sciences shall serve as the standard for the preparation of menus and the evaluation of menus served. The Recommended Dietary Allowances and the Dietary Reference Intakes of the Food and Nutrition Board are hereby incorporated by reference. A copy of the Recommended Dietary Allowances or the Dietary Reference Intakes may be obtained from the Bureau of Field Support Services, Food Services Section, Office of Administration, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of the Revised Recommended Dietary Allowances is January 18, 1989. The Dietary Reference Intakes were copyrighted in 2001.

(a) The master menus reviewed prepared by the master menu committee shall be used by all institutions and facilities within the department. The master menus shall be reviewed at least annually by the department's master menu committee to determine the need for adjustments based upon cost, nutritional value, equipment capabilities, product availability and staff determined inmate preferences.

(b) through (d) No change.

(e) All vegetables shall be prepared without meat, animal fat, meat-based broth, ~~or~~ margarine or butter ~~so as~~ to be suitable for religious and strict vegetarian diets.

(4) Sanitation.

(a) through (b) No change.

(c) The individual responsible for food service at the institution or facility shall be responsible for the following:

1. Writing instructions for the operation and cleaning of the physical plant, equipment and utensils. Instructions shall be in ~~A current copy of these instructions shall be forwarded to the regional food service coordinator for review to check for compliance with the State Sanitary Code, Department of Health Rule 64E-11.005, F.A.C.~~

2. through 3. No change.

(d) No change.

(5) No change.

(6) Security. The chief of security shall write and post a plan and schedule for supervision of inmates during meals. The chief of security shall be responsible for enforcement of the written plan to ensure ~~for~~ control of inmates.

(7) Therapeutic Diets. Therapeutic diets for medical or dental reasons shall be provided as ordered by a Department of Corrections credentialed physician, clinical associate (physicians assistant, advanced registered nurse practitioner) or dentist. All orders for therapeutic diets shall be in writing utilizing the Diet Prescription/Order, Form DC4-728. 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. The effective date of this form is August 9, 2000. Non-standard therapeutic diets shall be approved by the public health nutrition program manager and the regional medical executive director. Therapeutic diets shall be served for a maximum of 90 days. Diets extending for periods longer than 90 days shall require a new diet order from the attending Department of Corrections credentialed physician, clinical associate (physicians assistant or advanced registered nurse practitioner) or dentist. Diet prescription orders must be received in food services prior to the expiration of the current prescription to avoid interruption of the therapeutic diet. The Public Health Nutrition Program Manager and the Public Health Consultants shall be available for consultation by Bureau of Food Services shall be responsible for providing consultation to health and food service personnel regarding therapeutic diets.

(8) Religious Diets. The alternate entree program is designed to provide meal options for inmates whose religions require a pork-free, lacto-ovo or lacto-vegetarian diet. The vegan (strict vegetarian) meal pattern provides meal options for the religious requirements of inmates who choose to avoid all animal products. Inmates requesting the vegan meal pattern shall submit an Inmate Request, Form DC6-236, to the food service director at the facility where the inmate is currently housed. An inmate who is transferred to another facility shall be allowed to continue the vegan meal pattern at the new facility by showing the inmate request that was approved by the previous food service director until his request is approved by the new food service director. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

(9) National Child Nutrition Program.

(a) No change.

(b) The National Child Nutrition Program ~~youthful offender~~ master menu will be utilized to provide enhanced nutrition to program participants who are under the age of 21.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS., Child Nutrition Act of 1966, 42 USC § 1773, Richard B. Russell National School Lunch Act, 42 USC § 1751 et seq. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.003, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ethan Colchiski

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 28, 2003

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

DEPARTMENT OF CORRECTIONS

RULE TITLE: Maximum Management
 RULE NO.: 33-601.820

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to: clarify definitions of terms used in conjunction with assignment of inmates to maximum management status; correct cross-references and staff titles contained in the rule; incorporate a new form; and revise provisions related to canteen privileges and emergency visits.

SUMMARY: The proposed rule clarifies definitions of terms used in conjunction with assignment of inmates to maximum management status; corrects cross-references and staff titles contained in the rule; incorporates a new form; and revises provisions related to canteen privileges and emergency visits.

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:

33-601.820 Maximum Management.

- (1) No change.
- (2) Definitions.
 - (a) No change.

(b) Institutional Classification Team (ICT) – refers to the team responsible for making work, program, housing and inmate status decisions at a facility and for making other local classification recommendations to the state classification office decisions. The Institutional Classification Team shall be comprised of the Warden or Assistant Warden who shall serve as Chairperson, Classification Supervisor, Chief of Security, and other members as necessary when appointed by the warden or designated by rule.

- (c) through (g) No change.

(h) State Classification Office (SCO) – refers to a staff members at the central office level who ensure consistent and standard delivery of classification services through direct action or is responsible for the review, approval, or

modification of institutional the inmate classification decisions. Duties include approving or rejecting Institutional Classification Team (ICT) recommendations.

- (3) Maximum Management Placement Criteria.

- (a) through (c) No change.

(d) Whenever an inmate has met at least one of the conditions in subsection 33-601.820(3)(a), F.A.C., and the Shift Supervisor believes that the inmate should be reviewed for but not immediately placed in maximum management at the present time, then the Shift Supervisor shall recommend placement by completing Section 1 of Form DC6-101, Referral for Maximum Management. The Shift Supervisor shall notify the Classification Supervisor in writing of the recommendation no later than the following administrative workday.

(e) The Classification Supervisor shall docket the inmate’s hearing before the Institutional Classification Team for considering placement in maximum management status in accordance with subsection 33-601.820(3)(6), F.A.C.

- (4) Conditions of Placement in Maximum Management.

(a) During initial placement of an inmate into maximum management the following will be provided:

- 1. through 9. No change.
- 10. Mail correspondence as provided for Close Management inmates;
- 11. Emergency visits only as approved by the warden.

(b) Inmates in maximum management status shall not be allowed to make routine bank transactions. Maximum management inmates shall be allowed to make or canteen purchases once each 30 days, with the exception of stamp purchases for mail. The only items that may be purchased are 25 stamps, 1 package of envelopes, and 2 packages of writing paper.

- (c) through (8) No change.
- (9) Review of Maximum Management.
 - (a) No change.

(b) If an inmate remains in maximum management status for 90 days or more, a member of the State Classification Office shall conduct an on-site review of the inmate’s maximum management status every 90 days from the date of placement in maximum management and shall document the review on Form DC6-122, SCO Maximum Management Review. Form DC6-122 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. The effective date of this form is _____.

- 1. through 4. No change.
- (10) Appeal of an MMRT Decision.

(a) The Institutional Classification Team may appeal an MMRT decision to the Deputy Director of Institutions (Classification) and Programs.

- (b) No change.

(c) The ~~Deputy~~ Director of Classification and Programs shall approve or modify the MMRT decision or reclassify the inmate.

(d) The decision of the Director of Classification and Programs is final.

(11) Security Requirements.

(a) All security requirements outlined in Rules 33-601.801 through 33-601.800~~813~~ for close management inmates are applicable for all maximum management inmates.

(b) No change.

(12) Other Conditions Of Confinement.

(a) through (d) No change.

(e) Inmates who are housed in Maximum Management will have health care services to the same extent as all other close management inmates. Monitoring of inmates will be as described in Rule 33-601.800~~9~~, F.A.C., ~~Close Management Case Management Responsibilities.~~

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 12-7-00, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rick Anglin

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

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

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

DEPARTMENT OF CORRECTIONS

RULE TITLE: Institution Visits and Tours and Inmate or Probationer Presentations and Programs for the Public

RULE NO.: 33-602.230

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the duties of staff regarding correctional institution tour programs.

SUMMARY: The proposed rule defines the duties of staff regarding correctional institution tour programs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 20.315, 944.09, 945.75 FS.

LAW IMPLEMENTED: 944.09, 944.23, 945.75 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:

33-602.230 Institution Visits and Tours and Inmate or Probationer Presentations and Programs for the Public.

(1) No change.

(2) Juvenile Offender Tour Programs.

(a) No change.

(b) All tour requests from outside sponsors shall be in writing and shall be routed to the warden. A copy of the court order directing the participation of each juvenile offender shall be attached to the request.

(c) Staff Responsibilities for the Juvenile Offender Tour Program.

1. No change.

2. The institutional tour program facilitator shall:

a. Prior to submitting the tour request to the warden, conduct an NCIC/FCIC background check on any outside sponsor or adult escort who is not an employee of a state agency or a member of law enforcement. Information regarding any background check that reflects a misdemeanor or felony arrest or conviction for a proposed outside sponsor or adult escort shall accompany the tour request submitted to the warden for his or her decision as to whether or not to grant entry to the institution.

a. through d. renumbered b. through e. No change.

~~f. e. Place Secure~~ a copy of the court order for each juvenile that directs the juvenile offender's participation in the program from the outside sponsor ~~in and maintain~~ a file that is to be maintained ~~of the copies of the court orders~~ for three years;

f. through h. renumbered g. through i. No change.

3. No change.

(d) through (7) No change.

Specific Authority 20.315, 944.09, 945.75 FS. Law Implemented 944.09, 944.23, 945.75 FS. History--New 10-6-83, Formerly 33-5.12, Amended 7-27-89, 3-8-98, Formerly 33-5.012, Amended 4-25-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tom Bethart

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 25, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 4, 2003

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Program

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Hospice	58A-2
RULE TITLES:	RULE NOS.:
Licensure Procedure	58A-2.004
Administration of the Hospice	58A-2.005
Residential Units	58A-2.0236
Physical Plant Requirements (Inpatient Facility and Unit)	58A-2.025

PURPOSE AND EFFECT: Proposed amendment to Rule 58A-2.004, F.A.C., will (1) delete the requirement that the Agency for Health Care Administration conduct a fire safety survey of hospice administrative offices as a condition of initial licensure and renewal, and (2) provide that the Agency for Health Care Administration conduct a fire safety survey of hospice residential and freestanding in-patient facilities prior to the opening of the facility on a periodic basis. Proposed amendment to Rule 58A-2.005, F.A.C., provides for conforming language to proposed amendment to Rule 58A-2.004, F.A.C., to delete this rule requirement that the hospice administrative offices meet local health and safety ordinances and fire regulations, since the local fire authority is already required to inspect the hospice administrative offices to ensure compliance with local health and safety ordinances and fire regulations. Proposed amendments to Rule 58A-2.0236, F.A.C., and newly proposed Rule 58A-2.025, F.A.C., will provide physical plant standards for hospice facilities as specified in paragraph (i) of subsection (1) of Section 400.605, Florida Statutes.

SUMMARY: Proposed amendment to Rule 58A-2.004, F.A.C., will (1) delete the requirement that the Agency for Health Care Administration conduct a fire safety survey of hospice administrative offices as a condition of initial licensure and renewal, and (2) provide that the Agency for Health Care Administration conduct a fire safety survey of hospice residential and freestanding in-patient facilities prior to the opening of the facility on a periodic basis. Proposed amendment to Rule 58A-2.005, F.A.C., provides for conforming language to proposed amendment to Rule 58A-2.004, F.A.C., to reduce government duplication of fire inspections of hospice administrative offices. Proposed amendments to Rule 58A-2.0236, F.A.C., and newly proposed Rule 58A-2.025, F.A.C., will provide physical plant standards for hospice facilities as specified in paragraph (i) of subsection (1) of Section 400.605, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 400.605 FS.

LAW IMPLEMENTED: 400.605 FS.

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

TIME AND DATE: 10:00 a.m. – 11:00 a.m., June 2, 2003

PLACE: 4040 Esplanade Way, Conference Room 309, Tallahassee, Florida 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Linda Macdonald, Office of Legal Affairs, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2000

THE FULL TEXT OF THE PROPOSED RULES IS:

58A-2.004 Licensure Procedure.

(1) through (2) No change.

(3) In addition to the information required in Section 400.606(1), F.S., the following information is required for the licensure application:

(a) No change.

(b) For initial licensure only, the Certificate of Need and certificates of occupancy signed by local authorized zoning, building and electrical officials shall be attached to the application. For initial licensure, where there are no municipal, county or electrical building codes, the applicant shall provide a written statement of compliance with these regulations from a registered architect or professional engineer who shall substitute for the authorities specified above. ~~For initial licensure and renewal, A~~ separate survey for fire safety and physical plant requirements of residential and freestanding inpatient facilities operated by the hospice shall be made by the AHCA prior to the opening of the facilities and on a periodic basis and shall include the administration offices and all other facilities operated by the hospice.

(c) No change.

Specific Authority 400.605 FS. Law Implemented Ch. 400.605(2)(d),(e) Part V4 FS. History–New 5-6-82, Formerly 10A-12.04, Amended 10-6-91, Formerly 10A-12.004, Amended 4-27-94, Formerly 59A-2.004, Amended 6-5-97, _____.

58A-2.005 Administration of the Hospice.

(1) No change.

(2) Administrative Officer – The hospice shall employ an administrator whose duties shall be enumerated in a job description, including job qualifications, which shall be approved by the governing body and kept in an administrative file.

(a) The administrator shall be responsible for day-to-day operations and the quality of services delivered by the hospice.

(b) The administrator shall be responsible for maintaining an office facility for the hospice which is large enough for efficient staff work, adequately equipped, and which provides a safe working environment ~~that meets local health and safety ordinances and fire regulations.~~

(3) No change.

Specific Authority 400.605 FS. Law Implemented ~~Ch. 400.605(1)(c), Part VI.~~ FS. History—New 5-6-82, Formerly 10A-12.05, 10A-12.005, Amended 4-27-94, Formerly 59A-2.005, Amended 6-5-97, _____.

58A-2.0236 Residential Units.

(1) No change.

(2) These units shall be maintained in a manner which provides for ~~managing~~ ~~maintaining~~ personal hygiene needs of the patients and implementation of infection control procedures.

(3) through (6) No change.

(7) Residential units shall comply with the following codes and standards:

(a) All new facilities and additions and renovations to existing facilities shall be in compliance with:

1. The Florida Building Code, as described in Chapter 3 of Section 311.2 (R4) as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), Florida Administrative Code, dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206;

2. The National Fire Protection Association Life Safety Code 101, Chapter 32, Residential Board and Care Occupancy and incorporated by reference in subsection 4A-3.012, Florida Administrative Code, dated November 6, 2001, by the Division of State Fire Marshall at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101; and

3. Chapter 11, Section 11-6.1(1) of the Florida Building Code, as adopted by the Florida Building Commission and incorporated by reference subsection 9B-3.047(1), Florida Administrative Code, dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206.

(b) All existing facilities shall comply with National Fire Protection Association Life Safety Code 101, Chapter 33, Residential Board and Care Occupancy and incorporated by reference in Rule 4A-3.012, Florida Administrative Code, dated November 6, 2001, by the Division of State Fire Marshall at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts, 02269-9101.

(8) These requirements do not apply to any residential unit for which a building permit was issued on or before the effective date of this rule.

Specific Authority 400.605 FS. Law Implemented ~~Ch.400.605(1)(i) Part VI~~ FS. History—New 4-27-94, Formerly 59A-2.0236, Amended 6-5-97, _____.

58A-2.025 Physical Plant Requirements (Inpatient Facility and Unit).

(1) As used in this rule, “inpatient facility and unit” means the location where inpatient services are provided to hospice patients that are in need of hospice inpatient care.

(2) Codes and Standards.

(a) All new inpatient units and facilities, and additions or renovations to existing units and facilities shall be in compliance with the requirements for:

1. Institutional Occupancy – Group I, Unrestrained, of the Florida Building Code as described in Chapter 3 of Section 309.1 as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), Florida Administrative Code, dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206, after (effective date of the rule); and

2. The National Fire Protection Association Life Safety Code 101, Chapter 18, New Health Care Occupancy, as described in Chapter 4A-3.012, Standards of the National Fire Protection Association and incorporated by reference in Rule 4A-3.012, Florida Administrative Code, dated November 6, 2001, by the Division of State Fire Marshall at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after (effective date of the rule).

All new inpatient facilities and units will be made accessible and shall comply with the requirements of the Florida Building Code, Chapter 11, as adopted by the Florida Building Commission and Section 11-6.1 (1) of the Florida Building Code and incorporated by reference subsection 9B-3.047(1), Florida Administrative Code, dated December 16, 2001, by the Department of Community Affairs and which is incorporated by reference and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206, after (effective date of the rule).

a. In renovations and additions to existing facilities, only that portion of the total facility affected by the project must comply with applicable sections of the codes for new facilities and units, after the (effective date of the rule).

b. Existing portions of the facility that are not included in the renovation or addition but are essential to the functioning of the complete facility, as well as existing areas which receive

less than substantial amounts of new work, shall comply with the applicable sections of the codes for existing inpatient facilities and units, after the (effective date of the rule).

(b) All existing inpatient facilities and units licensed by the Agency for Health Care Administration before the date this rule is promulgated, shall be in compliance with National Fire Protection Association Life Safety Code 101, Chapter 19, Existing Health Care Occupancy, and incorporated by reference in Rule 4A-3.012, Florida Administrative Code, dated November 6, 2001, by the Department of Community Affairs and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after (effective date of the rule).

(3) Construction Requirements. The following shall be provided in each inpatient facility and unit:

(a) The hospice shall be responsible for assuring that the planning and decoration of the facilities, both contractual arrangements and free-standing, shall be coordinated to provide a homelike atmosphere. For purposes of this rule, a "homelike atmosphere" means at a minimum, items typically found at home or in a residence that enhance quality of life. The following items are examples of a "homelike atmosphere": window treatments, lamps, guest seating, and wall decorations. A hospital or nursing home room shall not be required to be in compliance with this section of the rule by the fact of its licensure.

(b) Each patient sleeping room shall have a minimum room area exclusive of toilet room, or permanently attached or built in closets, lockers or wardrobes, of one hundred (100) square feet (9.29 square meters) per bed for private rooms and eighty (80) square feet (7.70 square meters) per bed for double occupancy rooms.

(c) Each patient sleeping room shall have a window or door with a clear glass light in compliance with Chapter 12 of Section 1203, Light and Ventilation, of the Florida Building Code and incorporated by reference in subsection 9B-3.047(1), Florida Administrative Code, dated December 16, 2001, by the Department of Community Affairs and obtainable from the Department of Community Affairs, Building Codes and Standards, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 after (effective date of the rule). The window or door shall open directly to an atrium or to the outside of the building with a minimum of twenty (20) feet (6.10 meters) in clear and unobstructed vista measured perpendicularly from the window or door.

(d) Each patient sleeping room shall have a wardrobe, locker or closet suitable for hanging clothing of the patient.

(e) Other than a patient sleeping room located in a hospital or nursing home, each patient sleeping room shall have access to a toilet room without having to enter the general corridor area. One toilet room shall serve no more than four beds and no more than two resident rooms. The door shall be side hinged, swing out from the toilet room, and unless otherwise required

by this code, be at least 32 inches (81.28 centimeters) wide. The toilet room shall contain a water closet with grab bars on both sides and an emergency nurse call station. The water closet shall be equipped with a bedpan-rinsing device.

(f) A hand washing facility shall be provided within each patient toilet room or within each patient bedroom.

(g) A nurses' station, clean workroom and soiled workroom shall be provided. Access to these rooms shall be from a corridor.

(h) A charting space for clinical staff shall be provided at each nurses' station.

(i) A hand washing facility shall be located in or near each nurses' station.

(j) The clean workroom shall be provided with a work counter, hand wash facility, storage facilities and covered waste receptacle.

(k) The soiled workroom shall be provided with a service sink equipped with rinsing device, work counter, a hand washing facility, storage facilities, covered waste receptacle, and covered linen receptacle.

(l) A drug distribution system shall be provided with provisions for the locked storage of medications. Nothing in this section shall prohibit the use of the clean workroom for drug distribution.

