

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF CORRECTIONS

RULE TITLE: Use of Force
 RULE NO.: 33-602.210

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to: correct titles of and references to existing forms; incorporate a new form; correct cross-references contained in the rule; clarify provisions related to use of force on inmates receiving mental health treatment; clarify guidelines for use of chemical agents, and provide for the use of a new use of force device.

SUBJECT AREA TO BE ADDRESSED: Use of Force.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 945.35 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.210 Use of Force.

(1) through (4) No change.

(5) The warden or duty warden will be consulted and give her or his permission prior to use of physical force. In spontaneous use of force incidents when circumstances do not permit prior approval, the warden or duty warden will be notified immediately following any use of force incident. Whenever force is authorized, the employee who was responsible for making the decision to use force pursuant to subsection (1) shall prepare, date and sign the Authorization For Use of Force Report, Form DC6-232 either during, or immediately after, the tour of duty when force was used. If the authorization for force is given after normal working hours, the person authorizing the force shall complete and sign Form DC6-232 within one working day (Monday through Friday) following the incident. Form DC6-232 is incorporated by reference in subsection ~~(20)(19)~~ of this rule.

(6) Whenever force is used, a detailed written report of force used shall be prepared, dated and signed by the initial employee using force. Form DC6-230, Institutions Report of Force Used, shall be used for this purpose. If more than one employee was involved in the initial use of force, the highest ranking official involved or the most senior employee shall

complete the report. Each additional employee involved in the use of force who agrees with the facts and circumstances as reported on Form DC6-230 ~~Section part~~ I shall prepare an Institutions Report of Force Used Staff Supplement, Form DC6-231. The report shall describe in detail the type and amount of force used by himself or herself. Each Employee shall individually write his or her own report, then submit the completed report to the clerical personnel designated by the warden to type all the reports onto one form to be signed by each employee. Any additional employee who does not agree with the facts and circumstances as reported in Form DC6-230 ~~Section part~~ I shall prepare a separate Form DC6-230, Institutions Report of Force Used. Forms DC6-230 and DC6-231 are incorporated by reference in subsection ~~(20)(19)~~ of this rule.

(7) No change.

(8) The warden or acting warden shall immediately conduct a preliminary review of the video tape(s) and all associated reports for signs of excessive force or procedural deviation. If signs of excessive force or procedural deviation are noted by the warden or assigned inspector, she or he will notify the Office of the Inspector General directly, so that there is no undue delay in initiating an investigation. The warden shall then appoint a staff member of equal or higher rank than those involved in the use of force to collect all pertinent information and required documentation. This information will include the reports of all involved staff and the statements of staff witnesses, inmate witnesses, the inmate subject, and the completed Use of Force File Checklist, Form DC1-813. All inmate statements (subject and witnesses) shall be made in writing using the Witness Statement, Form DC6-112C. Form DC6-112C is incorporated by reference in Rule 33-601.313, F.A.C. All employees who witness but do not participate in the use of force shall complete an Incident Report, Form DC6-210. Form DC6-210 is incorporated by reference in subsection ~~(20)(19)~~ of this rule. This process will be completed within 5 working days (Monday through Friday). The warden shall review the information and note any inappropriate actions. The warden shall review the Use of Force File Checklist, Form DC1-813, and shall forward the videotape(s) and associated reports on the use of force and the warden's review to the institutional inspector within five working days. Form DC1-813 is incorporated by reference in subsection ~~(20)(19)~~ of this rule. The institutional inspector will ensure that all documentation is complete and will forward all materials to the Use of Force Unit within the Office of the Inspector General (OIG) within 5 working days. The OIG, following its review, will either approve the use of force action or disapprove it. If necessary, it will be referred for investigation before final approval or disapproval. If disapproved, the OIG shall advise the warden in writing of the reason for the disapproval so that the warden can take any needed corrective action. If employee disciplinary action appears warranted, the warden shall forward the materials to the service center employee relations supervisor. Form DC6-296, Disapproved

Use of Force/Disposition Report, shall be used for this purpose. Form DC6-296 is incorporated by reference in subsection (20)(19) of this rule. The warden shall document all corrective action taken. Copies of the employee's report, the warden's summary and the inspector general's review and determination shall be kept in the inmate's file. A Use of Force Log, Form DC2-802, shall be placed in every employee's personnel file. This form will be maintained by the servicing personnel office and shall contain a record of every report of use of force and staff supplement completed by the employee. The warden or his or her designee shall be responsible for submitting accurate information to the personnel office in order to maintain the DC2-802. Any use of force reports completed prior to April 15, 1998 shall also remain in the file. Form DC2-802, Use of Force Log, is incorporated by reference in subsection (20)(19) of this rule.

(9) Any employee who witnesses, or has reasonable cause to suspect, that an inmate has been unlawfully abused shall immediately prepare, date and sign an Incident Report, Form DC6-210, pursuant to Section 944.35(5), F.S., specifically describing the nature of the force used, the location and time of the incident and the persons involved. The report shall be delivered to the inspector general of the department with a copy delivered to the warden of the institution. The inspector general shall conduct an appropriate investigation and, if probable cause exists that a crime has been committed, notify the state attorney in the circuit in which the institution is located. Form DC6-210, Incident Report, is incorporated by reference in subsection (20)(19) of this rule.

(10) Force or restraint may be used to administer medical treatment when ordered by a physician or clinical associate, and only when treatment is necessary to protect the health of other persons, as in the case of contagious and venereal diseases, or when treatment is offered in satisfaction of a duty to protect the inmate against self-inflicted injury or death. The physician or clinical associate shall prepare a report documenting the reasons that force or restraint was authorized. Form DC6-232, Authorization for Use of Force Report, shall be used for this purpose. The physician's or clinical associate's report shall be attached to the Institutions Report of Force Used when actual force is used, or the Incident Report, Form DC6-210, in cases when restraints are applied without the use of force as described above. In each instance a DC4-701C, Emergency Room Record, shall be completed in its entirety with applicable data, or the letters N/A used to indicate not applicable. Form DC4-708, Diagram of Injury, shall also be completed in its entirety with applicable data, or the letters N/A used to indicate not applicable. In each case, the examination shall be complete and result in a clear statement by the medical provider that there is or is not an injury, and the record shall provide sufficient documentation to support that conclusion. In all cases where physical force is used to manage an inmate, the inmate and any employee who is involved will be required to receive a medical examination or will sign a