(m) A clean linen storage room or closet shall be provided.

(n) A nourishment station with equipment for preparing or serving nourishments between scheduled meals shall be provided and shall be available for patient, family, volunteers, guests and staff use. Provisions shall be made for the use and storage of small appliances requiring less than 220 volts of service such as coffee makers or toasters.

(o) A nurse calling system accessible by the patient shall be provided.

(p) Storage for administrative supplies shall be provided.

(q) Parking for stretchers and wheelchairs in an area out of the path of normal traffic and of adequate size for the unit shall be provided.

(r) A janitor's closet with a floor receptor and storage space for housekeeping equipment and supplies shall be provided.

(s) A multi-purpose lounge suitable and furnished for reception, recreation, dining, visitation, group social activities, and worship shall be provided.

(t) A conference or consultation room for patient and family use shall be provided.

(u) A washer and dryer for patients' personal use shall be provided.

(4) Room furnishings for each patient shall include an adjustable frame hospital type bed with side rails, a bedside stand, an over-the-bed table, an individual reading light easily accessible to the patient, and a comfortable sitting chair.

(5) Room decor shall be non-institutional in design and function. Patients shall be permitted to bring personal items of furniture or furnishings into their rooms unless medically contraindicated.

(6) Details.

(a) Fixtures such as drinking fountains, public telephone, vending machines, and portable equipment shall not be located or stored so as to restrict corridor traffic or reduce the minimum required corridor width.

(b) Doors to patient tub rooms, showers, and water closets that swing into the room shall be equipped with reversible hardware that will allow the door to swing out in an emergency.

(c) Doors, except those to closets or spaces not subject to occupancy, shall not swing into the exit access corridors.

(d) Windows and outer doors, if used for ventilation, shall be equipped with insect screens.

(e) Thresholds and expansion joint covers shall be made flush with the floor surface.

(f) Grab bars shall be provided at all patient toilets, showers, and tubs. The bars shall have a clearance of 1-1/2 inches (38.1 millimeters) to the walls and shall be sufficiently anchored to sustain a concentrated applied load of not less than 250 pounds (113.4 kilograms).

(g) Single paper towel dispensers, soap dispensers and covered waste receptacles shall be provided at all hand washing facilities.

(h) Staff hand washing facilities shall be fitted with wrist blades and a gooseneck type spout.

(i) All hand washing facilities shall be securely anchored to withstand an applied vertical load of not less than two hundred and fifty pounds on the front of the fixture.

(7) Elevators. In new multistory units and facilities an elevator shall be provided in compliance with the requirements of Chapter 30 of the Florida Building Code, as adopted by the Florida Building Commission and incorporated by reference in subsection 9B-3.047(1), Florida Administrative Code, dated December 16, 2001, by the Department of Community Affairs and obtainable from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206, after (effective date of the rule). In addition, a hospital-type elevator large enough to accommodate a bed and attending staff shall service all patient sleeping rooms and patient treatment areas located above the ground floor. The car shall be at least 5 feet 8 inches (1.73 meters) wide by 9 feet (2.74 meters) deep and the car doors shall have a clear opening of not less than 4 feet (1.22 meters) wide and 7 feet (2.13 meters) high.

(8) Mechanical System Requirements.

(a) Air conditioning, heating and ventilating systems.

1. All patient occupied areas shall be heated or cooled by individual or central units. Heating units shall be designed to provide a minimum of 72 degrees Fahrenheit (22.22 Celsius)

ambient indoor temperature and air conditioning units shall be designed to provide a minimum of 78 degrees Fahrenheit (25.55 Celsius) ambient indoor temperature.

2. All air-supply and air-exhaust systems shall be mechanically operated. Fans serving exhaust systems shall be located at the discharge end of the system.

(b) Plumbing and other piping systems.

1. Water distribution systems shall be arranged to provide hot water at each hot water outlet at all times. Hot water at shower, bathing, and hand washing facilities for patients' personal use shall not exceed 110 degrees F (43.3 degrees C).

(9) Electrical System Requirements.

(a) Lighting.

1. All spaces occupied by people, machinery, and equipment within the building, approaches to building, and parking areas shall have electric lighting.

2. All patients' rooms shall have general lighting and night lighting. General room luminaries shall be switched at the entrance to the patient room.

(b) Receptacles. All patient rooms shall have hospital grade duplex grounding type receptacles.

(10) Emergency Electrical System.

(a) A Type 1 essential electrical system shall be provided in all hospice facilities as described in National Fire Protection Association Life Safety Code 99, "Health Care Facilities", and incorporated by reference in Rule 4A-3.012, Florida Administrative Code, dated November 6, 2001, by Division of State Fire Marshall at the Department of Finance and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after (effective date of the rule) _____. The emergency power for this system shall meet the requirements of a Level 1, type 10, Class 48 generator as described in National Fire Protection Association Life Safety Code 110, "Emergency Standby Power Systems", and incorporated by reference in Rule 4A-3.012, Florida Administrative Code, dated November 6, 2001, and obtainable from the National Fire Protection Association, 1 Batterymarch Park, P. O. Box 9101, Quincy, Massachusetts 02269-9101, after (effective date of the rule).

(b) In new construction, the normal main service equipment shall be separated from the emergency distribution equipment by locating it in a separate room. Transfer switches shall be considered emergency distribution equipment for this purpose.

(c) Switches for critical branch lighting shall be completely separate from normal switching. The devices or cover plates shall be of a distinctive color. Critical branch switches are permitted to be adjacent to normal switches. Switches for life safety lighting are not permitted except as required for dusk-to-dawn automatic control of exterior lighting fixtures.

(d) There shall be selected life safety lighting provided at a minimum of 1 footcandle and designed for automatic dusk-to-dawn operation along the travel paths from the exits to the public way or to safe areas located a minimum of 30 feet (9.14 meters) from the building.

(e) A minimum of one elevator per bank serving any patient use floor shall be connected to the equipment branch of the essential electric system and arranged for manual or automatic operation during loss of normal power. Elevator cab lighting, controls, and communication and signal systems shall be connected to the life safety branch.

(f) There shall be a dedicated low fuel alarm for the day tank supplying the emergency generator driver. A manual pump shall also be provided for the day tank. The alarm shall be located at the generator derangement panel.

(g) Transfer switch contacts shall be of the open type and shall be accessible for inspection and replacement.

(h) If required by the facility's emergency food plan, there shall be power connected to the equipment branch of the essential electrical system for kitchen refrigerators, freezers and range hood exhaust fans. Selected lighting within the kitchen and dry storage areas shall be connected to the critical branch of the essential electrical system.

(11) These requirements do not apply to any in-patient facility or unit for which a building permit was issued on or before the effective date of this rule.

Specific Authority 400.605 FS. Law Implemented 400.605(1)(i) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Linda Macdonald

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Terry F. White, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 28, 2001, November 21, 2001, December 28, 2001, March 15, 2002, and February 21, 2003

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE TITLE: Long-Term Care Hospital Beds

RULE NO.: 59C-1.045

PURPOSE AND EFFECT: The agency is proposing a rule for use in certificate of need (CON) review of proposals to establish or expand long-term care hospitals. There is no current CON rule that deals exclusively with this subject. The new rule describes the type of patients served in long-term care hospitals, the type of services provided, geographic service planning areas, agency preferences among competing applicants, and required content of a CON application.

Service-specific rules like the one proposed are used in conjunction with statutory review criteria in evaluation of applications for a CON.

A previous version of this rule, published February 14, 2003, has been withdrawn. This current version contains modifications to the previous language in subsection (4) of the rule which concerns need for new providers and bed additions for existing providers. There are no other changes from that earlier version.

SUMMARY: The agency is proposing a rule for use in certificate of need (CON) review of proposals to establish or expand long-term care hospitals.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None prepared.

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

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

LAW IMPLEMENTED: 408.034(3), 408.036(1)(a),(b),(c),(d), (f),(g) FS.

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

TIME AND DATE: 2:00 p.m., June 3, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Rivera, Certificate of Need, 2727 Mahan Drive, Building 1, Tallahassee, Florida

THE FULL TEXT OF THE PROPOSED RULE IS:

59C-1.045 Long-Term Care Hospital Beds.

(1) Agency Intent. This rule implements the provisions of subsection 408.034(3), and paragraphs 408.036(1)(a), (b), (c), (d), (f), and (g), Florida Statutes, to regulate proposals subject to comparative review for the establishment of new long-term care hospitals, the addition of beds to existing long-term care hospitals, and the conversion of licensed hospital beds to long-term care hospital beds.

(2) Definitions.

(a) "Agency." The Agency for Health Care Administration.

(b) "Approved Long-Term Care Hospital Bed." A proposed long-term care hospital bed for which a certificate of need, a letter of intent to grant a certificate of need, a signed stipulated agreement, or a final order granting a certificate of need was issued, consistent with the provisions of paragraph 59C-1.008(2)(b), Florida Administrative Code, as of the most

recent published deadline for agency initial decisions prior to the letter of intent deadline, as specified in paragraph 59C-1.008(1)(g), Florida Administrative Code.

(c) "Charity Care." That portion of hospital charges reported to the agency for which there is no compensation for care provided to a patient whose family income for the 12 months preceding the determination is less than or equal to 200 percent of the federal poverty level, unless the amount of hospital charges due from the patient exceeds 25 percent of the annual family income. However, in no case shall the hospital charges for a patient whose family income exceeds four times the federal poverty level for a family of four be considered charity. Charity care does not include bad debt, which is the portion of health care provider charges for which there is no compensation for care provided to a patient who fails to qualify for charity care; and does not include administrative or courtesy discounts, contractual allowances to third-party payers, or failure of the hospital to collect full charges due to partial payment by government programs.

(d) "District." A district of the agency defined in subsection 408.032(5), Florida Statutes. For purposes of certificate of need review, the service area of a proposed long-term care hospital is the district in which it would be located.

(e) "Freestanding Facility." For purposes of this rule, a long-term care hospital that is not the hospital within hospital described in paragraph (2)(g).

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

(g) "Long-Term Care Hospital." A hospital licensed under Chapter 395, F.S., which meets the requirements of Part 412, subpart B, paragraph 412.23(e), Code of Federal Regulations; and, where applicable, also meets the requirements for a hospital within hospital specified under paragraph 412.22(e) of that subpart. A long-term care hospital is exempt from the Medicare acute care prospective payment system. A long-term care hospital has an average length of inpatient stay greater than 25 days for all hospital beds. Long-Term care hospitals are designed to provide extended care to patients who are clinically complex and have multiple complex or chronic conditions, and who are less stable upon admission than patients admitted to other post-acute care settings. Long-Term care hospitals typically provide programs in one or more of the following areas: respiratory care, particularly for ventilator-dependent patients; treatment of patients with multiple illnesses or multiple systems failure; treatment of wounds caused by disease or accident; and treatment for patients requiring interdisciplinary rehabilitation services who are unable to tolerate the more intensive treatments provided in a comprehensive medical rehabilitation hospital.

(3) General Provisions.

(a) Conformance with the Criteria for Approval. A certificate of need for the establishment of a new long-term care hospital, or the expansion of existing services by the addition of beds, shall not normally be approved unless the applicant meets the applicable review criteria in section 408.035, F.S., and the standards and need determination criteria set forth in this rule.

(b) Minimum Hospital Size. Freestanding long-term care hospitals established after the effective date of this rule shall have a minimum of 40 licensed beds. Long-Term care hospitals designated as hospitals within hospitals established after the effective date of this rule shall have a minimum of 25 licensed beds.

(c) Required Services. Services provided at a long-term care hospital may be provided directly by the long-term care hospital or may be provided by a contract consistent with Chapter 59A-3, Florida Administrative Code. Services of a hospital within hospital provided by contract shall be consistent with the requirements of paragraph 412.22(e)(5), Code of Federal Regulations. Long-Term care hospital services shall include, at a minimum:

1. Pre-admission screening.
2. Care for patients with multiple complex diagnoses.
3. Care for patients with multi-system failure.
4. Services for difficult-to-wean ventilator-dependent patients.
5. Services for patients who cannot be weaned from ventilator dependence.
6. Respiratory/pulmonary care.
7. Airway restoration.
8. Intensive wound care.
9. Nutrition services, including metabolic analysis, invasive enteral tube placement, and total parenteral nutrition.
10. Infusion therapy.
11. Daily physician assessments.
12. An average of at least 8 direct patient care nursing hours per patient per day.
13. Physical therapy, occupational therapy, speech therapy, and respiratory therapy.
14. Laboratory.
15. Pharmacy.
16. Radiology.
17. An operating room.

(4) Criteria for Determination of Need.

(a) New Provider. In determining the need for a new long-term care hospital, the agency shall consider the proposed facility within the context of licensed or approved long-term care hospital beds in the applicable district, and the licensed comprehensive medical rehabilitation beds, hospital-based skilled nursing unit beds, and nursing home beds in that district. The applicant proposing a new long-term care hospital shall show how its services would be a better way of meeting

needs for patient care compared to the other types of services listed in this paragraph. Evidence of this benefit would consist of a conceptual comparison of long-term care hospital services with those provided in comprehensive medical rehabilitation beds, hospital-based skilled nursing unit beds, and nursing home beds. The applicant should also include letters of support endorsing the need for its proposed long-term care hospital including, for example, letters from area physicians quantifying need for their patients or letters from hospital discharge planners quantifying the number of persons who could not be placed locally or the difficulty they have in placing patients in an appropriate post-acute setting.

(b) Additional Beds at Existing Long-Term Care Hospitals.

1. For letters of intent submitted between January and June, need for additional beds at an existing long-term care hospital is demonstrated if the average occupancy rate of the hospital was at least 90 percent for the 12-month period ending December 31 of the previous year and letters from area hospital discharge planners or physicians are submitted which state that they are experiencing difficulty placing patients. For letters of intent submitted between July and December, need for additional beds at an existing long-term care hospital is demonstrated if the average occupancy rate was at least 90 percent for the 12-month period ending June 30 of the current year and letters from area hospital discharge planners or physicians are submitted which state that they are experiencing difficulty placing patients.

2. For the purpose of calculating occupancy under this paragraph, the 12-month total of patient days shall be divided by 365 to determine an average daily census, and the average daily census shall then be divided by the total of licensed and approved beds located or to be located at the facility as of the end of the 12-month period.

3. The maximum number of additional beds that may be added to an existing long-term care hospital shall not exceed 20 beds or 10 percent of the licensed bed capacity of the long-term care hospital being expanded, whichever is greater.

(c) Consistency with Local Plans. Applicants shall provide evidence in their applications that a proposed long-term care hospital is consistent with the needs of the community and other criteria contained in Local Health Council Plans.

(d) Preferences Among Applicants for Long-Term Care Hospital Beds. In weighing and balancing statutory and rule review criteria, the agency will give preference to an applicant who agrees that an awarded CON will be predicated on either of the following conditions that are subject to annual monitoring under subsection 59C-1.013(4), F.A.C.:

1. An applicant who provides or proposes to provide Medicaid patient days as a percentage of their total patient days equal to or greater than the district average or, if there are no existing long-term care hospitals within the district, greater than or equal to the statewide average percentage of Medicaid

patient days provided by all long-term care hospitals, as determined in the Agency's most recent "Hospital Financial Data" report. The report may be obtained from:

Agency for Health Care Administration
Certificate of Need/Financial Analysis
2727 Mahan Drive – Mail Stop 28
Tallahassee, Florida 32308

2. An applicant who has or proposes to have a ratio of charity care deductions to net patient service revenue equal to or greater than the district average or, if there are no existing long-term care hospitals within the district, greater than or equal to the statewide average ratio for all long-term care hospitals, as determined in the Agency's most recent "Hospital Financial Data" report.

(5) Quality of Care. Long-Term care hospital services shall comply with the agency standards applicable to long-term care hospital licensure described in Chapter 59A-3, Florida Administrative Code.

(6) Services Description. An applicant for long-term care hospital beds shall provide a detailed program description in its certificate of need application including:

(a) Characteristics of age groups to be served by age and diagnosis.

(b) Specialty programs to be provided.

(c) Proposed staffing, including qualifications of the medical director, a description of staffing appropriate for any specialty program, and a description of the training and experience requirements for all staff who will provide direct patient care.

(d) Expected sources of patient referrals. Applicants shall include evidence of transfer agreements with local hospitals indicating an intent to discharge appropriate patients to the proposed long-term care hospital.

(e) Expected average length of stay for discharges by age group.

(f) Expected discharge destination by age group.

(g) Projected number of patient days by payer type, including Medicare, Medicaid, private insurance, self-pay and charity care patient days for the first 2 years of operation after completion of the proposed project.

(h) Admission policies of the facility with regard to charity care patients.

(i) Services that will be provided by contract.

(7) Applications from Licensed Long-Term Care Hospitals. A licensed long-term care hospital seeking approval for additional inpatient beds shall provide the following information in addition to the information required by subsection (6):

(a) Number of admissions and patient days by age group and diagnosis for the 12-month period ending 1 month prior to the letter of intent deadline.

(b) Number of patient days by payer type, including Medicare, Medicaid, private insurance, self-pay and charity care patient days, for the 12-month period ending 1 month prior to the letter of intent deadline.

(c) Gross revenues by payer source for the 12-month period ending 1 month prior to the letter of intent deadline.

(d) Current staffing.

(e) Current specialized treatment programs.

(8) Quarterly Reports. Licensed long-term care hospitals shall report to the agency or its designee, within 45 days after the end of each calendar quarter, the number of admissions and patient days by age and primary diagnosis that occurred within the quarter.

Specific Authority 408.15(8), 408.034(6) FS. Law Implemented 408.034(3), 408.036(1)(a),(b),(c),(d),(f),(g) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
John Davis, Health Services and Facilities Consultant

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Karen Rivera, Consultant Supervisor

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 25, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 26, 2002; October 11, 2002

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

RULE TITLE: Outpatient Hospital Services
RULE NO.: 59G-4.160

PURPOSE AND EFFECT: The purpose of the rule amendment is to incorporate by reference the Florida Medicaid Hospital Coverage and Limitations Handbook, March 2003. Appendix C in the handbook contains the 2003 outpatient hospital laboratory and pathology codes and fee schedule, effective for dates of service beginning on March 1, 2003. The effect will be to incorporate in the rule the current Florida Medicaid Hospital Coverage and Limitations Handbook.

SUMMARY: The proposed rule incorporates by reference the Florida Medicaid Hospital Coverage and Limitations Handbook, March 2003. The handbook update consists of code and fee revisions to Appendix C, Laboratory and Pathology Codes and Fee Schedule, routinely updated every year. The revised code list is effective for dates of service beginning on March 1, 2003.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m. – 10:00 a.m., June 2, 2003

PLACE: Agency for Health Care Administration, 2728 Fort Knox Boulevard, Building 3, Conference Room C, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ouida Mazzoccoli, Medical/Health Care Program Analyst, Bureau of Medicaid Services, 2728 Fort Knox Boulevard, Building 3, Tallahassee, FL 32308, (850)922-7351

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.160 Outpatient Hospital Services.

(1) This rule applies to all hospital providers enrolled in the Medicaid program.

(2) All hospital providers enrolled in the Medicaid program must comply with the Florida Medicaid Hospital Coverage and Limitations Handbook, March 2003 ~~January 2002~~, and the Florida Medicaid Provider Reimbursement Handbook, UB-92, October 1998, both incorporated by reference in this rule. Both handbooks are available from the fiscal agent contractor.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History--New 1-1-77, Revised 12-7-78, 1-18-82, Amended 7-1-83, 7-16-84, 7-1-85, 10-31-85, Formerly 10C-7.40, Amended 9-16-86, 2-28-89, 5-21-91, 5-13-92, 7-12-92, 1-5-93, 6-30-93, 7-20-93, 12-21-93, Formerly 10C-7.040, Amended 6-13-94, 12-27-94, 2-21-95, 9-11-95, 11-12-95, 2-20-96, 10-27-98, 5-12-99, 10-18-99, 3-22-01, 8-12-01, 2-25-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ouida Mazzoccoli

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

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE TITLE: Percentage of Gross Pilotage Assessed
RULE NO.: 61G14-19.001

PURPOSE AND EFFECT: The Board proposes to amend the existing rule to change the percentage of gross pilotage assessed.