Refusal of Health Services Affidavit, Form DC4-711A, declining the examination. In those cases where an injury is claimed but not substantiated by medical examination, the statement by the medical provider shall indicate this, and the documentation shall be sufficient to support that no injury was found upon examination. Forms DC4-711A, DC4-701C and DC4-708 are incorporated by reference in subsection (20)(19) of this rule. When the use of psychiatric restraints (leather or vinyl waist belt, wrist cuffs and leg restraints; protective helmets; four point restraints) is authorized and the inmate does not offer resistance to the application of the restraints, the completion of an Institutions Report of Force Used, Form DC6-230, or an Institutions Report of Force Used Staff Supplement, Form DC6-231, will not be required. In these situations, where there is no resistance to the application of psychiatric restraints, the application of the restraints will be videotaped and an Incident Report, Form DC6-210, will be completed. The videotape, the completed incident report, and the completed Authorization for Use of Force Report, Form DC6-232, will be forwarded to the warden or acting warden for review within one working day. The warden will forward the videotape and associated reports to the institutional inspector within five working days. The institutional inspector will ensure that all documentation is complete and will forward all materials to the Office of the Inspector General, as outlined in subsection (8) above, for review. If at any time prior to or during the application of the psychiatric restraints the inmate offers resistance to the application, the steps outlined in subsection (6) above will be followed, to include the completion of the Authorization for Use of Force Report, Form DC6-232.

(11) No change.

(12) Batons, chemical agents, electronic immobilization devices, and specialty impact munitions shall not be used on inmates who are assigned to inpatient mental health care in an infirmary units (i.e., isolation management rooms, transitional care units, crisis stabilization units, and the corrections mental health institution, or other mental health treatment facility.) except when it appears reasonable necessary to:

(a) through (d) No change.

(13) Use of electronic immobilization devices.

(a) through (d) No change.

(e) When in a close management or confinement setting, prior to utilizing electronic immobilization devices, the officer shall review Form DC4-650B, Chemical Agents Risk Assessment for the Use of Chemical Agents and Electronic Immobilization Devices Form, to determine whether the inmate has a medical condition which may be exacerbated by use of electronic immobilization devices. If no form is available, and where time and circumstances permit, medical staff shall be consulted to determine if the inmate has any medical condition that would make the use of an electronic

immobilization device dangerous to that inmate's health. Form DC4-650B is incorporated by reference in subsection (20) of this rule.

(f) No change.

(g) As soon as possible following each use of an electronic immobilization device the inmate shall be afforded medical examination and treatment. Medical staff shall, upon completing the medical examination, make a mental health referral for each inmate who is classified S-2 or S-3 on the health profile. The referral shall be made by completing Form DC4-529, Staff Request/Referral, and sending it to mental health staff. Form DC4-529 is incorporated by reference in subsection (20) of this rule. Mental health staff shall evaluate the inmate not later than the next work-day to determine whether a higher level of mental health care (isolation management, transitional, or crisis stabilization) is indicated. For the purposes of this rule, the following definitions shall apply:

1. through 2. No change.

(h) through (k) No change.

(l) Electronic immobilization devices shall not be utilized after the application of any CN or CS chemical agents.

(14) Use of Chemical Agents.

(a) The following chemical agents are authorized for use by the department:

1. OC – Oleoresin Capsicum (pepper spray) – An inflammatory agent that causes tearing and involuntary closing of the eyes, nasal discharge, sneezing, disorientation, and the sensation of respiratory distress.

a. OC is the primary chemical agent to be used for cell extractions and other in-cell, individual, use, unless circumstances exist as outlined in subparagraph 2. below.

b. OC shall be used only in the manner prescribed in department rules and procedures, consistent with manufacturer directions.

c. OC shall not be used in conjunction with any electronic immobilization device.

2. CS – Orthochlorbenzal Malononitrile or Orthochlorobenzylidene Malononitrile – An irritant agent that causes eyes to burn and tear, nasal discharge, and skin and upper respiratory irritation.

a. CS shall be used for cell extractions and other in-cell, individual, use only when OC is ineffective and efforts to talk the inmate into cooperating have failed.

b. When documentation is available, e.g. previous Institutional Report of Force Used, Form DC6-230, to substantiate that the use of OC has in the past proven ineffective in controlling a specific inmate, the warden or duty warden has the option to authorize the use of CS as the initial/primary chemical agent.

c. CS is additionally authorized as the initial/primary chemical agent during in-cell applications in which the inmate has covered his person or fabricated a barrier in an effort to prevent direct contact with the chemical agent.

d. When CS is used as the initial/primary chemical agent the justification shall be listed in Section I of Form DC6-230, Institutions Report of Force Used.

b. through c. renumbered e. through f. No change.

3. No change.

(b) through (j) No change.

(k) Chemical agents shall be stored in the main arsenal. A small amount of chemical agents may be stored in secure locations such as the control room mini-arsenal or the officer's station in confinement and close management units until its use is authorized. Each stored chemical agent dispenser will be numbered. The Chemical Agent Accountability Log, Form DC6-216, will be kept in all areas in which chemical agents are stored and will be utilized to record the weight of each numbered chemical agent dispenser prior to issue and again when it is returned to the secure inventory storage area. The weighing process will be conducted and a verifying entry will be made in the log, including the signature of the shift supervisor authorizing the use of the chemical agent. The chief of security shall monitor the canister weights following each use of chemical agents to ensure the amounts used are consistent with that expected by reviewing and initialing the Chemical Agent Accountability Log, Form DC6-216. Form DC6-216 is incorporated by reference in subsection ~~(20)(19)~~ of this rule. Staff designated by the Secretary of the Department shall be issued one three or four ounce dispenser of ~~MK-4 Defense Technologies 10% non-flammable OC pepper spray or equivalent~~, with marking dye, after being properly trained in chemical agent utilization. The chemical agent dispenser shall be securely encased and attached to the officer's belt. Each MK-4 chemical agent dispenser will be secured within a pouch by a numbered, breakable seal. Form DC6-213, Individual Chemical Agent Dispenser, will be utilized to document the name of the officer to whom each dispenser is assigned as well as the seal number on the dispenser she or he received. Upon receiving the dispenser and pouch, the officer will examine the safety seal to ensure that it is intact. If the seal is broken, the Shift Supervisor will be notified immediately and an Incident Report, Form DC6-210, will be written. Forms DC6-210 and DC6-213 are incorporated by reference in subsection ~~(20)(19)~~ of this rule. The arsenal sergeant shall maintain a mastery inventory of all individual chemical agent dispensers complete with the weight of the dispenser at the time the original seal is attached. Whenever a dispenser is returned with a broken seal, the arsenal sergeant shall document the weight of the dispenser on the Form DC6-216 and attach a new seal.

(l) No change.

(m) Procedure for the use of chemical agents on disruptive inmates under controlled conditions:

1. No change.

2. If the confinement or close management lieutenant or shift supervisor's efforts to control the disorderly inmate have failed and the use of chemical agents is the least level of force that can be expected to successfully gain control of the disruptive inmate while minimizing the risk of injuries to all involved, the shift supervisor shall:

a. When in a close management or confinement setting, review Form DC4-650B, Chemical Agent Risk Assessment for the Use of Chemical Agents and Electronic Immobilization Devices Form, to determine if the inmate has a medical condition that would be exacerbated by the use of chemical agents; if no form is available, where time and circumstances permit, contact medical staff to determine whether the inmate has any medical condition that would make the use of chemical agents dangerous to that inmate's health; and

b. through 3. No change.

(n) Medical Requirements. All inmates shall be examined by medical staff as soon as possible after the chemical agent has been used but not more than one hour after the first exposure, except in cases of emergency where this may not be possible. In each instance a DC4-701C, Emergency Room Record, shall be completed in its entirety with applicable data, or the letters N/A used to indicate not applicable. If an injury is claimed or found to exist, Form DC4-708, Diagram of Injury, shall also be completed in its entirety with applicable data, or the letters N/A used to indicate not applicable. In each case, the examination shall be complete and result in a clear statement by the medical provider that there is or is not an injury, and the record shall provide sufficient documentation to support that conclusion. In those cases where an injury is claimed but not substantiated by medical examination, the statement shall indicate that, and the documentation shall be sufficient to support that no injury was found upon examination. Medical staff shall, upon completing the medical examination, make a mental health referral for each inmate who is classified S-2 or S-3 on the health profile. The referral shall be made by completing Form DC4-529, Staff Request/Referral, and sending it to mental health staff. Form DC4-529 is incorporated by reference in subsection (20) of this rule. Mental health staff shall evaluate the inmate not later than the next working day, to determine whether a higher level of mental health care (isolation management, transitional or crisis stabilization) is indicated.

(o) through (p) No change.

(15) through (16) No change.

(17) Pepperball Launching System (PLS). The PLS shall be used primarily by restricted labor squad supervisors and exercise officers for designated confinement, close management and death row populations. The PLS is intended

for the dispersal of chemical agents in situations where the use of aerosol type agents would not be effective due to weather conditions or when their use could subject the officer or uninvolved inmates to injury. The PLS shall only be employed by officers trained in their use and effects.

(a) The secretary shall designate those institutions authorized to utilize the PLS.

(b) In controlled situations when time constraints are not an issue, the PLS can only be used if authorized by the warden or duty warden. Additionally, certified correctional staff will be designated by the warden to utilize the PLS and will be pre-authorized to administer chemical agents in instances where chemical agents must be used immediately to quell assaults and fights among inmates assigned as outlined in paragraphs (c) and (d) below.

(c) PLS is authorized for use to quell assaults and fights among inmates assigned to restricted labor squads.

(d) PLS is authorized for use in designated confinement, close management and death row recreation areas to quell assaults and fights among inmates.

(e) PLS is classified as less-than-lethal at all distances, but, unless the incident necessitates otherwise, it shall be primarily utilized at a distance of five (5) feet or greater to prevent the inmate from attempting to take control of the launcher.

(f) Written authorization from the warden or acting warden shall be received prior to utilization of the PLS for situations other than those described in paragraphs (c) and (d) above. This written authorization shall detail the reasons it was necessary to utilize the PLS in addition to or in place of aerosol type chemical agents.

(g) All subsequent reports, medical requirements and reviews required for the use of chemical agents as outlined in subsection (14) above shall be completed after the use of the PLS.

(17) through (18) renumbered (18) through (19) No change.

~~(20)~~(19) The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (b) No change.

(c) DC4-529, Staff Request/Referral, effective _____.

(c) through (l) renumbered (d) through (m) No change.

~~(n)~~(m) DC4-650B, Chemical Agents Risk Assessment for the Use of Chemical Agents and Electronic Immobilization Devices Form, effective _____ July 25, 2002.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.35 FS. History--New 4-8-81, Amended 10-10-83, 9-28-85, Formerly 33-3.066, Amended 3-26-86, 11-21-86, 4-21-93, 7-26-93, 11-2-94, 2-12-97, 11-8-98, Formerly 33-3.0066, Amended 10-6-99, 2-7-00, 7-25-02, _____.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Individual Environmental 40D-4
Resource Permits

RULE TITLE: RULE NO.:

Publications and Agreements 40D-4.091
Incorporated by Reference

PURPOSE AND EFFECT: The ERP Basis of Review (BOR) makes specific reference to cumulative impacts in Section 3.2.8 when describing how an applicant can provide reasonable assurance that a proposed activity will not cause adverse impacts to wetlands and other surface waters. However, no specific reference is made to cumulative impacts in the Basis of Review sections that address water quantity and water quality. This proposed rulemaking is intended to make it clear that the District considers cumulative impacts with respect to all water quantity and quality issues, not just when considering impacts to wetlands and other surface waters.

SUBJECT AREA TO BE ADDRESSED: Section 1.1 of the Basis of Review of the Environmental Resource Permit Information Manual.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40D-4.091 Publications and Agreements Incorporated by Reference.

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

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

(2) through (4) No change.

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

ENVIRONMENTAL RESOURCE PERMITTING

BASIS OF REVIEW

CHAPTER 1

CHAPTER ONE – INTRODUCTION

1.1 Objectives – Under Part IV of Chapter 373, Florida Statutes (F.S.) and Chapters 40D-4, 40, and 400, Florida Administrative Code (F.A.C.), the District is responsible for permitting construction and operation of surface water management systems within its jurisdictional boundaries. The objective of this Basis of Review document is to identify the usual procedures and information used by the District staff in permit application review. The objective of the review is to ensure that the permit will authorize activities or situations which are not harmful to the water resources of the District or inconsistent with the public interest.