SUMMARY: The existing rule shall be changed to reflect that effective July 1, 2003, the Department of Business and Professional Regulation shall assess the pilots in the respective ports of the state six tenths of one percent (0.6%) of the gross amount of pilotage earned by said pilots during each year.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 310.131, 310.185 FS.

LAW IMPLEMENTED: 310.131 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: Anthony Spivey, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G14-19.001 Percentage of Gross Pilotage Assessed.

(1) Effective July 1, 2003 ~~July 1, 2002~~, the Department of Business and Professional Regulation shall assess the pilots in the respective ports of the state six tenths of one percent (0.6%) ~~(1.0%)~~ of the gross amount of pilotage earned by said pilots during each year. For the purposes of said assessment, the gross amount of pilotage earned shall be the amount of money collected by each pilot or by each entity of which the pilot is a member for piloting which shall include and not be limited to payment for piloting vessels to and from ports of this state, docking or undocking vessels, shifting vessels, running lines, delivering orders at sea, cancelled orders, boat service, detention, pilots being carried to sea, anchoring vessels, and any other related services rendered. Funds collected due under this are to be made payable to the Board and paid by the fifteenth of the following month. When received, the funds are paid into the Professional Regulation Trust Fund as created within the Department.

(2) No change.

Specific Authority 310.131, 310.185 FS. Law Implemented 310.131 FS. History—New 2-5-76, Amended 1-19-77, 1-1-78, 12-7-78, 11-1-81, 6-8-82, 8-9-82, 7-31-83, Formerly 21SS-3.01, Amended 5-30-89, 2-19-90, 12-30-91, 12-2-92, Formerly 21SS-3.001, 21SS-19.001, Amended 3-20-94, 1-5-95, 1-30-96, 3-17-96, 11-21-96, 8-25-97, 1-26-99, 1-31-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pilot Commissioners

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 25, 2003

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.:03-16R

RULE CHAPTER TITLE: Water Well Contractor Licensing

RULE CHAPTER NO.:

Requirements 62-531

RULE TITLES: Definitions Used in Water Well

RULE NOS.:

Contractor Rules 62-531.200

Application Requirements for Water Well Contractor 62-531.300

Water Well Contractor License Renewal 62-531.330

PURPOSE AND EFFECT: The proposed amendments will require a person to complete 12 hours of approved coursework for water well contractor licensure or license renewal pursuant to Sections 373.323 and 373.324, Florida Statutes (F.S.), and add new rule definitions.

SUMMARY: In 2001, the Florida Legislature adopted amendments to Sections 373.323 and 373.324, F.S., requiring a person to complete 12 hours of approved coursework for water well contractor licensure and for a licensed water well contractor to complete 12 classroom hours of continuing education for each biennial license renewal cycle. The proposed amendments to Chapter 62-531, Florida Administrative Code, Water Well Contractor Licensing Requirements, will adopt by rule the amendments to Sections 373.323 and 373.324, F.S. Definitions for “Administrator,” “Approved Coursework,” “Continuing Education,” and “Coursework Hour” will be amended into the rule.

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

For more information, contact: David C. James, Department of Environmental Protection, Bureau of Water Facilities Regulation, MS # 3580, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8648.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE TITLE: Examination for Licensure

RULE NO.:

64B4-3.003

PURPOSE AND EFFECT: The proposed rule amendment deletes obsolete language from the rule.

SUMMARY: The proposed rule deletes outdated language from the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 456.017, 491.004(5) FS.

LAW IMPLEMENTED: 456.017, 491.005 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: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling /MQA, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-3.003 Examination for Licensure.

(1) through (2) No change.

(3) THEORY AND PRACTICE.

(a) through (b) No change.

(c) MARRIAGE AND FAMILY THERAPISTS.

1. The marital and family therapy examination shall be an objective multiple choice examination developed by the Examination Advisory Committee of the Association of Marital and Family Therapy Regulatory Board (AMFTRB) and the Professional Examination Service. All items will be weighted equally in scoring the examination. The minimum passing score is the recommended cut-off score provided by the national vendor and established according to the Angoff procedure. ~~A panel of experts in marriage and family therapy from across the country participate in the determination of the recommended passing score. Candidates' raw scores are converted to a scaled score. The passing score is a scaled score of 75.~~

2. No change.

Specific Authority 456.017, 491.004(5) FS. Law Implemented 456.017, 491.005 FS. History--New 3-21-90, Amended 7-31-91, 3-10-92, 6-1-92, 1-27-93, Formerly 21CC-3.003, Amended 3-14-94, 7-20-94, Formerly 61F4-3.003, Amended 12-22-94, 9-18-95, 11-13-96, 6-1-97, Formerly 59P-3.003, Amended 8-8-99, 1-11-00, 7-2-00, 8-24-00, 10-15-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 4, 2003

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE TITLE: Approved Courses for Continuing Education
 RULE NO.: 64B4-6.002

PURPOSE AND EFFECT: The proposed rule amendment sets forth those entities which are approved for purposes of providing continuing education credit.

SUMMARY: The proposed rule amendment outlines those entities approved for the purpose of providing continuing education credit.

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: 456.013(6), 491.004(5), 491.0085 FS.

LAW IMPLEMENTED: 456.013(6), 491.0085(1), 491.007(2) FS.

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

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health/MQA, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-6.002 Approved Courses for Continuing Education.

(1) For purposes of renewing or reactivating a license, credit is approved for the following:

(a) through (d) No change.

(e) Continuing education programs offered and approved by the following entities as long as such entities impose requirements similar to or more stringent than those imposed by the Board in Rule 64B4-6.004(2)(a)1.-5., F.A.C.:

1. National Board of Certified Counselors (NBCC);

2. American Society of Sex Educators and Therapists (ASECT);

3. American Society of Clinical Hypnosis (ASCH);

4. National Association of Social Work (NASW);

5. American Psychological Association (APA);

6. Clinical Social Work Federation (CSWF);

7. Association of Social Work Boards (ASWB);

8. American Board of Professional Psychology (ABPP);

9. American Psychiatric Association;

10. International Association of Marriage and Family Therapy Counselors (AMFC);

11. American Association of State Counseling Boards (AASCB);

12. American Counseling Association (ACA);

13. American Mental Health Counseling Association (AMHCA);

14. American Society of Clinical Social Work;

15. American Association for Marriage and Family Therapy (AAMFT); and

16. American Marriage and Family Therapy Regulatory Boards (AMFTRB).

The Board shall annually review the continuing education program approval criteria of the above-referenced entities.

(2) through (5) No change.

Specific Authority 456.013(6), 491.004(5), 491.0085 FS. Law Implemented 456.013(6), 491.0085(1), 491.007(2) FS. History--New 4-4-89, Amended 10-16-90, 6-19-91, 9-2-91, 8-24-92, Formerly 21CC-6.002, Amended 1-9-94, Formerly 61F4-6.002, Amended 10-4-94, 12-22-94, 1-7-96, 12-29-96, Formerly 59P-6.002, Amended 12-11-97, 2-9-99, 8-9-00, 6-30-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2003

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Disciplinary Guidelines RULE NO.: 64B8-55.001

PURPOSE AND EFFECT: The Board proposes to revise the existing rule to add completion of all incomplete continuing education credits to the penalty for failure to comply with continuing education requirements.

SUMMARY: This proposed amendment adds completion of all incomplete continuing education credits to the recommended range of penalty for failure to comply with continuing education requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 456.072, 456.079, 478.52(4) FS.

LAW IMPLEMENTED: 456.072, 456.073, 456.079, 478.52(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Medicine, Electrolysis Council, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-55.001 Disciplinary Guidelines.

(1) through (2) No change.

(3) Violations and Range of Penalties. In imposing discipline upon applicants and licensees in proceedings pursuant to Sections 120.57(1) and 120.57(2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty as provided in Section 456.072(2), F.S., within the range corresponding to the violations set forth below. The identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATION	RECOMMENDED RANGE OF PENALTY
(a) through (w) No change.	
(x) Failure to comply with continuing requirements. (478.50(4), and 478.52(1)(f), F.S.)	(x) Second and subsequent education violations: from probation up to one year to suspension up to one year and an administrative fine from \$1,000 to \$2,500; <u>and completion of all</u> incomplete continuing education credits.
(y) through (nn) No change.	

Specific Authority 456.072, 456.079, 478.52(4) FS. Law Implemented 456.072, 456.073, 456.079, 478.52(4) FS. History--New 11-16-93, Formerly 61F6-80.001, Amended 1-2-95, Formerly 59R-55.001, Amended 2-9-98, 10-12-98, 3-1-00, 9-28-00, 5-30-01, 8-8-01, 10-8-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrolysis Council

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrolysis Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 27, 2003

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Citations RULE NO.: 64B8-55.002

PURPOSE AND EFFECT: The Board proposes to amend the existing rule to change the penalty for a first time violation of failure to comply with continuing education requirements to a \$500.00 fine and completion of all incomplete continuing education credits.

SUMMARY: The first time violation of failure to comply with continuing education requirements is increased to \$500.00 and the requirement that all incomplete continuing education credits is added.

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: 456.077(1),(2) FS.

LAW IMPLEMENTED: 456.072(3)(b), 456.077(1),(2), 478.51, 478.52 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Medicine, Electrolysis Council, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-55.002 Citations.

(1) through (3) No change.

(4) The Board designates the following as citation violations:

(a) through (l) No change.

(m) Failure to comply with continuing (m) First time violation \$500 \$250 fine; and completion of all incomplete continuing education credits.

(n) through (s) No change.

(5) through (6) No change.

Specific Authority 456.077(1),(2) FS. Law Implemented 456.072(3)(b), 456.077(1),(2), 478.51, 478.52 FS. History—New 11-16-93, Formerly 61F6-80.002, Amended 1-2-95, Formerly 59R-55.002, Amended 11-13-97, 10-12-98, 2-11-01, 2-20-02, 11-12-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrolysis Council

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrolysis Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 27, 2003

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE CHAPTER NO.: 4A-63 RULE CHAPTER TITLE: The Arson Laboratory

RULE NO.: 4A-63.001 RULE TITLE: Arson Laboratory Requirements and Procedures for Submission of Evidence

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule published in Vol. 29, No. 10, the March 7, 2003, edition of the Florida Administrative Weekly, in accordance with subparagraph 120.54(3)(d)1., Florida Statutes:

4A-63.001 Arson Laboratory Requirements and Procedures for Submission of Evidence.

(1) through (2) No change.

(3)(a) Following are the general submission and shipping requirements.

1. through 7. No change.

8. a. Cans and containers found on the scene shall have any liquid removed. If the liquid is suspected of being an ignitable liquid, follow the instructions in subparagraph 5 above. Seal the holes on the container with a cork stopper and tape over, then place the evidence into an approved container of appropriate size.

b. CAUTION: If the can is suspected to have fingerprints, do not use a plastic bag. Package it in the following manner (which is Instruction Number 3 of the Federal Bureau of Investigations Handbook of Forensic Services, Evidence Submission, Packaging and Shipping Evidence, located at http://www.fbi.gov/hq/lab/handbook/submissn.htm):

(I) Place nonporous evidence in individual protective coverings such as thick transparent envelopes or suspend in a container so that there is minimal surface contact.

(II) Place porous evidence in individual protective coverings such as paper envelopes. Stabilize the evidence to avoid movement or friction during shipment according to Florida Department of Law Enforcement or Federal Bureau of Investigations procedures.

c. The packaging in b.(I) and b.(II) above # will not be appropriate for ignitable liquid analysis.

d. It is the investigator's responsibility to choose the forensic method that would provide the best evidence.

9. through 12. No change.

(b) No change.

(4) The following are requirements for transportation of evidence to the laboratory:

(a) through (b) No change.

(c) Courier. A completed evidence submission form must accompany the evidence. Only ~~certified~~ carrier services which provide for positive tracking or a return receipt should be used (example: United Parcel Services, Federal Express, Purolator, United States Postal Service, Airborne). Evidence must be traceable through the carrier such as having a certified or registered mail receipt number or a similar means of positively tracking the parcel.

(d) 1. The Evidence Submission Form. By completely and properly filling out the submission form, Form DI4-1096, Revised 10/02, which is hereby adopted and incorporated by reference, the investigator is documenting all the information necessary for the laboratory to track and process the case. Form DI4-1096 also provides a chain of custody for the evidence's receipt and return. This laboratory uses a computerized laboratory information management system. Because of this, there are certain items of information that are required to properly log the case. The following information is provided with respect to the evidence form. Please refer to Form DI4-1096.

2. Form DI4-1096 may be obtained by writing to the Arson Laboratory at 38 Academy Drive, Havana, Florida 32333.

(4) through (5) No change.

(6) Public Records.

Notwithstanding any other provision of this rule, any evidence referred to in this rule which constitutes a public record as defined in Section 119.011(1), Florida Statutes, shall be maintained in accordance with the retention schedule of the Department of ~~Financial Services Insurance~~, which has been submitted to the Department of State for review and approval, and which has been reviewed and approved by the Department of State, all pursuant to Section 257.36(6), Florida Statutes, and Rules 1B-24.001 and 1B-24.003, Florida Administrative Code.

Specific Authority 633.01(1) FS. Law Implemented 633.03, ~~633.111~~ 633.044 FS. History--New _____.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:
12C-1.051 Forms

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed amendments to Rule 12C-1.051, F.A.C., as published in the January 13, 2003 edition of the Florida Administrative Weekly (Vol. 29, No. 5, pp. 431-434). These

changes are in accordance with s. 120.54(3)(d)1., F.S., and are in response to written comments received by the Department from the Joint Administrative Procedures Committee.

The proposed amendments to paragraph (4)(b), subsection (5), and paragraph (6)(b) of Rule 12C-1.051, F.A.C. (Forms), have been changed so that, when adopted, those paragraphs and that subsection will read:

Form Number	Title	Effective Date
(4)(b) F-1065N	Instructions for Preparing Form F-1065 Florida Partnership Information Return (R. 05/03 01/01)	____ 08/02
(5) F-1120A	Florida Corporate Short Form Income Tax Return (R. 05/03 01/02)	____ 08/02
(6)(b) F-1120N	F-1120 Instructions-Corporate Income/Franchise and Emergency Excise Tax Return for taxable years beginning on or after January 1, 2002 2001 (R. 05/03 01/02)	____ 08/02

The following provision of Form F-1065N (Instructions for Preparing Form F-1065 Florida Partnership Information Return) has been revised, so that, when adopted, that provision will read:

Extension of Time for Filing

An extension of time to file Form F-1065 may be granted. An application must be made prior to the date the F-1065 return is due. Use *Florida Tentative Income/Franchise and/or Emergency Excise Tax Return and Application for Extension of Time to File Return* (Form F-7004).

If federal Form 8736 was filed for federal tax purposes, an extension will be automatically approved if the Florida Form F-7004 is filed with the Department on or before the original due date of the return. A copy of federal Form 8736 and Form F-7004 must be attached to Form F-1065 when it is filed.

An extension for Florida tax purposes may be granted, even though no federal extension was granted, if good cause for an extension is shown when Form F-7004 is filed. For additional information, see Internal Revenue Service Announcements 60-90 and 63-113.

Extensions are valid for six months. Only one extension is permitted.

The following provision of Form F-1120A (Florida Corporate Short Form Income Tax Return) has been revised, so that, when adopted, that provision will read:

Extension of Time to File

To apply for an extension of time for filing Florida Form F-1120A, detach and complete Florida Form F-7004, *Florida Tentative Income/Franchise and/or Emergency Excise Tax Return and Application for Extension of Time to File Return*. A copy of the federal extension will not extend the time for filing

the Florida return. Florida Form F-7004 must be filed to extend the time to file. An extension for Florida tax purposes may be granted, even though no federal extension was granted, if good cause for an extension is shown. For additional information, see Internal Revenue Service Announcements 60-90 and 63-113.

Florida Form F-7004, along with payment of all the tax due (tentative tax), must be filed on or before the original due date of Florida Form F-1120. An extension of time will be void if: 1) payment is not made with the application, or 2) the required payment is underpaid by the greater of \$2,000 or 30 percent of the tax shown on Florida Form F-1120 when filed. Extensions are valid for six months. Only one extension is permitted per tax year.

The following provision of Form F-1120N (F-1120 Instructions-Corporate Income/Franchise and Emergency Excise Tax Return for taxable years beginning on or after January 1, 2002) has been revised, so that, when adopted, that provision will read:

Extension of Time to File

To apply for an extension of time for filing Florida Form F-1120, complete Florida Form F-7004, *Florida Tentative Income/Franchise and/or Emergency Excise Tax Return and Application for Extension of Time to File Return*. Florida Form F-7004 with instructions is included in the Florida Form F-1120 package.

A copy of the federal extension alone will not extend the time for filing the Florida return. Florida Form F-7004 must be filed to extend the time to file. An extension for Florida tax purposes may be granted, even though no federal extension was granted, if good cause for an extension is shown. For additional information, see Internal Revenue Service Announcements 60-90 and 63-113.

Florida Form F-7004, along with payment of all the tax due (tentative tax), must be filed on or before the original due date of Florida Form F-1120. An extension of time will be void if: 1) payment is not made with the application, or 2) the required payment is underpaid by the greater of \$2,000 or 30 percent of the tax shown on Florida Form F-1120 when filed. Extensions are valid for six months. Only one extension is permitted per tax year.

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NO.: 12E-1.022 RULE TITLE: Overpayment Recovery

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to this proposed rule, as published in the Florida Administrative Weekly on January 17, 2003, Vol. 29, No. 3, pp. 186-187. These changes are in response to comments received from the Joint Administrative Procedures Committee, in accordance with s. 120.54(3)(d)1., F.S.

Paragraph (e) of subsection (4) of the proposed rule has been changed by replacing the word “may” by the word “shall.” When adopted, paragraph (4)(e) will read:

(e) That if an overpayment is established when the reconsideration process is concluded, and the obligee does not repay the overpayment, sign a repayment agreement, or respond to the department in writing, the department shall attempt to recover the overpayment by withholding future collections or by pursuing other collection actions or legal remedies to recover the overpayment from the obligee; and

Subparagraph 4. of paragraph (a) of subsection (5) of the proposed rule has been changed by replacing the word “may” by the word “shall.” When adopted, subparagraph (5)(a)4. will read:

4. That if an overpayment is established when the reconsideration process is concluded, and the obligee does not repay the overpayment, sign a repayment agreement, or respond to the department in writing, the department shall attempt to recover the overpayment by withholding future collections or by pursuing other collection actions or legal remedies to recover the overpayment from the obligee; and

Subparagraph 4. of paragraph (c) of subsection (5) of the proposed rule has been changed by replacing the word “may” by the word “shall.” When adopted, subparagraph (5)(c)4. will read:

4. That the department shall pursue other collection actions or legal remedies to recover the overpayment from the obligee.

Subsection (9) of the proposed rule has been changed by replacing the reference to “42 United States Code, Section 657” by a reference to “Section 409.2558(1), Florida Statutes.” When adopted, subsection (9) will read:

(9) Amounts withheld from future collections received by the department that would otherwise be disbursed to the obligee shall be applied toward the overpayment until it has been repaid. The remaining amount of each collection will be disbursed as required by Section 409.2558(1), Florida Statutes. Subsection (10) of the proposed rule has been removed.