To obtain an Environmental Resource Permit an applicant must provide reasonable assurance that the construction, alteration, operation, maintenance, removal or abandonment of a surface management system will not cause, either singly or cumulatively, adverse impacts to the water resources. The Basis of Review is intended to provide guidance to applicants on how they can provide such reasonable assurance.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: RULE NO.:

Home and Community-Based 59G-8.200
Services Waivers

PURPOSE AND EFFECT: The purpose of this rule notice is to incorporate by reference the Project AIDS Care Waiver Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Project AIDS Care Waiver Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Home and Community-Based Services Waivers.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

IF REQUESTED IN WRITING WITHIN 14 DAYS BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Tuesday, June 10, 2003

PLACE: Medicaid Office Conference Room, Area 11, 8355 NW 53rd Street, Manchester Building, Miami, Florida 33166

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Friday, June 13, 2003

PLACE: Cross Town Business Center, Building B #228, 4951 Adamo Drive (State Road 60), Tampa, Florida 33605

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Tuesday, June 17, 2003

PLACE: 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Tuesday, June 24, 2003

PLACE: 651 K West 14th Street, Panama City, Florida 32401

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Friday, June 27, 2003

PLACE: 515 West 6th Street, Smith Auditorium, 1st Floor, Jacksonville, Florida 32216

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sheila Mani, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)487-2618

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-8.200 Home and Community-Based Services Waivers.

(1) through (15) No change.

(16) Project AIDS Care Waiver.

(a) This rule applies to all Project AIDS Care waiver services providers enrolled in the Medicaid program.

(b) All Project AIDS Care waiver services providers enrolled in the Medicaid program must comply with Project AIDS Care Waiver Services Coverage and Limitations Handbook, October 2003, which is incorporated by reference, in subsection 59G-8.200(16), F.A.C.

Specific Authority 409.919 FS. Law Implemented 409.906(12), 409.912(7) FS. History—New 4-20-82, Formerly 10C-7.527, Amended 3-22-87, 11-23-89, Formerly 10C-7.0527, Amended 1-16-96, 7-23-97, 1-6-02, 10-27-02,

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE: Family-Related Medicaid Eligibility

RULE NO.:

Determination Process 65A-1.704

PURPOSE AND EFFECT: Rule 65A-1.704, F.A.C., is being amended to incorporate a revised Health Insurance Application for Pregnant Women form, CF-ES 2700, by reference.

SUBJECT AREA TO BE ADDRESSED: The revised form is changed to: clarify on the first page that only the pregnant woman must provide an SSN and an INS ID number; add information to the certification and authorization section on the first page to show that the applicant is agreeing that MomCare, the Healthy Start Coordinator, WIC, and DCF may contact the applicant about their participation in prenatal care and delivery programs; add citizenship status to the SSN on page 2 as information that must be provided and clarify that SSNs are not

provided to the INS; revise the monthly income guidelines; and, add information about the WIC program below the monthly income guidelines.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 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: 2:00 p.m., June 9, 2003

PLACE: Building 3, Room 100, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT 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. Note: the only thing changing in the rule text is the edition date of form CF-ES 2700.

FLORIDA HOUSING FINANCE CORPORATION

| RULE TITLES: | RULE NOS.: |
|--|------------|
| Definitions | 67-49.001 |
| Procurement of Commodities or Contractual Services | 67-49.002 |
| Withdrawal of Invitation to Bid, Invitation to Negotiate, Request for Proposals or Request for Qualifications | 67-49.003 |
| Emergency Purchases | 67-69.0031 |
| Modification of Terms of Invitation to Bid, Invitation to Negotiate, Request for Proposals or Request for Qualifications | 67-49.004 |
| Responsibility of Bidders and Offerors | 67-49.005 |
| Evaluation of Bids or Proposals | 67-49.006 |
| Evaluation of Responses | 67-49.007 |
| Identical (Tie) Responses | 67-49.008 |
| Right to Waive Minor Irregularities | 67-49.009 |
| Selection Protest Procedures | 67-49.010 |

PURPOSE AND EFFECT: The purpose of this Rule is to establish the procedures by which the Corporation shall procure commodities or contractual services.

SUBJECT AREA TO BE ADDRESSED: If requested in writing a Rule Development workshop will be held to receive comments and suggestions from interested persons relative to proposed amendments to this Rule.

SPECIFIC AUTHORITY: 420.507(12) FS.

LAW IMPLEMENTED: 420.507(13),(27) 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., June 6, 2003
PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Rick Seltzer Conference Room, 6th Floor, Tallahassee, FL 32301-1329

Any person requiring special accommodation at this workshop because of a disability or physical impairment should contact Robin Grantham at the above address. If you are hearing or speech impaired, please use the Florida Dual Party Relay System, 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Robin L. Grantham, Contract Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON FLORIDA HOUSING FINANCE CORPORATION'S WEB SITE www.floridahousing.org

Section II Proposed Rules

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Fresh Fruit Maturity Tests
RULE CHAPTER NO.: 20-34

RULE TITLE: Requirements for Break in Color
RULE NO.: 20-34.005

PURPOSE AND EFFECT: Housekeeping amendment eliminating language referring to varieties no longer regulated by the Department of Citrus and clarifying color requirements for grapefruit.

SUMMARY: Eliminating language referring to varieties no longer regulated by the Department of Citrus and clarifying color requirements for grapefruit.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of 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: 601.10(1), (7), 601.11 FS.

LAW IMPLEMENTED: 601.11, 601.16, 601.19, 601.21 FS.

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:30 a.m., July 16, 2003
PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, License & Regulation Specialist, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF PROPOSED RULE IS:

20-34.005 Requirements for Break in Color.

(1) Grapefruit – yellow or characteristic color must predominate on not less than 25% of the fruit's surface in the aggregate.

(2) Oranges.

(a) For the period August 1 through November 15 of each year, oranges must have yellow color predominating on not less than 50% of the fruit's surface in the aggregate. Except, oranges of the Parson Brown variety need only show a break in color on not less than 25% of the fruit's surface in the aggregate.

(b) For the period November 16 through July 31 of the following year all oranges (other than Temple oranges) must have yellow color predominating on not less than 25% of the fruit's surface in the aggregate.

(c) Should the Commission make a determination and advance the seasonal dates, pursuant to §601.19(3), Florida Statutes, the color break requirements for oranges shall be as follows:

1. For the period August 1 through October 31 of the same year, yellow color must predominate on not less than 50% of the fruit's surface in the aggregate. Except oranges of the Parson Brown variety need only show a break in color on not less than 25% of the fruit's surface in the aggregate.

2. For the period November 1 through July 31 of the following year, all oranges, other than Temple oranges, must have yellow color predominating on not less than 25% of the fruit's surface in the aggregate.

(3) Tangerines – yellow color must predominate on not less than 50% of the fruit's surface in the aggregate.

(4) Hybrids – for color break requirements for all hybrids (~~Honey tangerines, K-Early Citrus Fruit, etc.~~) see Department of Citrus Rule 20-13, F.A.C.

Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.11, 601.16, 601.19, 601.21 FS. History—Formerly 105-1.01(3)(c), Revised 1-1-75, Formerly 20-34.05, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ken Keck, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ken Keck, General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 19, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 16, 2003

DEPARTMENT OF ELDER AFFAIRS

Statewide Public Guardianship Office

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

PURPOSE AND EFFECT: Pursuant to s. 744.7021(2)(f) and s. 744.1085(3), F.S., the Statewide Public Guardianship Office (“SPGO”) is responsible for making approved guardianship training courses available to fulfill the initial 40-hour training requirement for professional guardians. The purpose of this rule is to make such SPGO-approved training courses available, and to adopt the process and criteria to be used by the SPGO in its review and approval of 40-hour professional guardianship training courses.

SUMMARY: The rule sets forth the process and criteria to be applied by the SPGO in approving initial 40-hour professional guardianship training courses developed and submitted for approval to the Statewide Public Guardianship Office. The rule deems approved the initial 40-hour professional guardianship training course offered by or through the Statewide Public Guardianship Office or its direct-support organization, the Public Guardianship Alliance, Inc.

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 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: 744.1083(4), 744.1085(3), 744.7021(4) FS.

LAW IMPLEMENTED: 744.1085(3), 744.7021(2)(f) 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., June 16, 2003

PLACE: MHF 104, University of South Florida Campus, 13301 Bruce B. Downs Blvd., Tampa, FL 33612

Pursuant to the provisions of the American with Disabilities Act, any person requiring special accommodations to participate in the hearing should advise the Statewide Public Guardianship Office at least 5 calendar days before the hearing by contacting the Statewide Public Guardianship Office, (813)974-1649.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jerry Woelfel, Deputy Director of Administrative Services/Government Relations, Statewide Public Guardianship Office, University of South Florida, MHF 104, 13301 Bruce B. Downs Blvd., Tampa, FL 33612-3899, (813)974-1649, (813)974-1350 (Facsimile)

THE FULL TEXT OF THE PROPOSED RULES IS:

58M-3.001 Guardianship Training Program.

(1) Pursuant to Section 744.1085(3), F.S., a professional guardian must receive a minimum of forty hours of instruction and training within one year of becoming a professional guardian. To satisfy this training requirement, a professional guardian must successfully complete an initial 40-hour professional guardianship training course approved by the Statewide Public Guardianship Office pursuant to Rule 58M-3.002, F.A.C.

(2) After successfully completing this initial training, each professional guardian must receive a minimum of 16 hours of continuing education every two calendar years after the year in which the initial 40 hours of instruction and training was completed.

Specific Authority 744.1083(4), 744.1085(3), 744.7021(4) FS. Law Implemented 744.1085(3), 744.7021(2)(f) FS. History—New _____.

58M-3.002 Course Approval Procedure.

(1) To satisfy the initial 40-hour professional guardianship training requirement established in Section 744.1085(3), F.S., a professional guardian must successfully complete a training course approved for this purpose by the Statewide Public Guardianship Office pursuant to this rule. The initial 40-hour professional guardianship training course entitled “The Statewide Public Guardianship Office Basic 40-Hour Guardianship Training Course” offered by or through the Statewide Public Guardianship Office or its direct-support organization, the Public Guardianship Alliance, Inc. is hereby deemed an approved course for this purpose. Courses using “The Statewide Public Guardianship Office Basic 40-Hour Guardianship Training Course” training materials must still be submitted for approval through the procedure stated in this rule.

(2) Training providers seeking approval of 40-hour guardianship courses must submit a written request for approval to the Statewide Public Guardianship Office. The following materials or information must be included or attached to the written request for approval:

(a) The name and contact information of the training provider;

(b) A copy of the complete text. If the training provider intends to use “The Statewide Public Guardianship Office Basic 40-Hour Guardianship Training Course” training materials, the training provider must state that intention in the written request for approval and a copy of the complete text does not need to be included;

(c) A copy of all handout materials;

(d) A curriculum vitae for each course instructor and guest lecturer;

(e) The appropriate fee;

(f) The dates the course is scheduled to be held; and;

(g) The location of the course.

(2) The written request for approval and accompanying materials must be submitted to the Statewide Public Guardianship Office at a minimum of 30 days prior to the first class of the course.

Specific Authority 744.1083(4), 744.1085(3), 744.7021(4) FS. Law Implemented 744.1085(3), 744.7021(2)(f) FS. History–New _____.

58M-3.003 Course Content.

(1) A course approved for the 40 hours of instruction and training must address the following subject areas, but not necessarily in the following order:

(a) Introduction and Overview of Guardianship.

(b) Types of Guardianship:

1. Emergency temporary guardians;

2. Guardians of the person and/or property;

3. Standby guardians;

4. Veteran's guardianship;

5. Natural guardians;

6. Guardians of minors;

7. Pre-need guardians;

8. Foreign guardians;

9. Voluntary guardians;

10. Resident guardians of property of non-resident ward;

11. Guardian advocates;

12. Successor guardianship.

a. Communicating to third parties the fact of successorship.

b. Reviewing actions of a prior guardians.

13. Nature and exigencies of co-guardianship.

14. Institutional guardians.

15. Public Guardians.

(c) Preservation of the Rights, Dignity and Freedom of the Alleged Incapacitated Person or Ward.

1. Alternatives to guardianship;

2. Restoration of rights;

3. Maximizing the retained rights of the ward;

4. Intervention by the least restrictive means;

5. Decision-Making Standards (i.e., the Substituted Judgment and Best Interest Rules).

(d) Care of the Ward.

1. Decision making standards and the Guardian's role in the Ward's health care.

a. Relevant decision making standards;

b. Medical decision making;

c. Advance health-care directives and Chapter 765, Florida Statutes;

d. Living wills;

e. Health care surrogate designations;

f. Health care proxies;

g. Bioethics committees;

h. Care plan meetings at residential facilities;

i. Common medical issues;

j. Hospice, DNRO's and end-of-life decision making;

k. Insurance issues;

l. Effective oversight of medical care;

m. Information regarding commonly used medications (including over-the-counter medications);

2. Abuse, Neglect and Exploitation:

a. Preventing abuse, neglect and exploitation;

b. Spotting prior or current abuse, neglect and exploitation;

c. Remedies for and reporting of abuse, neglect and exploitation;

3. Selecting a living environment for the ward:

a. Considerations in placement;

b. How to keep the ward at home;

c. Locating quality facilities that are compatible with the ward's needs;

d. Admissions process;

e. Paying for the facility;

4. Residents' rights in long-term care facilities.

5. Employment of other professionals.

6. Mental Health Issues.

a. Introduction to gerontology and general psychology;

b. Mental health issues relating to incapacity;

c. Baker Act and Marchman Act issues;

7. Understanding public benefits.

a. Medicaid;

b. Medicare;

c. Social Security issues;

d. Veteran's benefits;

e. Home and community based services;

8. Assessment of the ward's needs and use of the examining committee reports.

9. Visiting the ward.

10. Attendant care.

a. Agreements with care providers;

b. Home health care agencies and payment for placement;

c. Making a claim under a long-term care policy;

11. Preparation for the death of the ward.

a. Funeral preparation estate planning;

b. Home health care agencies and payment for placement;

c. Making a claim under a long-term policy;

(e) Guardianship Administration.