In addition to the above changes to proposed Rule 12E-1.022, F.A.C., that have been made in response to comments received from the Joint Administrative Procedures Committee, a technical change has been made to subsection (6) of the proposed rule by adding the word “form” in two places. When adopted, subsection (6) will read:

(6) The department shall provide a repayment agreement form with each written notice of overpayment that is sent to the obligee. The obligee may use the repayment agreement form to respond to the department in writing.

Notice is hereby given that the notice of proposed rulemaking that was published in the Florida Administrative Weekly on January 17, 2003, Vol. 29, No. 3, pp. 186-187, inadvertently omitted certain information about promulgation of the proposed amendments to this rule that subparagraph

120.54(3)(a)1., Florida Statutes, requires to be included in the notice and that Rule 1S-1.003(4), F.A.C., requires to be in a specified format in the notice. The required information that was omitted is as follows:

NAME OF PERSON ORIGINATING PROPOSED RULE:
Lynn D. Chang, Government Analyst II, Department of Revenue, P. O. Box 8030, Tallahassee, FL 32314-8030, (850)922-9573

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Mato, Chief Counsel, Child Support Enforcement Program Legal Section, Department of Revenue, P. O. Box 8030, Tallahassee, FL 32314-8030, (850)414-9966

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 3, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: These proposed rules were noticed for a Rule Development Workshop in the Florida Administrative Weekly on October 25, 2002 (Vol. 28, No. 43, pp. 4590-4592). The workshop was held on November 12, 2002. No comments were received at the workshop and the department received no written comments on the proposed rule amendments.

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 NOS.: 18-21.003, 18-21.004, 18-21.0051, 18-21.009, 18-21.010, 18-21.011
RULE TITLES: Definitions, Management Policies, Standards, and Criteria, Delegation of Authority, Applications for Public Easement, Applications for Private Easement, Payments and Fees

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as published in Vol. 29, No. 1, January 3, 2003, Florida Administrative Weekly, and noticed in the Department's official notice Internet site at www.dep.state.fl.us under the link "official Notices," has been withdrawn. A corrective notice was published in Vol. 29, No. 5, January 31, 2003, Florida Administrative Weekly and on the Department's notice site.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-501.401
RULE TITLE: Admissible Reading Material

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. 14, (April 4, 2003), issue of the Florida Administrative Weekly:

33-501.401 Admissible Reading Material.

(1) through (13) No change.

(14) Literature Review Committee.

(a) There shall be a literature review committee to act as the final reviewing authority for appeals regarding reading material impounded or rejected pursuant to criteria established in this rule. The committee shall be composed of:

1. Chief of bureau of security operations or designee;

2. Chief of bureau of inmate grievance appeals or designee;

3. Library services administrator or designee;

4. Chief of bureau of classification or designee.

(b) through (24) No change.

Specific Authority 944.09, 944.11 FS. Law Implemented 944.11 FS. History--New 10-8-76, Amended 3-3-81, 9-24-81, Formerly 33-3.12, Amended 6-9-87, 3-11-91, 12-17-91, 3-30-94, 11-2-94, 5-10-98, 10-20-98, Formerly 33-3.012, Amended 3-21-00, 8-10-00, 10-13-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Allen Overstreet

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.725
RULE TITLE: Permissible Items for Visitors

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. 14, (April 4, 2003), issue of the Florida Administrative Weekly:

33-601.725 Permissible Items for Visitors.

(1) Visitors shall be allowed to bring only authorized items listed into any department facility. Entry shall be denied if the visitor attempts to enter the institution or facility while possessing any unauthorized item or any authorized item in more than the approved amounts. Authorized items include:

(a) through (h) No change.

(i) Small unopened package of facial tissues in clear plastic.

(2) No change.

Specific Authority 20.315, 944.09, 944.23 FS. Law Implemented 944.09, 944.23 FS. History--New 11-18-01, Amended 5-27-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
James Upchurch

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-4.091
RULE TITLE: Publications and Agreements
Incorporated by Reference

NOTICE OF CORRECTION

Notice is hereby given that the Summary included in the Notice of Proposed Rulemaking published in the Florida Administrative Weekly, Vol. 29, No. 18 on May 2, 2003 is corrected to read as follows:

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: 59C-1.045
RULE TITLE: Long-Term Care Hospital Beds

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule, as noticed in Vol. 29, No. 7, Florida Administrative Weekly, February 14, 2003, has been withdrawn.

The proposed rule would have established criteria to be used in review of certificate of need (CON) applications to establish or expand a long-term care hospital. A Notice of Proposed Rulemaking incorporating changes from the withdrawn rule is expected to appear elsewhere in this edition of the F.A.W.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: 61G10-18.001
RULE TITLE: Continuing Education Credit Requirements

NOTICE OF CHANGE

Notice is hereby gives notice that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 28, No.18, May 3, 2002, issue of the Florida Administrative Weekly and amended in the Vol. 29, No. 8, February 21, 2003, issue of the Florida Administrative Weekly. These changes are in response to comments from the Joint Administrative Procedures Committee and from comments made at the Board meeting held on April 25, 2003.

The changes are as follows:

1. Proposed subsection (1) shall place the phrase “who have held a license for more than 24 months and” between the words “Licensees” and “whose.”

2. Proposed subsection (1)(c)1. The sentence “The completion of courses in landscape architecture subjects at universities and colleges shall be accredited by an accrediting agency that is recognized by the United States Office or Department of Education, including accredited junior and community college programs” shall be replaced with the sentence “Courses in landscape architecture subjects can be taken only at universities and colleges which are accredited by an accrediting agency that is recognized by the United States Department of Education, including accredited junior and community college programs.”

3. Proposed subsection (1)(c)2. The sentence “The number of hours of credit shall be consistent with Rule 61G10-18.003, F.A.C.” shall be replaced with the phrase “providing the courses shall be consistent with Rule 61G10-18.003, F.A.C.” which shall be added to the immediately preceding sentence of the subsection.

4. Proposed subsection (3) the phrase “12 or more months” shall be replaced with “12 to 24 months.”

5. Proposed subsection (3)(a) the phrase “or by complying with subsection (5)” shall be placed directly after the phrase “Florida Statutes.”

6. Proposed subsection (5) shall be deleted in its entirety.

7. Proposed subsection (6) through (7) shall be renumbered (5) through (6).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Florida Board of Landscape Architecture, 1940 North Monroe Street, Northwood Centre, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.: 61G14-17.004
RULE TITLE: Guidelines for the Disposition of Disciplinary Cases

NOTICE OF CHANGE

Notice is hereby gives notice changes to the proposed rule, published in Vol. 28, No. 45, of the November 8, 2002, issue of the Florida Administrative Weekly have been made in accordance with subparagraph 120.54(3)(d)1., F.S. The changes, approved April 25, 2003, are in response to concerns from the Joint Administrative Procedures Committee.

The changes are as follows:

1. Proposed Subsection (5) shall be deleted in its entirety.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Pilot Commissioners, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.: RULE TITLE:
61G14-20.001 Deputy Pilots' and State Pilots' Physical and Mental Capabilities

NOTICE OF CHANGE

Notice is hereby given that changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 29, No. 12, of the March 21, 2003, issue of the Florida Administrative Weekly. The changes are in response to concerns from the Joint Administrative Procedures Committee.

The changes shall be as follows:

2. Subsection (2)(c)2. will read as follows:

2. An original or true copy of form Dept. of Trans., USCG, CG-719K (Rev. 1/02) entitled "Merchant Marine Personnel Physical Examination Report," which form is incorporated herein by reference and can be obtained by contacting the Board office at 1940 North Monroe Street, Tallahassee, Florida 32399-0773. The form shall bear a date no later than thirteen months after the date appearing on the copy of such form most recently submitted; and

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

RULE CHAPTER NO.: RULE CHAPTER TITLE:
62S-4 Coastal Management Program Grants

NOTICE OF CORRECTION

Proposed amendments to rule titles and proposed new rules were inadvertently omitted from the "Rule Titles" and "Rule Nos." sections of the Notice of Proposed Rulemaking, Docket No. 03-01R (Rule Chapter Title Coastal Management Program Grants), published on the Internet at the Department of Environmental Protection's home page on April 25, 2003.

Those sections of the Notice of Proposed Rulemaking should read as follows:

RULE TITLES:	RULE NOS.:
Definitions	62S-4.001
Application Procedures for Coastal Partnership Initiative Grants	62S-4.004
Application Procedures for Coastal Management Grants to State Agencies and Water Management Districts	62S-4.0045
Eligibility for Funding of Coastal Partnership Initiative Grants Preliminary Approval	62S-4.005
Eligibility for Funding of Coastal Management Grants to State Agencies and Water Management Districts	62S-4.0055
Review Procedures and Criteria	62S-4.007

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NOS.:	RULE TITLES:
64F-12.001	General Regulations; Definitions
64F-12.012	Records of Drugs, Cosmetic, and Devices

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 29, No. 10, on March 7, 2003, issue of the Florida Administrative Weekly. The changes are in response to written comments received from staff of the Joint Administrative Procedures Commission and comments received from industry related to the required statements in the proposed rule for the wholesale distribution of specified drugs. Paragraph (2)(b) of Rule 64F-12.001, F.A.C., shall now read as follows:

64F-12.001 General Regulations; Definitions.

(2) In addition to definitions contained in Sections 499.003, 499.012(1), 499.0122(1), 499.028(1), and 499.61, F.S., the following definitions apply to rule Chapter 64F-12, F.A.C.:

(b) "Affiliated group" – means the definition set forth in Section 1504 of the Internal Revenue Code, (as of April 24, 2003) which is incorporated by reference.

Specific Authority 499.05, 499.61, 499.701 FS. Law Implemented 499.003, 499.004, 499.005, 499.0054, 499.0057, 499.006, 499.007, 499.008, 499.009, 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.015, 499.023, 499.024, 499.025, 499.028, 499.03, 499.033, 499.035, 499.039, 499.041, 499.05, 499.051, 499.052, 499.06, 499.066, 499.067, 499.069, 499.61, 499.62, 499.63, 499.64, 499.65, 499.66, 499.67, 499.71, 499.75 FS. History—New 1-1-77, Amended 12-12-82, 1-30-85, Formerly 10D-45.31, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.031, Amended 1-26-99, 4-18-01, _____.

Paragraph (3) of Rule 64F-12.012, F.A.C., shall now read as follows:

64F-12.012 Records of Drugs, Cosmetics and Devices.

(3)(a) For drugs other than specified drugs, the pedigree papers required by Section 499.0121(6)(d), F.S., must include either the proprietary name or the generic name with the name of the manufacturer (manufacturer, distributor or relabeler) or distributor reflected on the label of the product; dosage form; strength; container size; quantity by lot number; the name and address of each owner of the prescription drug; the name and address of each location from which it was shipped if different from the owner's; and the transaction dates. A copy of the pedigree paper must be maintained by each recipient.

(b) Effective 60 days after the effective date of this paragraph (b), for a specified drug:

1. Any person who distributes a specified drug that it did not manufacture must provide to each purchaser and recipient that is a wholesale distributor either the statement set forth in a. or a pedigree paper as set forth in b. as follows:

a. Upon the wholesale distribution of a prescription drug that was purchased directly from the manufacturer by the establishment or a member of the establishment's affiliated group as an authorized distributor of record that has an ongoing relationship with the manufacturer as defined in subparagraph 64F-12.001(2)(j)2., F.A.C., a statement on the invoice or transfer document as follows:

i. If the establishment is not a member of an affiliated group: "This establishment purchased the specific unit of the specified drug directly from the manufacturer as an authorized distributor of record." or

ii. If the establishment is a member of an affiliated group: "This establishment or a member of my affiliated group purchased the specific unit of the specified drug directly from the manufacturer as an authorized distributor of record." or

b. Before the wholesale distribution of a specific unit of a prescription drug that was not purchased by the establishment or a member of its affiliated group directly from the manufacturer and is therefore not an authorized distributor of record with an ongoing relationship with the manufacturer as defined in subparagraph 64F-12.001(2)(j)2., F.A.C., a written statement ("pedigree paper") identifying each previous wholesale distribution of that unit of the specified drug back to the manufacturer.

2. The pedigree paper must include either the proprietary name or the generic name with the name of the manufacturer (manufacturer, distributor or relabeler); dosage form; strength; container size; quantity by lot number; the name and address of each prior owner of the prescription drug, consistent with (b)1.a. or (b)1.b., above; the name and address of each location from which it was shipped if different from the owner's; and the transaction dates for all distributions subsequent to the distribution by the wholesaler, or its affiliated group member that purchased that unit of the prescription drug from the manufacturer. The pedigree paper must clearly identify the invoice to which it relates. A copy of the pedigree paper must be maintained by each recipient.

(c) A repackager must comply with this subsection.

(d) If a separate document from the invoice is used to transmit the statement in (b)1.a. above, that document must clearly identify the invoice to which it relates.

(e) A wholesale distributor may use one invoice to distribute prescription drugs, some of which are subject to subparagraph (b)1.a. and some of which are subject to (b)1.b.; however, the line items on the invoice must be coded in such a manner to distinguish whether (b)1.a. or (b)1.b. applies. Similarly, the individual units of the prescription drugs must be identified in such a manner to distinguish whether (b)1.a. or (b)1.b. applies to each unit.

Specific Authority 499.05, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.052 FS. Law Implemented 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.05, 499.051, 499.052 FS. History—New 1-1-77, Amended 12-12-82, 7-8-84, 1-30-85, Formerly 10D-45.53, Amended 11-26-86, 2-7-93, 7-1-96, Formerly 10D-45.053, Amended 1-26-99, 4-18-01, _____.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER NO.: 68B-24
 RULE CHAPTER TITLE: Pompano, African Pompano, and Permit

RULE NO.: 68B-24.0055
 RULE TITLE: Commercial Requirements

NOTICE OF CHANGE

The Fish and Wildlife Conservation Commission announces that the proposed amendment of Rule 68B-24.0055, F.A.C., as published in the April 25, 2003 issue of the Florida Administrative Weekly inadvertently omitted a subsection regarding daily harvest and possession limits applicable to persons commercially harvesting spiny lobster by diving. The proposed amendment of the rule will now read 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)), 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)(a) For the season 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 beginning August 6 and continuing through August 31 and 200 spiny lobster per day beginning September 1 and continuing through the remainder of the 2003-2004 season. 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 limits in paragraph (a) shall apply to persons possessing a valid commercial diver permit issued pursuant to subsection (2).

(c) No more than the applicable harvest and possession limit of spiny lobster shall be possessed aboard or landed from any vessel regardless of the number of commercial harvesters on board harvesting pursuant to this subsection.

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

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on April 24, 2003, the Board of Physical Therapy Practice filed an Order disposing of a Petition for Waiver from paragraph 64B17-3.001(4)(h), Florida Administrative Code, filed by Georgious Adamopoulos. Paragraph 64B17-3.001(4)(h), Florida Administrative Code, requires that the credentialing agency for foreign educated applicants only use original documentation provided by the educational institution. The petition was filed with the Board on March 21, 2003, and was noticed in the Florida Administrative Weekly on April 4, 2003. No public comments were received.

The Order provides in summary that the underlying purposes of the statute will be achieved by the use of available documentation because it is impossible to obtain original documentation from an institution no longer in existence.

Accordingly, the petition for waiver from paragraph 64B17-3.001(4)(h), Florida Administrative Code, has been GRANTED.

A copy of the Order may be obtained from: Amy Carraway, Deputy Agency Clerk, Department of Health, Division of Medical Quality Assurance, Bin #C01, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3251, (850)245-4121.

**Section VI
Notices of Meetings, Workshops and Public
Hearings**

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Financial Services Commission
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Department of Education
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: May 28, 2003, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including

licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation And Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF LEGAL AFFAIRS

The Resources Committee of the Florida **Commission on the Status of Women** will hold a telephone conference

DATE AND TIME: Wednesday, May 21, 2003, 10:00 a.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Friends of Florida State Forests**, Inc. announces the following Board Meeting.

DATE AND TIME: Thursday, May 22, 2003, 8:00 a.m. – 12:00 p.m.

PLACE: Florida Center for Wildfire and Forest Resources Mgt Training, 11 miles north of Brooksville on US 41, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the business of the Corporation.

A copy of agenda is available by contacting: Norm Heintz, FFSF Coord., 3125 Conner Blvd., Tallahassee, FL 32399-1650, (850)414-9957.

The Florida **Department of Agriculture and Consumer Services** announces a regular business meeting of the Florida Coordinating Council on Mosquito Control to which all persons are invited.

DATE AND TIME: May 22, 2003, 9:00 a.m. – 11:00 a.m.

PLACE: Indian River Research & Education Center, Florida Medical Entomology Lab, Vero Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

AGENDA: Welcome and Introductions; Approval of Minutes from Previous Meeting; General Comments and Business Items, to include: Fenthion update, Report from Texas calibration trip, Presentation by Florida Conflict Resolution Contortion (Jeff Blair), Aerial use of permethrin, Resistance report from Dr. Jack Peterson, Aerial Test Data (Bill Opp or Mark Latham), Discussion/Recommendations; Report from the Subcommittee on pre-emptive aerial adulticiding report; SOMM report; Other items to be announced.

Questions and comments may be directed to: T. Wayne Gale, Chairman, (850)922-6877 or email galet@doac.state.fl.us.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Pesticide Review Council to which all person are invited.

DATE AND TIME: May 22, 2003, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Division of Plant Industry Auditorium, 1911 Southwest 34th Street, Gainesville, Florida 32608-1201

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular meeting of the Council during which there will be a review of pertinent pesticide issues impacting on human health and environment.

Copy of agenda may be obtained by contacting: Bureau of Pesticide, 3125 Conner Boulevard, Mail Station L-29, Tallahassee, Florida 32399-1650.

Please contact Ms. Donna C. Hartsfield, (850)487-0532, if you have any questions.

NOTICE OF CHANGE – The Florida **Department of Agriculture and Consumer Services** announces a time change to the Notice of Public Meeting of the Seed Technical Council, to which all persons are invited, that was advertised in Vol. 29 No. 18 on May 2, 2003 of the FAW. The new time, date and place:

DATE AND TIME: June 19, 2003, 2:00 p.m.

PLACE: Don CeSar Beach Resort and Spa, 3400 Gulf Boulevard, St. Petersburg Beach, FL 33706, (727)360-1881

GENERAL SUBJECT MATTER TO BE CONSIDERED: 71st Annual Membership Convention and Seminar and Seed Technical Council Meeting.

You may contact Mr. Dale Dubberly, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8 L-29, Tallahassee, Florida 32399-1650, (850)488-8731.

If special accommodations are needed to attend this meeting because of a disability, please call Dale Dubberly as soon as possible.

The Florida **Department of Agriculture and Consumer Services, Division of Food Safety** will conduct a public meeting of the Florida Food Safety Task Force at the time, date and place shown below:

DATE AND TIME: June 4, 2003, 10:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Conner Complex, George Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, FL, (850)488-0295

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of state and federal food safety and food security issues, discussion of ethnic foods, FEMA perspective on food security, updates from state food safety regulatory agencies.

THE PERSON TO BE CONTACTED REGARDING THE MEETING IS: Dr. Marion Fuller, Director, Division of Food Safety, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-0295.

An agenda of the meeting is available at no charge from the contact person listed above.

DEPARTMENT OF EDUCATION

The public is invited to a meeting of the State **Board of Education**.

DATE AND TIME: May 20, 2003, 10:00 a.m. – 5:00 p.m.

PLACE: LL-03, Cabinet Meeting Room, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of Meeting held April 15, 2003: Commissioner's Report, including updates on Just Read, Florida!, the status of the Budget and other legislative issues; Consideration of: Amended Rule 6A-3.0141, F.A.C., Employment of School Bus Drivers; Amended Rule 6A-14.057, F.A.C., Student Activities; and Repeal of Rules 6A-4.028, F.A.C., Specialization

Requirements for Certification in Physical Education (Grades K-8) and Physical Education (Grades 6-12) – Academic Class; 6A-4.0323, F.A.C., Specialization Requirements for Certification in Science (Grades 6-12) – Academic Class; and Rule 6A-4.0332, F.A.C., Specialization Requirements for Certification in Social Science (Grades 6-12) and Separate Areas of Social Science (Grades 6-12) – Academic Class; Delegation of Authority to the Chancellor, Division of Community Colleges; Approval of site designation of Southeast Center in Orange County, Valencia Community College; Approval of site designation for Green Industries Institute Special Purpose Center in Jefferson County, North Florida Community College; University Transition from State Accounting System (FLAIR) to individual University Accounting Systems requiring State Board of Education Approval, FGCU, FAU, NCF, UCF and USF; Budget Guidelines for 2004-2005; Appointments and Charge for Advisory Council on Educational Facilities and for Advisory Council on Universal Prekindergarten Education; and other matters pertaining to the State Board of Education.

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)201-7390 (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: Wednesday, May 21, 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 TDD via TDD No. (561)297-2130.

The **Florida Atlantic University**, Florida's Art in State Buildings Program announces the following public meeting, to which all persons are invited:

DATE AND TIME: May 30, 2003, 10:00 a.m. – 11:00 a.m.

PLACE: Florida Atlantic University, Florida's Art in State Buildings Program, MacArthur Campus at Jupiter, 5353 Parkside Drive, MAC #222, Jupiter, FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold an Orientation Meeting regarding Florida's Art in State Buildings Program for BR-691 Hibbel Museum.

COMMITTEE: Art Selection Committee

For more information or to obtain a copy of the agenda, please contact: Patty Singer, Program Administrator, Florida's Art in State Buildings Program, Florida Atlantic University, 777 Glades Road, AD Bldg., Room 392, Boca Raton, Florida 33431, (561)297-1064, (561)297-2539.

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 Florida's Art in State Buildings Program.

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 Patty Singer, (561)297-1064, (561)297-2539. If you are hearing or speech impaired, please contact the agency by calling TT 1(800)955-8770.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs, Division of Emergency Management** announces a two-day meeting for the State of Florida Hazard Mitigation Plan Advisory Team (SHMPAT).

DATES AND TIME: Wednesday, May 21, 2003; Thursday, May 22, 2003, 8:30 a.m. – 4:00 p.m.

PLACE: Kelly Training Center, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 (on the 3rd floor of the Sadowski Building)

GENERAL SUBJECT MATTER TO BE CONSIDERED: A facilitated session for state and federal agencies, non-profit organizations, and interested groups that have a stake in: 1) Participating to the development of long-term state hazard mitigation strategy; 2) Contributing to the formulation of the state hazard mitigation plan as required by federal law (DMA2K: the Disaster Mitigation Act of 2000); 3) Identifying policies, plans, and programs that pertain to hazard mitigation (initiatives that help reduce the long-term risk to human life and property from natural and technological hazards); 4)

Establishing working groups to further the goals and objectives of the state mitigation strategy; 5) Participate in the process of identifying the state critical facilities.

Meeting agenda for forthcoming and previous meetings can be found at: <http://www.dca.state.fl.us/brm/State-Mitigation-Strategy/State-Mitigation-Strategy.htm>.

For further information please contact: Dr. Arthur Oyola-Yemaiel, (850)413-1422, e-mail: arhur.oyola-yemaiel@dca.state.fl.us.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public meeting of the Property Tax Administration Task Force to which all interested persons are invited.

DATE AND TIME: Wednesday, May 21, 2003, 10:00 a.m.

PLACE: 5050 W. Tennessee St., Building C, Rooms D and E, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the fourteenth meeting of the Property Tax Administration Task Force. This is the ninth meeting of the Task Force as authorized by Chapter 2001-137, L.O.F. The Task Force will consider proposed enhancements to the tax roll evaluation process, value adjustment board process, tangible personal property evaluation, and other administrative and legislative issues. During this meeting the Task Force will form temporarily into work groups to work further on issue identification, clarification and consolidation. Work groups will address the Property Tax Administration, including assessments, assessment appeals, TRIM and tax collection, and exemptions.

A copy of the agenda may be obtained by writing: Director, Property Tax Administration Program, P. O. Box 3000, Tallahassee, Florida 32315-3000 or by calling Theda Eaton or Kathy Henley, (850)488-3338 or accessing the Department's web site at <http://sun6.dms.state.fl.us/dor/property/ptaac>.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: In accordance with the American's with Disabilities Act, any person requiring special accommodations to participate in any proceeding before the Property Tax Administration Task Force is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Kathy Henley or Theda Eaton, (850)488-3338. If you are hearing or speech impaired, please contact the Department 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: May 28, 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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of adoption of amendments to Rule 12E-1.022, Florida Administrative Code. Notice of this proposed adoption was published in the Florida Administrative Weekly on January 17, 2003, Vol. 29, No. 3, pp. 186-187. A notice of change appears in the May 9, 2003, edition of the Florida Administrative Weekly.

DEPARTMENT OF TRANSPORTATION

The Florida **Highway Beautification Council** (FHBC) announces a meeting to which all persons are invited.

DATES AND TIMES: Wednesday, May 14, 2003, 1:00 p.m. – 5:00 p.m.; Thursday, May 15, 2003, 9:00 a.m. – 12:00 Noon

PLACE: URS Corporation Office, 7650 West Courtney Campbell Causeway, Tampa, FL 33607-1462, (813)286-1711

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to score and rank eligible Florida Highway Beautification Council Grant Applications submitted on or before the February 1, 2003, application deadline. The FHBC will also conduct general business.

For information please contact: Mr. Jeff Caster, State Transportation Landscape Architect, Florida Department of Transportation, 605 Suwannee Street, MS #37, Tallahassee, Florida 32399-0450, (850)410-5892, jeff.caster@dot.state.fl.us Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jeff Caster, (850)410-5892, prior to the meeting.

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

DATE AND TIME: Thursday, May 29, 2003, 10:00 a.m. – conclusion

PLACE: Hillsborough County Planning Commission Chambers, 601 East Kennedy Boulevard, 2nd Floor, Tampa, 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.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 21, 2003, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blairstone Road, Bldg. C., Third Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made, Chapter 80-150, Laws of Florida (1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)488-3417.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 020010-WS – Application for staff-assisted rate case in Highlands County by The Woodlands of Lake Placid, L.P.

DATES AND TIME: May 28-29, 2003, 9:30 a.m. (Customer testimony will be taken May 28, 2003, 10:00 a.m. and 6:00 p.m.)

PLACE: Sebring Civic Center, 355 W. Center Avenue, Sebring, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the application for increase in water and wastewater rates for The Woodlands of Lake Placid, L.P. in Highlands County and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on May 5, 2003. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive Committee

DATE AND TIME: May 22, 2003, 6:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee.

MEETING: Clearinghouse Committee

DATE AND TIME: May 22, 2003, 6:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee.

MEETING: North Central Florida Regional Planning Council

DATE AND TIME: May 22, 2003, 7:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

PLACE: Holiday Inn Restaurant, I-75 and U.S. 90, Lake City, Florida

Any person deciding to appeal decisions of the Council or its committees with respect to any matter considered at the meetings, may need to make a verbatim record of the proceedings.

A copy of any of these agendas may be obtained by emailing ncfrpc@ncfrpc.org or writing: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653.

Persons with disabilities who need assistance may contact us, (352)955-2200, at least two business days in advance to make appropriate arrangements.

The **Tampa Bay Regional Planning Council** announces the following meetings to which all persons are invited. (Please call to confirm date, time and place)

MEETING: Agency on Bay Management

DATE AND TIME: Monday May 8, 2003, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

MEETING: Executive/Budget Committee

DATE AND TIME: Monday May 12, 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 May 12, 2003, 10:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

MEETING: TBROC Legislative Committee

DATE AND TIME: Monday May 12, 2003, 11:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBROC Legislative Committee.

MEETING: Clearinghouse Review Committee

DATE AND TIME: Monday May 19, 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 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** and **Treasure Coast Regional Planning Council** announce a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 29, 2003, 9:00 p.m. – 6:00 p.m.

PLACE: Hyatt Regency Pier 66, 2301 S. E. 17th Street Causeway, Fort Lauderdale, Florida 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss regional issues impacting South Florida.

A copy of the agenda may be obtained by writing: The South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD), if you require additional information regarding the meeting above. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

METROPOLITAN PLANNING ORGANIZATIONS

The **Metropolitan Planning Organization, Orlando Urban Area** announces the following public meetings of its Governing Board and Executive Committee to which all persons are invited:

DATE AND TIME: Wednesday, May 14, 2003, 9:00 a.m. and 11:00 a.m., respectively

PLACE: Metroplan Orlando, 315 East Robinson Street, Suite 355, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Meetings.

AGENDA/GENERAL SUBJECT MATTER TO BE CONSIDERED: 1) Call to Order; 2) Chairman’s Announcements; 3) Executive Director’s Announcements; 4)

Consent Items; 5) Action Items; 6) Other Business; 7) Executive Director’s Report; 8) Board Member Comments; 9) Public Comments; 10) Adjournment.

A detailed copy of the agenda may also be obtained by contacting Ms. Virginia L. Whittington, (407)481-5672, Ext. 314 or by written request: Metroplan Orlando, 315 East Robinson Street, Suite 355, Orlando, FL 32801.

Section 286.0105, Florida Statutes, states that if a person decides to appeal any decision made by a board, agency, or commission with respect to any matter considered at a meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation at this meeting because of a disability or physical impairment should contact Metroplan Orlando, (407)481-5672, at least 48 hours before the meeting.

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces the following meetings to which all persons are invited:

MEETING: District Lands Committee to discuss District lands issues

DATE AND TIME: May 22, 2003, 10:00 a.m. (CDT)

MEETING: Budget Workshop

DATE AND TIME: May 22, 2003, 10:30 a.m. (CDT)

MEETING: Governing Board Meeting – to consider District business

DATE AND TIME: May 22, 2003, 12:00 Noon (CDT)

MEETING: Public Hearing on Regulatory Matters – to consider regulatory matters

DATE AND TIME: May 22, 2003, 12:15 p.m. (CDT)

MEETING: Public Hearing on Land Acquisition Matters – to consider land acquisition matters

DATE AND TIME: May 22, 2003, 12:30 p.m. (CDT)

PLACE: Pensacola City Hall Council Chambers, 180 Governmental Center, Pensacola, Florida

A copy of the agendas may be obtained by contacting: Carolyn Wise, NFWFMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999.

Appeal from any NFWFMD Board decision requires a record of the proceedings. Although Governing Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceedings is made, including 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 **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATES AND TIME: May 16, 20-22, 27-29, 2003, 9:00 a.m. – completed

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: Governing Board Workshop to discuss, short-list, interview and select District’s Governing Board Counsel.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov/agenda.html>) or (2) by writing: South Florida Water Management District, Mail Stop 6115, P. O. Box 24680, West Palm Beach, FL 33416-4680.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Paula Moree, Deputy District Clerk, Office of District Clerk, District Headquarters, 3301 Gun Club Road, Mail Stop Code, 6115 West Palm Beach, FL 33406, (561)682-6447.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Monday, May 19, 2003, 2:00 p.m.

PLACE: City of Palm Beach Gardens Council Chambers, 10500 N. Military Trail, Palm Beach Gardens, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the Loxahatchee River Management Coordinating Council.

A copy of the agenda may be obtained by writing: South Florida Water Management District, Mail Stop 6880, 210 Atlanta Avenue, Stuart, Florida 34994.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally

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

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Kathy LaMartina, in the Martin/St.Lucie Service Center, 210 Atlanta Avenue, Stuart, FL 34994, (772)223-2600, Ext. 3603.

The **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 parties are invited:

DATE AND TIME: May 21, 2003, 10:00 a.m. – 12:00 Noon

PLACE: South Florida Water Management District Headquarters, B-1 Building, Room 3B, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget and Finance Advisory Commission meeting to discuss SFWMD Budget and finance-related matters.

A copy of the agenda may be obtained by writing: South Florida Water Management District, Mail Stop 6260, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who desire more information or wishing to submit written or physical evidence may contact: Marcie Daniel, District Headquarters, Budget Department, 3301 Gun Club Road, West Palm Beach, Florida 33406, (561)682-6469.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Thursday, May 22, 2003, 9:00 a.m. – 4:00 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: This workshop is to provide an overview of regional conditions and system operations for the prior 6-month period, and

projected conditions and operations of Lake Okeechobee for the next 6-month period. All interested parties are invited to attend.

A copy of the agenda may be obtained at (1) District Website (<http://www.sfwmd.gov/agenda.html>) or (2) by writing: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Paula Moree, Assistant 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: Susan Gray, Ph.D., Lake Okeechobee Division, Northern District Restoration Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4930, West Palm Beach, FL 33406, (561)682-6919.

The **South Florida Water Management District** announces a public meeting(s) to which all interested parties are invited:

DATE AND TIME: May 30, 2003, 9:00 a.m.

PLACE: USDA-ARS-US Horticultural Research Laboratory, 2001 South Rock Road, Ft. Pierce, FL 34945

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Issues Workshop on the Upper East Coast Regional Water Supply Plan Update.

Information regarding the existing Upper East Coast Water Supply Plan can be found at <http://www.sfwmd.gov/org/wsd/wsp/uecwsp.htm>.

A copy of the agenda may be obtained at the District Website seven (7) prior to the meeting at (<http://www.sfwmd.gov/gover/wrac/agenda.html>) or by writing: South Florida Water Management District, Mail Stop 6115, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Paula Moree, Deputy District Clerk, (561)682-6447, at least two business days in advance of the meeting to make appropriate arrangements.

Those who desire more information, please contact: Sharon Fowler, Senior Planner, Water Supply Planning and Development Division (561)682-6155, sfowler@sfwmd.gov; Julio Fanjul, (561)682-2769 or Paula Moree, (561)682-6447, District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33406.

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: May 23, 2003, 9:00 a.m.

PLACE: Collier County Government Center, Commission Chambers, Building F, 3301 East Tamiami Trail, Naples, Florida (The above address shall be the designated access point for public attendance of the meeting)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Basin Business.

A copy of the agenda may be obtained by writing: Ann Christian, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (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.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

NOTICE OF CORRECTION – Notice is hereby given that the following committee meeting was incorrectly listed in the Notice of Meetings, Workshops and Public Hearings published in the Vol. 29, No. 18, May 2, 2003, issue of the Florida Administrative Weekly:

The Florida **Commission for the Transportation Disadvantaged** announces a joint committee meeting of the Finance, Auditing, and Program Performance (FAPP) Committee and the Rate Review Committee to which all persons are invited to participate.

DATE AND TIME: Thursday, May 15, 2003, 9:00 a.m. – completion

PLACE: 2740 Centerview Drive, Rhyne Building, Room 330, Tallahassee, Florida, (850)410-5700 (Conference call – to access call (850)922-7892, Suncom 292-7892 or 1(800)416-4132)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To approve minutes, review the rate structure study, approval of the rural capital equipment grants, status of the alternative provider procedure, review scope of services for the technology and older driver education studies, review the proposed budget for FY 04/05 and conduct regular committee business.

The Florida **Commission for the Transportation Disadvantaged** announces the Ombudsman Committee Meeting, to which all persons are invited.

DATE AND TIME: Friday, May 16, 2003, 10:00 a.m. – 12:00 p.m.

PLACE: MetroPlan Offices, 315 East Robinson Street, Suite 355, Boardroom, Orlando, Florida 32801, (407)481-5672

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a regular business meeting.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact: Jamie Longfellow, Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435.

The meeting is subject to change upon chairperson's request.

The Florida **Commission for the Transportation Disadvantaged** announces a meeting of the ACCESS LYNX Oversight Committee to which all persons are invited to participate.

DATE AND TIME: Friday, May 16, 2003, 1:00 p.m. – completion

PLACE: MetroPlan Offices, 315 East Robinson Street, Suite 355, Boardroom, Orlando, Florida 32801, (407)481-5672

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular committee business.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact: Tiffany McNabb, Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700, 1(800)983-2435 or 1(800)648-6084 (TDD only).

The meeting is subject to change upon chairperson's request.

The Florida **Commission for the Transportation Disadvantaged** announces a Full Commission Meeting via conference call to which all persons are invited.

DATE AND TIME: Thursday, May 29, 10:00 a.m. – completion

PLACE: 2740 Centerview Drive, Rhyne Building, Tallahassee, FL, (850)410-5700 (Conference call – to access call (850)922-2903 or Suncom 292-2903)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the quarterly business meeting.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact: Tiffany McNabb, Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435.

The meeting is subject to change upon chairperson's request.

REGIONAL UTILITY AUTHORITIES

The **Withlacoochee Regional Water Supply Authority** announces that the Authority will hold its May 2003 monthly board meeting as scheduled. This is a public meeting to which all persons are invited:

DATE AND TIME: May 21, 2003, 4:30 p.m.

PLACE: Sumter County Courthouse, Commission Meeting Room 222, 209 N. Florida Street, Bushnell, Florida 33513

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular business of the Authority.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Water Supply Authority, P. O. Drawer 190, Tallahassee, Florida 32302.

Although these board meetings are normally recorded, affected persons are advised that it may be necessary for them to make their own arrangements if a verbatim record of the meeting is needed, including testimony and evidence upon which any appeal is to be based.

DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs** announces a public hearing to which all persons are invited.

DATE AND TIME: May 23, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Department of Elder Affairs, Room 225F, 4040 Esplanade Way, Tallahassee, FL 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Advisory Council for the Office of Long-Term Care Policy to discuss the state of long-term care in Florida and methods for improvement.

To obtain a copy of the agenda, please contact: Jennifer Sindt, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2091, e-mail: Sindtj@elderaffairs.org.

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 department at

least 48 hours before the meeting by contacting Jennifer Sindt, (850)414-2091. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

The **Northeast Florida Area Agency on Aging (PSA4)** announces a Budget/Finance Committee meeting, and a Board of Directors meeting to which all persons are invited:

DATE AND TIMES: May 21, 2003, 1:00 p.m. – Budget and Finance Committee; 2:30 p.m. – Board of Directors Meeting

PLACE: Wolfe Conference Room of Flagler Hospital, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business Voting on Committee Recommendations Funding Distribution

A copy of the agenda may be obtained by contacting: The Northeast Florida Area Agency on Aging, Inc., 4401 Wesconnett Blvd., 2nd Floor, Jacksonville, FL 32210, (904)777-2106

The **Florida Alzheimer’s Center and Research Institute** announces a Symposium on Recent Advancements in Alzheimer’s Disease Research to which all persons are invited.

DATES AND TIMES: Thursday, May 22, 2003, 8:00 a.m. – 5:00 p.m.; Friday, May 23, 2003, 8:00 a.m. – 12:00 p.m.

PLACE: Embassy Suites Tampa, USF, 3705 Spectrum Blvd., Tampa, FL 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss recent advancements in Alzheimer’s disease research, including recommendations for the building and design of the Institute facilities.

A copy of the agenda may be obtained in writing by contacting: Linda Sanchez, de la Parte & Gilbert, P.A., 101 East Kennedy Boulevard, Suite 3400, Tampa, Florida 33602.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a teleconference meeting of the Comprehensive Health Information System Advisory Council to which all interested parties are invited.

DATE AND TIME: Wednesday, June 4, 2003, 10:00 a.m.