1. Preparation and implementation of reports to the court:

a. Initial report (plan and inventory);

b. Annual reports (plan and accountings);

c. Working with the guardian's attorney, judge, clerk's office and court auditor on guardianship filings;

2. Obtaining court approval:

a. Acts requiring court approval;

- b. Acts not requiring court approval;
- 3. Decision making standards and management of the ward's assets:
 - a. Decision making standards (i.e., substituted judgment and best interest rules):
 - b. Marshaling the ward's assets:
 - c. The Prudent Investor Rule and basic financial management:
 - d. Restricted depository:
 - e. Petitioning for withdrawals:
 - f. Selecting a depository:
 - g. Appraisals:
 - h. Taxes:
 - i. Bookkeeping:
 - j. Payment of bills:
 - k. Estate planning:
 - l. Insurance issues:
 - m. Bond requirement:
 - n. Maintaining the blanket bond:
 - o. Securing guardianship bond on court order:
 - p. Restricted depositories in lieu of bond:
 - 4. Maintaining daily progress notes.
 - 5. Planning for the guardian's absence.
 - a. When a guardian goes on vacation:
 - b. When a guardian is otherwise unable to act:
 - 6. Termination of guardianship.
 - a. Restoration of rights:
 - b. Transfer of guardianship upon change of residence:
 - c. Death of ward:
 - 7. Removal or Resignation of Guardian.
 - (f) Role of Attorneys.
 - 1. Court-appointed attorney:
 - 2. Petitioner's attorney:
 - 3. Guardian's attorney:
 - 4. How to find the right attorney:
 - 5. How to work with the guardian's attorney:
 - 6. The role of mediation:
 - (g) Fees.
 - 1. Tracking the guardian's time and expenses:
 - 2. Preparation of the fee petition:
 - 3. What is billable time?:
 - 4. Attorney's fees:
 - 5. Fees of other professionals:
 - (h) Ethics.
 - 1. The meaning of fiduciary responsibility:
 - 2. Reconciling payment with mission:
 - 3. Listening to the ward and the ward's family:
 - 4. Giving back to the care community:
 - 5. Advocacy:
 - (i) The business of guardianship.

- 1. Use of the computer in guardianship.
 - a. Timekeeping:
 - b. Record keeping:
 - c. Access to information:
 - d. Preparation of reports:
- 2. Networking and accessing community resources.
- 3. Continuing Education.
- 4. Proper action and how to protect oneself as guardian.
 - a. Criminal liability: law enforcement/prosecutorial viewpoint:
 - b. Civil liability: breach of a duty to the ward and/or the ward's estate:
 - c. How to protect yourself and help your ward.
- 5. Public Perception of Guardianship (speaker and/or materials from the press) – "Act as if everything you do will wind up in the local media".
 - (j) Community and statewide resources.
 - (k) Local guardianship issues and rules.
 - (l) Bibliography (suggested readings)/Internet resource directory.

Specific Authority 744.1083(4), 744.1085(3), 744.7021(4) FS. Law Implemented 744.1085(3), 744.7021(2)(f) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jerry Woelfel, Deputy Director of Administrative Services/Government Relations, Statewide Public Guardianship Office

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John Petrila, Executive Director, Statewide Public Guardianship Office

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 9, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 1, 2002

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Portable X-Ray Services
RULE NO.: 59G-4.240

PURPOSE, EFFECT AND SUMMARY: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Portable X-ray Coverage and Limitations Handbook, January 2002. The handbook changes include the January 2002 Portable X-ray Fee Schedule and replaces the Health Care Financing Administration (HCFA) with the new name Centers for Medicare and Medicaid Services (CMS). The effect will be to incorporate by reference in the rule the current Florida Medicaid Portable X-ray Coverage and Limitations Handbook. 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., June 16, 2003

PLACE: Agency for Health Care Administration, 2728 Ft. Knox Boulevard, Building 3, Conference Room A, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Rinaldi, Medicaid Services, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)922-7308

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.240 Portable X-Ray Services.

(1) This rule applies to all suppliers of portable x-ray services enrolled in the Medicaid program.

(2) All portable x-ray providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Portable X-ray Coverage and Limitations Handbook, January 2002 ~~April 2001~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 10-11-81, Formerly 10C-7.411, Amended 7-1-92, Formerly 10C-7.0411, Amended 5-16-94, 1-9-96, 10-20-96, 8-27-97, 3-22-00, 2-14-02,

NAME OF PERSON ORIGINATING PROPOSED RULE: Susan Rinaldi

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 17, 2002

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE TITLE: Phase Condominium Filing RULE NO.: 61B-17.003

PURPOSE AND EFFECT: To clarify existing provisions as to the filing fees for phase amendment filings.

SUMMARY: The rule amendment makes it clear after the recent rule changes that the filing fee for amendments shall apply to a subsequent phase amendment.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs has been prepared.

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

SPECIFIC AUTHORITY: 718.501(1)(f), 718.502(1)(c) FS.

LAW IMPLEMENTED: 718.403(1)-(7), 718.502(3), 718.503(2), 718.104(4)(f) 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., June 24, 2003

PLACE: Warren Building Conference Room #B03, 201 West Bloxham Street, Tallahassee, Florida 32301

Those persons who cannot attend in person may submit their comments in writing: Sharon Elzie, Senior Management Analyst II, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, within 21 days of this notice. Written comments received after the hearing may not be considered.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting: Sharon A. Elzie, Senior Management Analyst II, (850)488-1631. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sharon A. Elzie, Senior Management Analyst II, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030, (850)488-1631

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-17.003 Phase Condominium Filing.

(1) through (4) No change.

(5) Subsequent phases shall be filed using the amendment procedures provided by Rule 61B-17.006, F.A.C., ~~except that the \$100 filing fee shall not apply.~~ The filing fee due pursuant to Section 718.502(3), F.S., for each residential unit being added in the subsequent phase, shall accompany the filing. Each filing of a subsequent phase shall be submitted with the Filing Statement for Subsequent Phase(s).

(6) through (10) No change.

Specific Authority 718.501(1)(f), 718.502(1)(c) FS. Law Implemented 718.403(1)-(7), 718.502(3), 718.503(2), 718.104(4)(f) FS. History—New 11-15-77, Amended 7-22-80, 5-11-82, Formerly 7D-17.03, Amended 1-27-87, Formerly 7D-17.003, Amended 1-20-97, 1-31-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Laura Glenn, Chief, Bureau of Standards and Registration,
 Division of Florida Land Sales, Condominiums and Mobile
 Homes, 1940 North Monroe Street, Tallahassee, Florida
 32399-1030

NAME OF SUPERVISOR OR PERSON WHO APPROVED
 THE PROPOSED RULE: Diane Carr, Secretary, Department
 of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: May 9, 2003

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

Board of Accountancy

RULE TITLE: Reactivation of Inactive Licenses

RULE NO.: 61H1-33.007

PURPOSE AND EFFECT: The rule is being repealed in
 response to concerns of the staff of the Joint Administrative
 Procedures Committee.

SUMMARY: The rule is being repealed.

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: 473.304, 473.313 FS.

LAW IMPLEMENTED: 473.313 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF
 THIS NOTICE, A NOTICE OF HEARING DATE WILL BE
 PUBLISHED IN THE NEXT AVAILABLE FLORIDA
 ADMINISTRATIVE WEEKLY. (IF NOT REQUESTED IN
 WRITING, A HEARING WILL NOT BE HELD)

THE PERSON TO BE CONTACTED REGARDING THE
 PROPOSED RULE IS: John W. Johnson, Executive Director,
 Board of Accountancy, 240 N. W. 76 Drive, Suite A,
 Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-33.007 Reactivation of Inactive Licenses.

Specific Authority 473.304, 473.313 FS. Law Implemented 473.313 FS.
 History—New 8-9-82, Amended 11-6-84, Formerly 21A-33.07, Amended
 4-8-86, Formerly 21A-33.007, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Accountancy

NAME OF SUPERVISOR OR PERSON WHO APPROVED

THE PROPOSED RULE: Board of Accountancy

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: December 6, 2002

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLES: APPLICATION FOR LICENSURE

RULE NOS.: 64B8-30.002

Application for Licensure

64B8-30.003

Physician Assistant Licensure

64B8-30.003

Requirements and Limitations of

64B8-30.007

Prescribing Privileges

64B8-30.008

Formulary

64B8-30.019

Fees Regarding Physician Assistants

64B8-30.019

PURPOSE AND EFFECT: The Council on Physician
 Assistants has recently reviewed its rules to determine whether
 changes are needed. The Council, along with input from staff
 recommended several changes to the above-referenced rules.
 These proposed amendments incorporate those changes.

SUMMARY: The proposed rule amendments provide
 clarification of criteria for licensure; set forth criteria for letters
 of recommendation; provide clarification with regard to the
 formulary; and set forth a renewal fee for prescribing
 physicians in the amount of \$200.

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: 456.036(5),(7), 458.309, 458.347
 FS.

LAW IMPLEMENTED: 456.036(5),(7), 458.347 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: Larry G. McPherson, Jr., Executive
 Director, Board of Medicine/MQA, 4052 Bald Cypress Way,
 Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-30.002 Application for Licensure.

(1) through (2) No change.

(3) All application information must be submitted no later
 than 15 days prior to the Council meeting at which the
 applicant desires his or her application to be considered.

Specific Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 4-28-76, Amended 2-14-79, 9-3-85, 10-20-85, Formerly 21M-17.02, Amended 5-13-87, 1-9-92, Formerly 21M-17.002, 61F6-17.002, 59R-30.002, Amended 6-7-98, _____.

64B8-30.003 Physician Assistant Licensure.

(1) Requirements for Licensure. All applicants for licensure as physician assistants shall submit an application to the Department on forms approved by the Council and Boards and provided by the Department. The applicant must meet all of the requirements of Section 458.347(7), Florida Statutes, or Section 459.022(7), Florida Statutes, and the applicant must submit two personalized and individualized letters of recommendation from physicians. Letters of recommendation must be composed and signed by the applicant's supervising physician, or, for recent graduates, the preceptor physician, and give details of the applicant's clinical skills and ability. Each letter must be addressed to and directed to the Council on Physician Assistants and must have been written no more than six months prior to the filing of the application.

(2) through (6) No change.

Specific Authority 456.013, 456.031(2), 456.033(6), 458.309, 458.347 FS. Law Implemented 456.013, 456.017, 456.031, 456.033, 458.347 FS. History—New 4-28-76, Amended 11-15-78, 10-23-80, 12-4-85, Formerly 21M-17.03, Amended 5-13-87, 11-15-88, 11-15-90, 1-9-92, 5-6-93, Formerly 21M-17.003, Amended 9-21-93, Formerly 61F6-17.003, Amended 9-8-94, 11-30-94, 10-25-95, 3-25-96, Formerly 59R-30.003, Amended 6-7-98, 8-19-99, 5-28-00, 3-3-02, _____.

64B8-30.007 Requirements and Limitations of Prescribing Privileges.

Written prescriptions shall be subject to the following requirements:

(1) Each supervising physician and prescribing physician assistant shall enter into and keep on file a written agreement outlining which ~~of the~~ medicinal drugs not prohibited by ~~in~~ the formulary the supervising physician has specifically authorized the physician assistant to prescribe.

(2) through (3) No change.

Specific Authority 458.309, 458.347 FS. Law Implemented 458.347 FS. History—New 9-21-93, Formerly 61F6-17.0037, Amended 5-6-96, Formerly 59R-30.007, Amended 5-12-98, _____.

64B8-30.008 Formulary.

(1) No change.

(2) A supervising physician may delegate to a prescribing physician assistant only such authorized medicinal drugs as are used in the supervising physician's practice, not listed in paragraph (1).

(3) through (4) No change.

Specific Authority 458.309, 458.347(4)(f)1. FS. Law Implemented 458.347(4)(e),(f) FS. History—New 3-12-94, Formerly 61F6-17.0038, Amended 11-30-94, 2-22-95, 1-24-96, 11-13-96, 3-26-97, Formerly 59R-30.008, Amended 11-26-97, 1-11-99, 12-28-99, 6-20-00, 11-13-00, 2-15-02, _____.