PLACE: Anyone interested in participating may telephone (850)488-5778 or Suncom 278-5778

GENERAL SUBJECT MATTER TO BE CONSIDERED: To study and make recommendations on the collection, analysis and dissemination of health care data.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Carolyn H. Turner, (850)922-5861, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403.

NOTICE OF RESCHEDULING – The **Prescribing Pattern Review Panel Committee** meeting previously scheduled for May 3, 2003 has been rescheduled as follows:

DATE AND TIME: June 7, 2003, 9:30 a.m. – 2:00 p.m.

PLACE: Tampa Airport Marriott, Tampa, FL

DEPARTMENT OF MANAGEMENT SERVICES

The **Workforce Florida**, Board of Directors announces a meeting of the Board in which all persons are invited to participate:

DATE AND TIME: Thursday, May 22, 2003, 9:30 a.m. – 3:30 p.m. (EDT)

PLACE: Embassy Suites Hotel, Downtown, 191 E. Pine Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues of Workforce Florida, Inc.

Those individuals wishing to participate in this meeting at the date, time and place listed above are advised that this location is accessible to those individuals with a disability or physical impairment.

If you need additional information, please contact: Peggy Dransfield, Workforce Florida, Inc., (850)921-1119.

The **Florida Partnership for School Readiness** announces a public hearing to which all persons are invited:

DATE AND TIME: May 28, 2003, 3:00 p.m. – completion

PLACE: The Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Child Care Development Fund’s (CCDF) State Plan for 2003-2005 Workgroup in having a public hearing to allow the public the opportunity to comment on the provision of child care services under the Plan.

A copy of the agenda may be obtained by calling or e-mailing: Sylvie Shinkle, (850)922-4299 or sylvie.shinkle@schoolreadiness.org

The State of Florida **Retirement Commission** announces public hearings to which all persons are invited.

DATES AND TIME: May 19-28, 2003, 8:30 a.m.

PLACE: Adam’s Mark Orlando, 1500 Sand Lake Road, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the Agenda may be obtained by writing: State Retirement Commission, Department of Management Services, 4050 Esplanade Way, Suite 260, Tallahassee, Florida 32399-0950, (850)487-2410.

A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based.

Persons requiring accommodation because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Division of Hotels and Restaurants** announces a meeting of the Hotels and Restaurants Advisory Council to which all persons are invited:

DATE AND TIME: May 21, 2003, 9:00 a.m. – 1:00 p.m.

PLACE: The Board Room, Florida Hotel and Motel Association, 200 West College Avenue, Tallahassee, FL 32301
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Routine meeting of the Hotels and Restaurants Advisory Council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the meeting by contacting: Lee M. Cornman, Management Review Specialist, (850)488-9263. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by contacting: Lee Cornman, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, (850)488-9263.

THE PERSON TO BE CONTACTED REGARDING THE PUBLIC MEETING IS: Lee M. Cornman, Management Review Specialist, Department of Business and Professional Regulation, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1012, (850)488-9263, The Johns Building, 725 South Bronough Street, Tallahassee, FL.

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies**, announces an official telephone conference call general business meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 21, 2003, 10:00 a.m. or shortly thereafter

PLACE: Meet Me Telephone Number – (850)414-6477 or 994-6477 (Suncom)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting of the Board.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, (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 48 hours before the meeting by contacting the Board office, (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 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, 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 will include the testimony and evidence upon which the appeal is based.

For further information, contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Landscape Architecture** announces the following meeting, to be held by telephone conference call, to which all persons are invited to attend.

DATE AND TIME: May 20, 2003, 9:00 a.m.

PLACE: Telephone – (850)488-8295 or Suncom 278-8295

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Landscape Architecture, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office, (850)487-8304, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the Florida **Real Estate Appraisal Board** announces a meeting to which all interested persons are invited. Portions of the probable cause proceedings are not open to the public.

DATE AND TIME: June 2, 2003, 1:00 p.m. or the soonest thereafter

PLACE: Suite 901, North Tower, Ninth Floor, 400 West Robinson Street, Orlando, Florida

Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)481-5632 (between the hours of 9:00 a.m. – 4:00 p.m.), at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Real Estate Appraisal Board** (FREAB) announces a meeting to which all persons are invited.

DATE AND TIME: June 3, 2003, 8:30 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions and general subject matter.

If a person decides to appeal a decision made by the Board, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)481-5632, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Orlando, Florida 32801-1772.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

A Public hearing of the **Acquisition and Restoration Council**, established pursuant to s. 259.035, F.S., are scheduled to take public testimony on all projects and new proposals.

DATE AND TIME: May 28, 2003, 6:00 p.m.

PLACE: County Administration Building, 12 S. E. 1st Street, Room 209, Gainesville, FL 32602

DATE AND TIME: May 29, 2003, 6:00 p.m.

PLACE: County Commission Chambers, Main Government Complex, 3301 East Tamiami Trail, Building F, Naples, FL 34112

For further information please contact: Office of Environmental Services, (850)245-2784.

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 button titled "Official Notices."

DEPARTMENT OF HEALTH

The **Department of Health**, Bureau of Emergency Medical Services announces a public meeting to which all persons are invited.

DATE AND TIME: May 20, 2003, 9:30 a.m. – 10:30 a.m.

PLACE: Conference Call Number 1(800)647-7427

GENERAL SUBJECT MATTER TO BE CONSIDERED: A subcommittee (Trauma Agency/Trauma System Evaluation Subcommittee), appointed by the State Trauma System Plan Implementation Committee, is holding a meeting to assist the Department of Health in the implementation of a trauma system evaluation tool to evaluate trauma care in areas of the state that do not have trauma agencies.

A copy of the agenda may be obtained by writing: Department of Health, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C18, Tallahassee, FL 32399-1738 or by calling George Schaffer, (850)245-4440.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this conference call is asked to advise the agency before May 13, 2003, by contacting George Schaffer, (850)245-4440. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Purchase Order Number B00829.

The Florida **Board of Medicine**, announces a meeting to which all persons are invited.

DATES AND TIME: June 6-7, 2003, 8:00 a.m.

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142, (305)634-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The Florida **Board of Medicine**, Dietetics-Nutrition/Electrolysis Committee announces a meeting to which all persons are invited.

DATE AND TIME: June 6, 2003, commencing at conclusion of the Full Board meeting or soon there after

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142, (305)634-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The Florida **Board of Medicine**, Expert Witness Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: June 6, 2003, at the conclusion of the Full Board meeting or soon there after

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142, (305)634-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03 Tallahassee, Florida 32399-3253. Please note that if a person decides to appeal any decision made by the committee with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Board of Nursing** will hold the following meetings, to which all persons are invited to attend.

Education Committee Meeting (Change in date/time for 2003)

DATE AND TIME: June 11, 2003, 7:00 p.m. to follow Legislative Committee

PLACE: Wyndam Miami Airport, 3900 N. W. 21st Street, Miami, FL 33142

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider matters relating to nursing programs.

Education Committee Meeting

DATE AND TIME: August 13, 2003, 7:00 p.m. to follow Legislative Committee

PLACE: Holiday Inn Select, 316 West Tennessee Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider matters relating to nursing programs.

Education Committee Meeting

DATE AND TIME: October 8, 2003, 7:00 p.m. to follow Legislative Committee

PLACE: Adams Mark, 225 Coast Line Drive, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider matters relating to nursing programs.

The **Department of Health, Board of Osteopathic Medicine**, hereby gives notice that a public workshop will be held at the time, date and place listed below:

DATE AND TIME: June 7, 2003, 9:00 a.m. or shortly thereafter

PLACE: The Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142, (305)634-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purposes of rule development on Rule 64B15-14.009, F.A.C.

A notice of rule development is published in this issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: Pamela King, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health, Board of Pharmacy**, Public and Professional Affairs Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 8, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Tampa Airport Marriott, 1001 N. Westshore Blvd., Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Internet Pharmacy Committee will meet to develop proposed internet pharmacy rules.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Lucy Gee, Interim Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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 based.

The **Department of Health, Board of Pharmacy**, Public and Professional Affairs Committee announces a public meeting to which all persons are invited.

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

PLACE: Tampa Airport Marriott, 1001 N. Westshore Blvd., Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Rules Committee meeting will be held to consider the revision to Chapter 64B16 board rules and additional comments/suggestions.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Lucy Gee, Interim Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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 based.

The **Department of Health, Board of Pharmacy**, Public and Professional Affairs Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2003, 5:00 p.m. – 7:00 p.m.

PLACE: Tampa Airport Marriott, 1001 N. Westshore Blvd., Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Public and Professional Affairs Committee will meet to conduct general business.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Lucy Gee, Interim Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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 based.

The **Department of Health, Board of Pharmacy**, Public and Professional Affairs Committee announces a public meeting to which all persons are invited.

DATES AND TIME: June 10-11, 2003, 8:00 a.m. – 6:00 p.m.

PLACE: Tampa Airport Marriott, 1001 N. Westshore Blvd., Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will conduct disciplinary proceedings and general board business.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Lucy Gee, Interim Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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 based.

The **Department of Health, Board of Physical Therapy Practice** announces a meeting to which all persons are invited:

DATE AND TIME: July 18, 2003, 8:00 a.m. or soon thereafter
PLACE: The Embassy Suites, 1100 Southeast 17th Street, Fort Lauderdale, FL 33316, (954)527-2700

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business Meeting/Public Rule Hearing.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Tallahassee, FL 32399-3255, (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Correctional Medical Authority** announces a meeting to be held at Tallahassee, Florida, to which all persons are invited:

DATE AND TIME: May 16, 2003, 8:30 a.m. – 12:30 p.m.
PLACE: Correctional Medical Authority Conference Room, 1632 Metropolitan Circle, Tallahassee, Florida 32308, (850)410-1450

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by writing: Executive Director, Correctional Medical Authority, 4052 Bald Cypress Way, Bin #B04, Tallahassee, FL 32399-1732, (850)410-1450. Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

The **Correctional Medical Authority** announces a meeting of the Budget and Personnel Committee to which all interested persons are invited.

DATE AND TIME: May 22, 2003, 10:00 a.m. – 1:00 p.m.
PLACE: Correctional Medical Authority Conference Room, 1632 Metropolitan Circle, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Continued discussion of correctional health care budget and personnel issues.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Big Bend Community Based Care Alliance and the **Department of Children and Family Services**, Subdistrict 2B announce a meeting to which all persons are invited. The Alliance encompasses: Leon, Franklin, Gadsden, Liberty, Madison, Jefferson, Taylor and Wakulla counties.

DATE AND TIME: Wednesday, May 14, 2003, 2:30 p.m. – 4:30 p.m. (EST)

PLACE: Department of Children and Family Services, Cedars Executive Center, Building A, Second Floor, Conference Room 201, 2639 North Monroe Street, Tallahassee, FL 32399-2949

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General meeting to discuss status of procurement of lead agency for child welfare services for Subdistrict 2B.

A copy of the agenda can be obtained by calling: Anissa Pitti, Department of Children and Family Services, (850)488-0569 or suncom 278-0569.

Anyone requiring a special accommodation to participate in this meeting is requested to advise District Administration (Anissa Pitti) at least 2 working days prior to the meeting at (850)488-0569 or 1(800)226-6223 (TDD).

The **Department of Children and Family Services**, District 11, Monroe Community Based Care Alliance announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, May 19, 2003, 10:00 a.m. – 12:00 Noon

PLACE: Wesley House, 1304 Truman Avenue, Conference Room, Key West, Florida 33040, (305)293-6394

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Monroe Community Based Care Alliance Meeting.

For copies of the agenda, further information, or person requiring accommodations in order to participate in this meeting should contact Judith Greene, Family Safety Community Based Care, Transition Manager, (305)293-6394 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 Committee announces a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, May 21, 2003, 9:30 a.m. – 11:00 a.m.

PLACE: Rhode Building, 401 N. W. 2nd Avenue, Suite S-212, Miami, Florida 33128, (305)377-7330

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quality Assurance Committee Meeting.

For copies of the agenda, further information, or person requiring accommodations in order to participate in this meeting should contact Evelio Torres Family Safety Community Based Care Transition Manager, (305)377-5006 or in writing by close of business (5:00 p.m) no later than five working days prior to the meeting.

The **Council on Homelessness** announces the following meeting to which all persons are invited:

DATE AND TIME: Tuesday, June 3, 2003, 9:30 a.m. – 3:00 p.m.

PLACE: Universal Studios Holiday Inn, 5905 Kirkman Road, Orlando, FL 32819, Conference Call-In Number (850)410-0967 or SunCom 210-0967

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council invites any interested party to provide input to the Council on state homeless issues during the public comment section of the meeting. The Council will discuss with state agency members, the preparation for FY 2005 budget requests, and opportunities to amend state agency long-range program plans, to address local homeless funding needs from Florida's local continuum of care plans. The Council will also hear reports from its committees on progress toward the work plan objectives set for 2003.

A copy of the agenda may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, Tom_Pierce@dcf.state.fl.us.

Pursuant to Chapter 286.26, Florida Statutes, any disabled person wishing to attend this meeting in order to request any needed special assistance should contact the office at least 48 hours in advance of the meeting.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** has scheduled a public meeting to which all interested persons are invited:

DATES AND TIME: March 28-30, 2003, 8:30 a.m. each day

PLACE: Osceola County Administration Building, One Courthouse Square, 4th Floor, Room 400, Kissimmee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues.

A copy of the proposed agenda may be obtained from: Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

If any person decides to challenge any decision with respect to any matter considered at the above meeting, a record of the proceeding will be needed. For this purpose, you may need to ensure that a verbatim record of the proceeding is made which includes testimony and evidence upon which the challenge is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop or meeting is asked to advise the Commission at least 5 calendar days prior by calling Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

LEGAL AUTHORITY: Article IV, Section 9, Florida Constitution.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services, Office of Insurance Regulation** announces a meeting to which all persons are invited:

DATE AND TIME: Thursday, May 29, 2003, 6:00 p.m. – 9:00 p.m.

PLACE: St. Petersburg College, Clearwater Campus, Arts Auditorium, Building AA101, 2465 Drew Street, Clearwater, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Farm Florida Insurance Company has requested a 57.8% average statewide rate increase for its Manufactured Home Program (Mobile Homeowners Insurance). 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.

ONE CHURCH, ONE CHILD OF FLORIDA

The **One Church, One Child of Florida**, Inc. announces the Board of Directors conference calls for the remainder of 2003.

DATES AND TIME: May 12, 2003; June 16, 2003; July 14, 2003; August 11, 2003; September 15, 2003; October 20, 2003; November 17, 2003; December 15, 2003, 10:00 a.m. – 12:00 Noon

PLACE: Telephone Number (850)922-7892 or SunCom 292-7892

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls are for general discussions.

A copy of the agenda may be obtained by contacting: Paulette Glover, (850)414-5616 or SunCom 294-5616.

TECHNOLOGY RESEARCH AND DEVELOPMENT AUTHORITY

The **Technology Research and Development Authority** (TRDA) announces a general meeting of its Board of Directors to which all persons are invited to participate.

DATE AND TIME: May 14, 2003, 2:00 p.m.

PLACE: Technological Research and Development Authority, 5195 S. Washington Ave., Titusville, Florida 32780

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board of Director's Meeting.

A copy of the agenda may be obtained by contacting: Linda Lundy, TRDA Office Manager, (321)269-6330 or llundy@trda.org.

SUNSHINE STATE ONE-CALL OF FLORIDA

The **Sunshine State One-Call of Florida**, Inc.'s annual meeting and elections, board and committee meetings, bylaw changes and fifth annual golf tournament. Formal business attire will be required during the annual meeting.

BOARD AND COMMITTEE MEETINGS

Executive Review Committee Meeting

DATE AND TIME: May 15, 2003, 7:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Director's review.

Board of Directors Meeting

DATE AND TIME: May 15, 2003, 8:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Review Committee will make a presentation to the board.

Annual Meeting

DATE AND TIME: May 15, 2003, 8:30 a.m. – registration; 9:00 a.m. – meeting begins

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of the 2002-2003 fiscal year. Vote on proposed bylaw changes and annual elections.

Board of Directors Meeting

DATE AND TIME: May 15, 2003, immediately following Annual Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: Election of officers and other matters that affect the operation of the call center.

PLACE: Sunshine State One Call, 11 Plantation Road, DeBary, FL 32713, (386)575-2000 or 1(800)638-4097

Committee Meetings

During the board meeting, committees will be selected. The following committees will meet for 30 minutes each in succession: Finance, Operations, Damage Prevention and Executive Review. Each committee will select a vice-chair and secretary and review action plans.

GOLF TOURNAMENT

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

PLACE: DeBary Golf and Country Club, 300 Plantation Club Drive, DeBary, FL

Registration/sponsorship forms available at <http://www.callsunshine.com/corp/docs/golf.pdf>. (Registration fee for golf is \$55 and includes breakfast, lunch, cart and range balls. Sponsorship is \$150 or \$175 for a sponsorship and one golfer.) Direct questions to Brad Martin, (850)514-9221

PROPOSED BYLAW CHANGES: SSOCOF's board recently approved several bylaw changes that are up for approval at the annual meeting. The membership will vote for or against the bylaws as an entire package. To view the proposed bylaws, visit <http://www.callsunshine.com/corp/docs/proby.pdf>.

ELECTION: Each member company of SSOCOF is entitled to one vote in the Board of Directors elections and Bylaw approval. Voting will be conducted at the meeting. Mail ballots will not be allowed.

Note: Any person requiring an accommodation at this meeting because of a physical impairment should call the one-call notification center, (386)575-2000, at least five calendar days prior to the activity. Any person who is hearing or speech impaired should contact the one-call notification center through the Florida Relay Center, 1(800) 955-8771.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces a meeting of its Investment Committee

DATE AND TIME: Monday, May 19, 2003, 8:00 a.m. (EDT)
PLACE: Larson Building, Suite 116, 200 East Gaines Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, year-end investment results.

For additional information, please call 1(800)807-7647, Extension 3702.

The **Citizens Property Insurance Corporation** announces a meeting of its Audit Committee to which all interested persons are invited.

DATE AND TIME: Monday, May 19, 2003, 10:00 a.m. (EDT)
PLACE: Larson Building, Suite 116, 200 East Gaines Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items on the agenda include, but are not limited to, review of year-end audited financial statements.

For additional information, please call 1(800)807-7647, Extension 3702.

The **Citizens Property Insurance Corporation** announces a meeting of its Board of Governors to which all interested persons are invited.

DATE AND TIME: Monday, May 19, 2003, 1:30 p.m. (EDT)
PLACE: Larson Building, Suite 116, 200 East Gaines Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, the purchase of reinsurance, selection of bond underwriters, and review of audited financial statements.

For additional information, please call 1(800)807-7647, Extension 3702.

NORTHEAST FLORIDA CRIMINAL JUSTICE TRAINING AND EDUCATION CENTER

The Region V, **Training Council** will hold its Bi-Annual Advisory Meeting:

DATE AND TIME: May 22, 2003, 2:00 p.m.
PLACE: Northeast Florida Criminal Justice Center, Conference Room, 4501 Capper Road, Jacksonville, FL

For an advance copy of the Agenda, contact: Frank Heinze, Northeast Florida Criminal Justice Training and Education Center, (904)713-4828, Fax (904)713-4900

VISIT FLORIDA

The **Visit Florida**, Board of Directors, Finance Committee announces a public meeting as follows:

DATE AND TIME: Thursday, May 28, 2003, 10:00 a.m. – 4:00 p.m. or adjournment

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will discuss the Florida Tourism Marketing Industry Corporation d/b/a VISIT FLORIDA, FY 2003/2004 budget and other business as necessary.

For further information contact: Susan Gale, Visit Florida, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 334.

Any person requiring special accommodations at this meeting because of a disability should contact Visit Florida at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact Visit Florida by using the Florida Relay Service at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN that the Florida Department of Education has received a petition filed on April 14, 2003, pursuant to Section 120.565, Florida Statutes, from Ricco Longo, Office of the Fire Code Official, for a declaratory statement seeking clarification regarding Section 423.7.7 of the Florida Building Code 2001 (FBC). Specifically, what circumstances will permit the omission of smoke or heat detectors in the rooms and spaces as outlined in Section 423.7.7?

Requests for copies should be made to: Scott Odenbach, Assistant General Counsel, Florida Department of Education, Office of the General Counsel, 325 West Gaines Street, Suite 1244, Tallahassee, Florida 32399-0400.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, received a Petition for Declaratory Statement filed by Vincent R. Shook, on behalf of Florida Orange Groves, Inc., on April 23, 2003.

Petitioner requests a declaratory statement on whether it is statutorily permissible, under Section 561.42, F.S., to implement Petitioner's supply and distribution agreement regarding citrus wines with newly established vendors holding package store alcoholic beverage licenses.

A copy of the Petition for Declaratory Statement, Docket No. DS2003-011, may be obtained by writing: Sarah Wachman, Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1020.

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, Regis S. Streitman, Unit Owner, Shores Club Condominium, Petitioner, on April 21, 2003.

The Petitioner request a declaratory statement as to whether the association's use of a limited proxy, designating a vote for full funding of reserves with maintenance fees at a stated dollar amount, less than full funding of reserves with maintenance fees at a stated dollar amount, or waiver of reserves with maintenance fees at a stated dollar amount, satisfies the requirements of Section 718.112(2)(b)2. and 718.112(2)(f)2., Florida Statutes and subsection 61B-22.005(8), Florida Administrative Code (2002).

A copy of the Petition for Declaratory Statement, Docket Number 2003056407, 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: Janis Sue Richardson, Chief 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.

**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:

Miami-Dade County vs. Department of Environmental Protection; Case No.: 03-1131RP; Rule No.: 62-40

Photographic Arts Unlimited, Inc. and Antonio Cesar vs. Department of Environmental Protection; Case No.: 03-1278RX; Rule No.: 62D-2.014(17)

Publix Super Markets, Inc. vs. Department of Revenue; Case No.: 03-1473RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Florida Home Builders Association, Inc. and Wood Truss Council of America, Inc. vs. Department of Business and Professional Regulation, Board of Professional Engineers; Case No.: 03-0083RX; Rule No.: 61G15-31.003; Voluntary Dismissal

Victor Ortiz vs. Department of Health, Board of Medicine; Case No.: 03-0011RX; Rule No.: 64B8-9.009; Dismissed

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 03L-83, UF-100A, O'Connell Center Fire Code Correction, estimated budget: \$240,000-\$280,000, to be opened June 3, 2003, at 10:00 a.m., Local Time. Scope of work: Fire code corrections at the O'Connell Center to the fire alarm system and the electrical system. Prequalifications, per specifications, are due in Central Purchasing May 19, 2003, at 2:00 p.m. Specifications and Plans are available in Central Purchasing, Elmore Hall, Radio Road, Gainesville, FL 32611, (352)392-1331. A Mandatory

Pre-Bid Meeting will be held May 14, 2003, at 2:00 p.m. at the Stephen C. O'Connell Center, Gate 1, Gainesville, FL. All questions should be directed to A. J. Sontag, Assistant Director, UF Purchasing, (352)392-1331, Ext. 306. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Bid opening, contact Emily J. Hamby, (352)392-1331, Ext. 303, within three days of the event.

NOTICE TO CONSTRUCTION MANAGERS

The University of Florida Board of Trustees, announces that construction management services will be required for the project listed below:

Project No.: UF-218, Project and Location: Gulf Coast Research and Education Center, Balm, Florida. (Hillsborough County) The existing GCREC facilities at Bradenton and Dover will be consolidated and relocated into a new regional center of approximately 38,000 GSF. The facility to house approximately 100 faculty and staff will contain research laboratories, offices and support spaces. The estimated construction cost is \$6,870,500.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract. Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; qualification of the firm's personnel, staff and consultants; and ability to meet the minority business enterprise participation requirements. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard University of Florida construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed project specific "Construction Manager Qualifications Supplement" available from the website: www.facilities.ufl.edu. Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned. All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. The Construction Manager Qualifications Supplement forms, the Construction Manager Project Fact Sheet and instructions for registering as an applicant can be found on the Facilities Planning & Construction Division website.

Five (5) bound copies of the required proposal must be received in the Facilities Planning & Construction Division office by 3:00 PM local time on Friday, June 6, 2003. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning & Construction Division
University of Florida
232 Stadium/P. O. Box 115050
Gainesville, FL 32611-5050
Telephone: (352)392-1256
FAX: (352)392-6378
Internet: www.facilities.ufl.edu

NOTICE TO PROFESSIONAL CONSULTANTS

The University of South Florida announces that continuing professional services are required for the following discipline: Professional Consultant (Engineer) to perform as a Commissioning Agent (Tampa and Lakeland Campuses).

Commissioning is a quality assurance, quality control process that provides the essential documentation, testing and training required to assure that the building systems meet both its design intent and operational needs. Commissioning practices may be implemented in various degrees for a particular project depending on its specific needs and requirements.

Projects included in the scope of this agreement will be specific projects for new construction, renovations, alterations, and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Continuing Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1, 2003 to June 30, 2004. Award of contract is for an initial period of one (1) year with an Owner's option to renew for one (1) additional year. The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional continuing service professionals under contract during the same time period.

Firms desiring to provide professional services shall submit a letter of interest specifying the discipline for which they are applying and a completed "USF Professional Qualifications Supplement for Commissioning Agent." Dated April 2003. Proposals must not exceed 40 pages, including the Professional Qualifications Supplement and letter of interest. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered.

Attach to each letter of application:

1. The "USF Professional Qualifications Supplement for Commissioning Agent" dated April 2003 completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project.

All applicants must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or

consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The "Professional Qualification Supplement" and Project Fact Sheet, which includes project information may be obtained by contacting: Kathy Bennett, Contracts Administrator, Facilities Planning and Construction, University of South Florida, FPC110, 4202 East Fowler Avenue, Tampa, Florida 33620-7550, Phone (813)974-3098, (813)974-2625, or Fax (813)974-3542.

All Interested firms are invited and encouraged to attend a Pre-Submittal Meeting at the University of South Florida, Tampa Campus, to be held at 1:30 p.m., on May 21, 2003, Conference Room FPC109, 4202 East Fowler Avenue, Tampa, Florida, to review the scope and requirements of this project. All interested firms are encouraged to attend. Requests for meetings by individual firms will not be granted.

It shall be noted that no verbal communication shall take place between the applicants and the employees of the University of South Florida except as provided at the pre-submittal meeting, the pre-interview meeting and the request for the PQS and Fact Sheet. Requests for any project information must be in writing to the above address.

Six (6) bound copies of the above required proposal data shall be submitted to: Steven P. Warren, R.A., Project Manager, Facilities Planning and Construction, University of South Florida, FPC110, 4202 East Fowler Avenue, Tampa, Florida 33620-7550. Applications that do not comply with the above instructions may be disqualified. Application materials will not be returned.

Submittals must be received at the above campus address (FPC 110) by 2:00 p.m., Eastern Time, on June 6, 2003. Facsimile (FAX) submittals are not acceptable and will not be considered. The Selection Committee may reject all proposals and stop the selection process at any time.

NOTICE TO PROFESSIONAL CONSULTANTS

The University of South Florida announces that continuing professional services are required for the following discipline: Test and Balance (1-2) (Tampa and Lakeland campuses).

Projects included in the scope of this agreement will be specific projects for new construction, renovations, alterations, and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Continuing Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1, 2003 to June 30, 2004. Award of contract is for an initial period of one (1) year with an Owner's option to renew for one (1) additional year. The consultant receiving the award will not have an exclusive contract to perform services for

these projects. The university may have additional continuing service professionals under contract during the same time period.

Firms desiring to provide professional services shall submit a letter of interest specifying the discipline for which they are applying and a completed "USF Professional Qualifications Supplement for Test and Balance Consultant" dated April 2003. Proposals must not exceed 40 pages, including the "Professional Qualifications Supplement" and letter of interest. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered.

Attach to each letter of interest:

1. The "USF Professional Qualifications Supplement for Test and Balance Consultant" dated April 2003 completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project.

The plans and specifications for University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The "Professional Qualifications Supplement" and Project Fact Sheet which includes project information may be obtained by contacting: Kathy Bennett, Contracts Administrator, University of South Florida, Facilities Planning and Construction, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550, (813)974-3098, (813)974-2625 or Fax (813)974-3542.

All interested firms are invited and encouraged to attend a Pre-Submittal Meeting to be held at 9:00 a.m., Eastern Time, on Wednesday, May 21, 2003, at the University of South Florida, Facilities Planning and Construction, Conference Room 109, 4202 East Fowler Avenue, Tampa, Florida, to

review the scope and requirements of this project. All interested firms are encouraged to attend. Requests for meetings by individual firms will not be granted.

It shall be noted that no verbal communication shall take place between the applicants and the employees of University of South Florida except as provided at the pre-submittal meeting, the pre-interview meeting and the request for the PQS and Fact Sheet. Requests for any project information must be in writing to the above address.

Six (6) bound copies of the above required proposal data shall be submitted to: Steven Warren, Project Manager, Facilities Planning and Construction, University of South Florida, FPC110, 4202 East Fowler Avenue, Tampa, Florida 33620-7550. Applications that do not comply with the above instructions may be disqualified. Application materials will not be returned.

Submittals must be received at the above campus address (4202 East Fowler Avenue, FPC110, Tampa, FL) by 2:00 p.m. Eastern Time, on Friday, June 6, 2003. Facsimile (FAX) submittals are not acceptable and will not be considered. The Selection Committee may reject all proposals and stop the selection process at any time.

A/E ADVERTISEMENT – BR-614

Lifelong Learning Complex

NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Architecture, will be required for the project listed below:

Project No. BR- 614

Project and Location: Located on Florida Atlantic University's John D. MacArthur Campus, the Lifelong Learning Complex project consists of site development and construction of an approximately 22,600 gross square feet facility. Major space categories within the building include offices, classrooms and a 500 seat auditorium.

The total Construction Budget is approximately \$ 3.5 million. The selected firm will provide master planning, design development, construction documents and construction administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$250,000, and will be provided as a part of Basic Services.

INSTRUCTIONS

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed "Florida Atlantic University Professional Qualifications Supplement" (FAUPQS) dated April 2003. Applications on any other form may not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit 5 (five) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The plans and specifications for the State of Florida University projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. Florida Atlantic University Professional Qualifications Supplement (FAUPQS) form and the Project Fact Sheet are available online at www.fau.edu/divdept/univarch, or by contacting: Carla C. Capeletti, Office of the Associate Vice President to the University Architect, Florida Atlantic University, 777 Glades Road, Campus Operations Building, #69-Room 101, Boca Raton, Florida 33431, (561)297-2663, (561)297-0224 Fax or e-mail: ccapelet@fau.edu.

Five (5) bound copies of the required proposal data shall be submitted to: Mr. Tom Donaudy, Associate Vice President, Office of the Associate Vice President, Florida Atlantic University, at the above address, by 5:00 p.m., local time, on Wednesday, June 11, 2003. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO CONSTRUCTION MANAGERS

Florida Atlantic University, on behalf of the State of Florida, announces that Construction Management services will be required for minor projects for all campuses of Florida Atlantic University.

The construction manager will be a single point of responsibility for performance of multiple construction contracts up to \$1,000,000 individually, functioning as an independent contractor, publicly bidding trade contracts. Three Construction Management contracts will be awarded, for an initial period of one year with an option to renew for one additional year.

Selection of finalists for interview will be made on the basis of Construction Manager qualifications including experience and ability; bonding capacity; record keeping/administrative ability; critical path scheduling expertise; cost estimating; cost control ability; quality control capability; and qualifications of

the firm's personnel, staff and consultants. Finalists will be provided with a copy of a list of the final interview evaluation criteria, and a copy of the FAU standard construction management agreement for minor projects. The final ranking for each category shall be determined based on the oral presentations and references.

The Selection Committee may reject all proposals and stop the selection process at any time.

INSTRUCTIONS

Firms desiring to provide Construction Management services for this project shall apply for consideration by submitting four (4) bound copies of a completed Florida Atlantic University Construction Manager Qualifications Supplement (FAUCMQS) to the following address: Facilities Planning Department, Florida Atlantic University, 777 Glades Road, Bldg. CO-69, Room 107, Boca Raton, Florida 33431. Proposals must not exceed 40 pages, including the Construction Manager Qualification Supplement and letter of application. Pages should be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal information will be returned.

All applicants must be licensed to practice as General Contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. Payment and Performance Bonds will be required on all projects costing over \$25,000, either by way of a blanket bond or as an individual bond.

Florida Atlantic University Construction Manager Qualifications Supplement (FAUCMQS) forms may be obtained at <http://www.fau.edu/divdept/univarch/ua.htm>, or by calling (561)297-3141, or send facsimile (FAX) request to (561)297-2260 or email request to amoldof@fau.edu.

Submittals must be received at the Facilities Planning Office, to the attention of Mr. Alan Moldof, no later than the deadline of 5:00 p.m., local time on June 9, 2003. Facsimile (FAX) submittals are not acceptable and will not be considered.

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>

ADVERTISEMENT FOR BIDS

Invitation To Bid (ITB)

For a

Roofing Contractor

Sealed bids will be received by Duval County Public Schools, Division of Facilities Services, Room 535, 1701 Prudential Drive, Jacksonville, Florida 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, 5th Floor, Room 513D, Jacksonville, Florida.

BIDS ARE DUE ON OR BEFORE MAY 27, 2003

AND WILL BE ACCEPTED UNTIL 2:00 P.M.

OFFICIAL

PROJECT TITLE: ADDITIONS, RENOVATIONS AND
SITE WORK AT WOODLAND ACRES
ELEMENTARY SCHOOL NO. 89
(ROOF REPLACEMENT)

DCPS PROJECT NO.: C-90780

SCOPE OF WORK: Roof Replacement for Buildings No. 1, No. 2, No. 10 and connecting canopies between Buildings No. 1 and No. 2 with modified built up roofing. The estimated construction cost is \$320,000.00.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on May 13, 2003, at 10:00 a.m. (local time) at Woodland Acres Elementary School No. 89, 328 Bowlan Street, Jacksonville, Florida 32211. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders shall be licensed Roofing Contractors and registered corporations as required by the laws of the State of Florida. All subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

The Duval County Public Schools has begun prequalifying all contractors who intend to submit bids for all construction projects exceeding \$200,000 and electrical projects exceeding \$50,000. All Contractors must be prequalified on or before May 31, 2003. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools after this date.

Prequalification forms and information may be obtained by contacting: Richard Beaudoin or Ronald A. Fagan, 1701 Prudential Dr., Jacksonville, FL 32207, (904)390-2358 or (904)390-2922, Fax (904)390-2265, Email: beaudoinr@educationcentral.org or faganr@educationcentral.org.

Contract documents for bidding may be obtained for a refundable fee of \$25.00 at the office of:

Ronald Scalisi Architects, P. A.
1309 St. Johns Bluff North, Suite A-5
Jacksonville, Florida 32225
(904)992-8860

DCSB Point of Contact: Kevin Trussell (904)390-2336

Contract documents for bidding may be examined at:

F. W. Dodge McGraw Hill Plan Room Construction Bulletin
Construction Market Data National Association of
Minority Contractors

MBE Participation Goal: 10% Overall

The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

NOTICE TO PROFESSIONAL CONSULTANTS

FOR

Request for Qualifications (RFQ)

Professional Services

Architect/Engineering Services

The Office of Facilities Planning and Construction announces that Architect/Engineer services are required for a project entitled NUTRITION SERVICE CENTER, DCPS PROJECT NO. C-90870 for Duval County Public Schools. The firm selected will be responsible for programming, design, bid review and construction administration of this project, to include a FCSI Member Foodservice Consultant. The estimated construction cost is approximately \$13,800,000.00 including kitchen equipment costs of \$5,800,000.00. The project scope shall consist of 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.

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 JUNE 10, 2003
AND WILL BE ACCEPTED
UNTIL 4:30 P.M.

MBE GOALS: 5% AA; 10% HANA; 5% WBE

Information on the selection process can be found at www.educationcentral.org/facilities under Forms and Standards, General Documents, Selection of Architect/Engineer.

RFB No. 54007403

Milk Products

The Putnam County School Board, Palatka, Florida is soliciting sealed bids from responsible vendors to furnish milk products as specified in RFB No. 54007403 to the Food Service Department. Bid proposals will be received in the Purchasing Office, 1314 Reid Street, Palatka, FL 32177 until 2:00 p.m., local time, Tuesday, May 13, 2003. Interested vendors may obtain a copy of the RFB from the Purchasing Department, Putnam County School District. Telephone (386)329-0517.

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).

**PUBLIC ANNOUNCEMENT FOR CONSTRUCTION
MANAGEMENT SERVICES FOR
CONTINUING AREA CONTRACTS AREA 5
MAY 9, 2003**

The State of Florida, Department of Management Services requests qualifications from firms to provide Construction Management Services in Area 5, counties of Citrus, Hardee, Hernando, Hillsborough, Manatee, Pasco, Pinellas, Polk, Sarasota, Sumter and other counties as may be determined necessary by the owner. Projects will vary in size up to \$1,000,000.00. Response Due Date is June 9, 2003 by 5:00 p.m. local time,

For details please visit http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

NOTICE OF CORRECTION

Public announcement for Professional Services for Continuing Area Contracts for Civil, Water & Sewer Areas 4 & 5 Combined response due date has changed. The new Response Due date is May 27, 2003 by 5:00 p.m.

**PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
SERVICES FOR
CONTINUING AREA CONTRACTS FOR
ARCHITECTURAL SERVICES
AREA 4 & 5 COMBINED
MAY 9, 2003**

The State of Florida, Department of Management Services requests qualifications from Architectural firms to provide Professional Services in Area 4 counties of Citrus, Hardee, Hernando, Hillsborough, Lake, Manatee, Orange, Osceola, Pasco, Pinellas, Polk, Sarasota, Sumter; and Area 5 counties of Brevard, Indian River, Seminole, and other area counties as may be determined necessary by the owner. Projects will vary in size up to \$1,000,000 in (construction) and \$50,000 (planning or Study fees).

For details please visit http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

DEPARTMENT OF HEALTH

NOTICE REGARDING ELECTRONIC POSTING

The State of Florida, Department of Health, Division of Family Health Services, requests information regarding the number of prospective offerors interested in submitting proposals for the provision of services offered by and functions of Healthy Start Prenatal and Infant Health Care Coalitions.

Any interested vendors are advised to access information via the Internet at <http://www.doh.state.fl.us>, click on Vendor Resource Center, click on Vendor Bids and Solicitations, and reference Solicitation DOH 02-118.

**DEPARTMENT OF CHILDREN AND FAMILY
SERVICES**

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE SERVICES FOR TRASH COMPACTOR AND PICKUP. THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:00 A.M. (EST), TUESDAY, MAY 27, 2003.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED FROM EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7th AVENUE, MIAMI, FLORIDA 33127, (305)637-2677.

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE PURCHASE FOR MILK, ICE CREAM, COTTAGE CHEESE AND YOGURT. THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH

FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:00 A.M. (EST), WEDNESDAY, MAY 28, 2003.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED FROM EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7th AVENUE, MIAMI, FLORIDA 33127, (305)637-2677.

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE PURCHASE OF BREAD AND BAKED GOODS. THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:00 A.M. (EST), THURSDAY, MAY 29, 2003.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED FROM EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7th AVENUE, MIAMI, FLORIDA 33127, (305)637-2677.

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE SERVICE FOR LAUNDRY AND LINEN. THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:00 A.M. (EST), FRIDAY, MAY 30, 2003.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED FROM EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7th AVENUE, MIAMI, FLORIDA 33127, (305)637-2677.

INVITATION TO BID

SEALED BIDS ARE SOUGHT TO SECURE THE SERVICE OF CLINICAL LABORATORY TEST. THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. SEALED BIDS WILL BE RECEIVED UNTIL 11:00 A.M. (EST), MONDAY, JUNE 2, 2003.

BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED FROM EDUARDO HERNANDEZ, PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7th AVENUE, MIAMI, FLORIDA 33127, (305)637-2677.

CANAVERAL PORT AUTHORITY

PROFESSIONAL SERVICE NOTICE

Pursuant to Consultants Competitive Negotiations Act, Section 287.055, Florida Statutes, the Canaveral Port Authority (CPA) gives notice that the CPA is seeking Aerial Photogrammetry and Aerial Photography Services for mapping the entire port area consisting of approximately 900 acres as outlined below:

- a. Provide ground control services certified by a Florida licenses land Surveyor.
- b. Provide controlled color aerial photography suitable for mounting on a wall display and permanently affixed to a mounting board.
- c. Provide aerial Photogrammetry services consistent with Class 1 mapping according to ASPRS (American Society for Photogrammetry and Remote Sensing) standards.
- d. Provide digital database in the form of AutoCAD release 14 drawing files.

The CPA anticipates that the Photogrammetry will be performed during the second half of the 2003 calendar year. Firms or individuals desiring to provide such professional services to the CPA must furnish (4) copies of a resume of their qualifications and past experience on USGA Form 254 & 255, with pertinent supporting data to the Director of Engineering, Canaveral Port Authority, P. O. Box 267, Cape Canaveral, Florida 32920, not later than 3:00 p.m. on May 12, 2003. A committee, to be established by the Chairman, will meet on May 19, 2003 at 2:00 p.m., in the Port Commission Meeting Room, to recommend a ranking of not less than three, of the most highly qualified firms, for consideration by the Port Canaveral Commission at their regularly scheduled meeting on May 21, 2003.

Firms should provide details of previous experience of projects of this size, equipment available for performing these services, and a detailed narrative of the project approach. The narrative should include, but not be limited to, flight altitude, negative scale, equipment used, and anticipated time frame to complete the work.

**Section XII
Miscellaneous**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND
PUBLIC SCHOOLS INTERLOCAL AGREEMENT
INCONSISTENT WITH SECTIONS 163.31777(2),(3),
FLORIDA STATUTES
DCA DOCKET NO.43-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Martin County, Stuart and Martin County School Board, pursuant to Section 163.31777, F.S., to be inconsistent 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 Treasure Coast Regional Planning Council, 301 East Ocean Boulevard, Suite 300, Stuart, Florida 34994.

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 inconsistent 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 Martin County, Stuart and Martin 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 and will be forwarded to the Administration Commission, which may impose sanctions pursuant to Section 163.31777(3)(c), F.S.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed

time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s- _____
Colleen M. Castille, Secretary
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 SECTIONS 163.31777(2) AND (3),
FLORIDA STATUTES
DCA DOCKET NO. 13-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Miami-Dade County, Aventura, Coral Gables, El Portal, Florida City, Hialeah, Hialeah Gardens, Homestead, Key Biscayne, Miami, Miami Beach, Miami Lakes, Miami Shores, Miami Springs, North Bay Village, North Miami, Homestead Beach, Opa-Locka, Palmetto Bay, Pinecrest, South Miami, Sunny Isles Beach, Sweetwater, West Miami and the Miami-Dade County, 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 Miami-Dade County School Board, Facilities Planning, 1450 N. E. 2nd Avenue, Suite 525, Miami, Florida 33132.

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 Sections 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 Miami-Dade County, Aventura, Coral Gables, El Portal, Florida City, Hialeah, Hialeah Gardens, Homestead, Key Biscayne, Miami, Miami Beach, Miami Lakes, Miami Shores, Miami Springs,

North Bay Village, North Miami, Homestead Beach, Opa-Locka, Palmetto Bay, Pinecrest, South Miami, Sunny Isles Beach, Sweetwater, West Miami and the Miami-Dade County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

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), FLORIDA
 STATUTES

DCA DOCKET NO. 64-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Volusia County, Daytona Beach, DeBary, DeLand, Deltona, Edgewater, Holly Hill, Lake Helen, New Smyrna Beach, Oak Hill, Orange City, Ormond Beach, Pierson, Port Orange, South

Daytona and the Volusia 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 Volusia County School Board, Facilities Services, 3750 Olson Drive, Daytona Beach, Florida 32124.

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), 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 Daytona Beach, DeBary, DeLand, Deltona, Edgewater, Holly Hill, Lake Helen, New Smyrna Beach, Oak Hill, Orange City, Ormond Beach and the Volusia County. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

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 IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLID-0903-010
 DATE RECEIVED: April 28, 2003
 DEVELOPMENT NAME: CYPRESS WOODS RESORT
 DEVELOPER/AGENT: Cypress Woods RV Resort Asso./
 DEVELOPMENT TYPE: 28-24.023, F.A.C.
 LOCAL GOVERNMENT: Lee County

**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: 01-015-FF1/Kapok Wetland and Floodplain Restoration

Grantee: City of Clearwater

Amount of Approved Funds: the lesser of 49.51% of the final total project costs or \$3,500,000.00

Project: 01-100-FF1/Ombres Property

Grantee: City of West Palm Beach

Amount of Approved Funds: the lesser of 49.00% of the final total project costs or \$1,180,851.00

Project: 01-027-FF2/Red Bug Slough Preserve

Grantee: Sarasota County

Amount of Approved Funds: the lesser of 40.00% of the final total project costs or \$1,640,720.00

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 the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Volkswagen of America, Inc. intends to allow the relocation of O'Steen Automotive Group, Inc. d/b/a O'Steen Volkswagen, as a dealership for the sale of Volkswagen motor vehicles, from its present location at 2525 Phillips Highway, Jacksonville, FL 32207, to a proposed location that have four unimproved parcels located on Phillips Highway in

Jacksonville Duval County, within twelve to eighteen months which do not have a postal address but the legal description of the properties are as follows:

Real Estate # 167840 0000

1. Legal: PT SW 1/4 of SW 1/4, PT GOVT Lot 4 RECD O/R 9466-1547

Real Estate # 167865 2052

2. Legal: Phillips Highway South Unit 3 Lot 25 BLK 4

Real Estate # 167865 2048

3. Legal: Phillips Highway South Unit 3 Lot 23 BLK 4

Real Estate # 167865 2050

4. Legal: Phillips Highway South Unit 3 Lot 24 BLK 4

The name and address of the dealer operator(s) and principal investor(s) of O'Steen Automotive Group, Inc. d/b/a O'Steen Volkswagen of are dealer operator(s): Harold S. O'Steen, 2525 Phillips Highway, Jacksonville, FL 32207; principal investor(s): Harold S. O'Steen, Thomas R. O'Steen, Mark H. O'Steen and Howard K. O'Steen, 2525 Phillips Highway, Jacksonville, FL 32207.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900, Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: James G. Wolter, Regional Team Leader, Volkswagen of America, Inc., 1200 N. Federal Highway, Suite 209, Boca Raton, FL 33432.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

a dealership for the sale of Mercedes-Benz motor vehicles, at 4301 Millenia Blvd., Orlando, (Orange County), Florida 32839, on or after February 1, 2004.

The name and address of the dealer operator(s) and principal investor(s) of Boyland MB, LLC d/b/a Mercedes-Benz of South Orlando are dealer operator(s): Dorian Boyland, c/o Boyland Honda, 6141 South 27th Street, Greenfield, WI 53221; principal investor(s): Dorian Boyland, c/o Boyland Honda, 6141 South 27th Street, Greenfield, WI 53221 and AutoNation Orlando Holdings, Inc. which is a wholly-owned subsidiary of AutoNation Enterprises Incorporated, a Florida Corporation. AutoNation Enterprises Incorporated is a wholly owned subsidiary of Auto Holding Corp., a Delaware Corporation. Auto Holding Corp. is a wholly owned subsidiary of AutoNation, Inc., a Delaware corporation, which is a publicly traded corporation. The individual who manages AutoNation Enterprises Incorporated, Auto Holding Corp., and AutoNation, Inc., is Michael Maroone, the president of each corporation, whose address is 110 Southeast Sixth Street, Ft. Lauderdale, FL 33301.

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: Rory Anne Hepner, Department Manager, Network Implementation, Mercedes Benz USA, LLC, 1 Mercedes Dr., Montvale, N.J. 07645.

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, Mercedes Benz USA, LLC, intends to allow the establishment of Boyland MB, LLC d/b/a Mercedes-Benz of South Orlando, as

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, DaimlerChrysler Motors Company intends to allow the establishment of Suncoast Chrysler, Inc., as a dealership for the sale of Dodge motor vehicles, at 8755 Park Blvd., Seminole, (Pinellas County), Florida 33775, on or after July 1, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Suncoast Chrysler, Inc. are dealer operator(s) and principal investor(s): Wayne Schmidt, Sr., 8755 Park Blvd., Seminole, FL 33777.

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: P. A. Licina, Director-Orlando Business Center, DaimlerChrysler Motors Company, 10300 Boggy Creek Rd., CIMS 200-01-10, Orlando, FL 32824.

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

**CERTIFICATE OF NEED
EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Dade District: 11
 ID #: 0200042 Decision: A Issue Date: 4/22/2003
 Facility/Project: HealthSouth Doctors' Hospital
 Applicant: HealthSouth Doctors' Hospital, Inc.
 Project Description: Convert 30 hospital-based skilled nursing unit beds to 30 acute care beds.
 Proposed Project Cost: \$0
 County: Duval District: 4
 ID #: 0200043 Decision: A Issue Date: 4/28/2003

Facility/Project: Shands Jacksonville Medical Center
 Applicant: Shands Jacksonville Medical Center, Inc.
 Project Description: Delicense 64 acute care beds
 Proposed Project Cost: \$0

**CERTIFICATE OF NEED
LETTERS OF INTENT**

The Agency for Health Care Administration received and accepted the following letters of intent for the May 28, 2003 application filing date for Other Beds and Programs batching cycle:

County: Bay	District: 2
Date Filed: April 28, 2003	LOI#: N0304001
Facility/Project: Gulf Coast Medical Center	
Applicant: Bay Hospital, Inc.	
Project Description: Establish an adult open heart surgery program	
County: Alachua	District: 3
Date Filed: April 28, 2003	LOI#: N0304002
Facility/Project: Hospice of the South, Inc.	
Applicant: Hospice of the South, Inc.	
Project Description: Establish a hospice program	
County: Citrus	District: 3
Date Filed: April 28, 2003	LOI#: N0304003
Facility/Project: Hernando Pasco Hospice, Inc.	
Applicant: Hernando Pasco Hospice, Inc.	
Project Description: Establish a hospice program	
County: Sumter	District: 3
Date Filed: April 18, 2003	LOI#: N0304004
Facility/Project: Hospice of Lake & Sumter, Inc.	
Applicant: Hospice of Lake & Sumter, Inc.	
Project Description: Establish 12 hospice inpatient beds	
County: Nassau	District: 4
Date Filed: April 28, 2003	LOI#: N0304005
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 eight-bed units	
County: Nassau	District: 4
Date Filed: April 28, 2003	LOI#: N0304006
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 eight-bed units
 County: Nassau District: 4
 Date Filed: April 28, 2003 LOI#: N0304007
 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 eight-bed units
 County: Volusia District: 4
 Date Filed: April 28, 2003 LOI#: N0304008
 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: Baker District: 4
 Date Filed: April 28, 2003 LOI#: N0304009
 Facility/Project: Hospice of the South, Inc.
 Applicant: Hospice of the South, Inc.
 Project Description: Establish a hospice program
 County: Flagler District: 4
 Date Filed: April 28, 2003 LOI#: N0304010
 Facility/Project: Hospice of the South, Inc.
 Applicant: Hospice of the South, Inc.
 Project Description: Establish a hospice program
 County: Volusia District: 4
 Date Filed: April 25, 2003 LOI#: N0304011
 Facility/Project: Hospice of Volusia-Flagler
 Applicant: Halifax Hospice, Inc.
 Project Description: Establish 12 hospice inpatient beds
 County: Pinellas District: 5
 Date Filed: April 28, 2003 LOI#: N0304012
 Facility/Project: St. Anthony's Hospital
 Applicant: St. Anthony's Hospital, Inc.
 Project Description: Establish an adult open heart surgery program
 County: Pinellas District: 5
 Date Filed: April 28, 2003 LOI#: N0304013

Facility/Project: The Laurels Nursing & Rehabilitation Center
 Applicant: Laurels Operating, LP
 Project Description: Construct a replacement facility of up to 258 beds
 County: Manatee District: 6
 Date Filed: April 23, 2003 LOI#: N0304014
 Facility/Project: Westminster Towers
 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 District: 6
 Date Filed: April 24, 2003 LOI#: N0304015
 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 beds and the addition of up to 14 new beds
 County: Manatee District: 6
 Date Filed: April 24, 2003 LOI#: N0304016
 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 beds and the addition of up to six new beds
 County: Charlotte District: 8
 Date Filed: April 28, 2003 LOI#: N0304017
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a hospice program
 County: Charlotte District: 8
 Date Filed: April 24, 2003 LOI#: N0304018
 Facility/Project: Port Charlotte Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Establish 12 inpatient hospice beds through the conversion of six residential beds and the addition of six new beds
 County: Collier District: 8

Date Filed: April 28, 2003 LOI#: N0304019
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a hospice program
 County: Sarasota District: 8
 Date Filed: April 24, 2003 LOI#: N0304020
 Facility/Project: Sarasota Hospice House
 Applicant: Hospice of Southwest Florida, Inc.
 Project Description: Add up to 12 inpatient hospice beds
 County: Sarasota District: 8
 Date Filed: April 24, 2003 LOI#: N0304021
 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 beds and the addition
 of up to 12 new beds
 County: Palm Beach District: 9
 Date Filed: April 28, 2003 LOI#: N0304022
 Facility/Project: The Children’s Place at Home Safe, Inc.
 Applicant: The Children’s Place at Home Safe, Inc.
 Project Description: Establish up to a 24-bed skilled nursing
 facility through the delicensure of up to 24 skilled nursing beds
 at Palm Beach County Home a/k/a Edward J. Healey
 Rehabilitation and Nursing Center

If requested within 14 days after notice that an application
 has been filed, a public hearing may be held at the local level
 within 21 days after July 2, 2003, the date the application is
 scheduled to be deemed complete. Tentative hearing dates will
 be published on June 13, 2003.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**FLORIDA CATEGORICAL
EXCLUSION NOTIFICATION**

The Florida Department of Environmental Protection has
 determined that the proposed City of Cocoa’s wastewater
 facilities will not have a significant adverse affect on the
 environment.

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

For more information regarding the Florida Categorical
 Exclusion Notification, please contact: Troy M. Mullis,
 (850)245-8358.

The Department of Environmental Protection gives notice of
 its intent to grant a modification to a water quality exemption
 (OGC Case Number 01-0332) to Tropicana Products, Inc. The
 water quality exemption allows the Tropicana Products Class
 V, Group 4 injection project to exceed the secondary drinking
 water standard for color, and odor, and iron. The modification
 to this exemption is to allow a higher alternative level for color
 and odor.

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,” under program area “ground water.”

For information concerning this intent to grant, contact
 Richard Deuerling, (850)245-8653.

The Department of Environmental Protection, Office of Greenways and Trails, will accept proposals for land acquisition funding under the Florida Greenways and Trails Program between May 9, 2003 and July 8, 2003. Applicants must apply for and receive a "Certificate of Eligibility," prior to submittal of an application. Once eligible, an applicant must submit an original "Application for Acquisition of Land" and twenty-four (24) first-generation copies of the application and supporting documentation to the Office of Greenways and Trails at the address listed below by 5:00 p.m. July 8, 2003. Faxes cannot be accepted.

The Florida Greenways and Trails Program receives approximately \$4.5 million annually, funded through the sale of bonds authorized under the Florida Forever Act. For an application or copy of the rule containing detailed program requirements, call (850)245-2052 or our toll free number at 1(877)822-5208 or visit our web site at www.floridagreenwaysandtrails.com or write the Office of Greenways and Trails at:

Department of Environmental Protection
Office of Greenways and Trails
3900 Commonwealth Blvd., MS 795
Tallahassee, FL 32399-3000
(850)245-2052

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the following carrier, pursuant to Section 627.6475(5), F.S., has elected to become 'risk-assuming': United Healthcare Insurance Company.

Public comments will be received until May 31, 2003. Comments may be addressed to: Larry Daniels, Bureau of Life and Health Forms and Rates, 200 East Gaines Street, Tallahassee, Florida 32399-0327, (850)922-3152, Ext. 5026.

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Institutions and Securities Regulation has received the following applications. 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., May 30, 2003):

**APPLICATION AND PLAN FOR THE PURCHASE
OF CERTAIN ASSETS AND ASSUMPTION
OF CERTAIN LIABILITIES**

Acquiring Entity: Southern Community Bank, 250 N. Orange Avenue, Orlando, Florida

Selling Entity: Southern Community Bank, Atlantic, Daytona Beach, Florida

Received: April 15, 2003

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: The Bank of Bonifay, Bonifay, Florida

Proposed Purchasers: Michael A. Medley, Bonifay, Florida and Guy F. Medley, Dothan, Alabama

Received: April 28, 2003

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN April 21, 2003
 and April 25, 2003

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE
Division of Library and Information Services

1B-26.003	4/23/03	5/13/03		29/10
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DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice Programs

2A-2.002	4/23/03	5/13/03	29/4	29/13
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STATE BOARD OF ADMINISTRATION

19-8.010	4/23/03	5/13/03		29/8
19-8.012	4/23/03	5/13/03		29/8
19-8.029	4/23/03	5/13/03		29/8
19-8.030	4/23/03	5/13/03		29/8
19-8.031	4/23/03	5/13/03		29/8

DEPARTMENT OF CORRECTIONS

33-210.102	4/21/03	5/11/03	29/6	29/11
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WATER MANAGEMENT DISTRICTS
St. Johns River Water Management District

40C-8.031	4/22/03	5/12/03	29/4	29/13
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DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

60H-1.002	4/23/03	5/13/03		29/9
60H-1.003	4/23/03	5/13/03		29/9
60H-1.007	4/23/03	5/13/03		29/9
60H-1.009	4/23/03	5/13/03		29/9
60H-1.015	4/23/03	5/13/03		29/9
60H-1.022	4/23/03	5/13/03		29/9
60H-1.027	4/23/03	5/13/03		29/9
60H-1.030	4/23/03	5/13/03		29/9

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Division of Florida Land Sales, Condominiums and Mobile Homes

61B-60.001	4/25/03	5/15/03		29/11
61B-60.002	4/25/03	5/15/03		29/11
61B-60.003	4/25/03	5/15/03		29/11
61B-60.006	4/25/03	5/15/03		29/11

Electrical Contractors' Licensing Board

61G6-4.019	4/23/03	5/13/03		29/12
61G6-5.002	4/23/03	5/13/03		29/12

Board of Pilot Commissioners

61G14-15.003	4/21/03	5/11/03		29/12
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Board of Accountancy

61H1-27.001	4/21/03	5/11/03		29/10
61H1-36.005	4/21/03	5/11/03		29/10

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-550.310	4/25/03	4/25/03		29/2
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DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

64B3-8.002	4/25/03	5/15/03	28/50	29/12
64B3-8.005	4/25/03	5/15/03	28/50	29/12