64B8-30.019 Fees Regarding Physician Assistants.

The following fees are prescribed by the Council and adopted by the Boards:

(1) through (3) No change.

(4) The application fee for a person applying to be certified as a prescribing physician assistant shall be \$200.00. The fee for initial certification as a prescribing physician assistant shall be \$200.00. The renewal fee for a prescribing physician assistant shall be \$200.

No additional fees will be required for any separate application for a distinct area of practice or a change in practice setting during the same biennium.

(5) through (9) No change.

Specific Authority 456.036(5),(7), 458.309, 458.347 FS. Law Implemented 456.036(5),(7), 458.347 FS. History—New 8-11-98, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2003

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

DEPARTMENT OF HEALTH

Board of Athletic Training

RULE TITLE: Address of Record
RULE NO.: 64B33-2.004

PURPOSE AND EFFECT: The Board of Athletic Training proposes to create a rule regarding updating licensee's address of record.

SUMMARY: The Board of Athletic Training has determined that a rule is needed to inform licensees of the requirement that they provide written or electronic notification to the department of the licensee's addresses.

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: 468.705 FS.

LAW IMPLEMENTED: 456.035 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Athletic Training

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 9, 2003

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE: Eligibility Determination Process RULE NO.: 65A-1.205

PURPOSE AND EFFECT: The proposed amendment of these rules will incorporate by reference client notice and contact forms used in the eligibility determination process and clarify interview requirements.

SUMMARY: This proposed rule amendment incorporates by reference various versions of the Notice of Case Action, the Withdrawal notice, the Verification list, the Request for Assistance, the Application for Public Assistance (Common Application Form or CAF) and a revised Screening Form for Expedited Medicaid Appointments. Further, information is clarified about when face-to-face and telephone interviews are conducted.

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: 409.212(7), 409.919, 410.033, 414.45 FS.

LAW IMPLEMENTED: 409.212, 409.902, 409.903, 409.904, 410.033, 414.095, 414.31 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 16, 2003

PLACE: 1317 Winewood Boulevard, Building 3, Room 100, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Audrey Mitchell, Program Administrator, Policy Support Unit, 1317 Winewood Boulevard, Building 3, Room 421, Tallahassee, Florida 32399-0700, telephone (850)488-3090

THE FULL TEXT OF THE PROPOSED RULES IS:

65A-1.205 Eligibility Determination Process.

(1) The individual receives a Request for Assistance and completes it to the best of the individual's ability. The eligibility specialist determines the potential eligibility of each household member for public assistance and prints out the data on the Common Application Form. The individual then decides whether or not to apply for assistance. The Common Application Form is signed by the individual to complete the process of applying. The applicant must be informed of the department's standards of assistance, penalties for fraud, right to appeal and to have a fair hearing, the civil rights provisions and other rights and responsibilities. Rights and responsibilities are provided to applicants on form CF-ES 2064 (incorporated by reference in Rule 65A-1.204, F.A.C.). An applicant may withdraw the application at any time without affecting his right to reapply at any time.

(a) through (b) No change.

(c) Time standards for processing applications vary by public assistance program. The time standard begins with the date on which the department or an outpost site receives a signed and dated application and ends with the date on which benefits are made available or a determination of ineligibility is made. For the Medicaid and OSS programs, the time standard ends on the date an eligibility notice is mailed. Applications must be processed and determinations of eligibility or ineligibility made within the following time frames:

| Program | Application Processing Time Standards |
|--|---------------------------------------|
| Expedited Food Stamps | 7 days |
| Food Stamps | 30 days |
| Temporary Cash Assistance, Refugee Assistance and Child In Care | 45 days |
| Medical Assistance and State Funded Programs for individuals who apply on the basis of disability | 90 days |
| For all other Medical Assistance and State Funded Programs for applicants on the basis of Eligibility, including OSS, QMB, SLMB, and Q11 | 45 days |

All days counted after the date of application are calendar days. Applicant delay days do not count in determining non-compliance with the time standard. See sub-paragraph (e) of this rule. Information provided on form CF-ES 2930, Screening for Expedited Medicaid Appointments, Aug. 2001 07/00 (incorporated by reference) will be used in determining expedited processing of Medicaid disability-related applications.

(d) through (e) No change.

~~(f) Copies of the brochure CF/PI 165-107 and the form CF-ES 2930 may be obtained from the Economic Self-Sufficiency Program Office, 1317 Winewood Boulevard, Building 3, Room 406, Tallahassee, Florida 32399-0700.~~

(2) through (2)(a) No change.

(b) A partial eligibility review entails review of one or more, but not all, factors of eligibility. Partial reviews are scheduled based on known facts or anticipated changes or when an unanticipated change occurs. A face-to-face interview is not usually required for a partial eligibility review, unless an additional member is being added to an assistance group, or the necessary information can not be obtained without this exchange. A face-to-face interview is not required when a new member is added to an Assistance Group. The time standard for processing a partial review due to a reported unanticipated change is ten calendar days from the date the change is reported. The ten day period begins with the first business day following the day the change is reported to the eligibility specialist.

(3) Face-to-face interviews with the applicant/recipient or his designated representative must be held at each initial application and each scheduled complete redetermination. Face-to-face These interviews are held at the Children and Family Services local office, the recipient's home, hospital, nursing home or other location upon which the recipient and eligibility specialist mutually agree. A face-to-face interview must be scheduled in advance. The applicant/recipient is required to keep the interview appointment or make arrangements with the eligibility specialist prior to the appointment time to reschedule the appointment if necessary. When the applicant/recipient is physically or mentally unable to participate in the interview, an interview may be conducted with a designated representative or a knowledgeable third party source of information. The individual or authorized representative must sign and date the Common Application Form, following this interview, and attest to the accuracy of the information provided.

A face-to-face office interview may be waived and a telephone interview may be scheduled when: no member of the household is able to come to the office due to hardship such as a mental or physical disability, advanced age, hospitalization, illness, or lack of transportation; an authorized representative

cannot be appointed; or the applicant is unable to communicate or appears to be functionally or legally incompetent. The telephone interview must be scheduled in advance.

(a) For food stamps, a face-to-face interview must be held at the initial interview and at least once every twelve months thereafter, even though other reviews are conducted during that twelve month period without a face-to-face interview.

(b) A face-to-face interview is not required for Home Care for Disabled Adults and Optional State Supplementation clients who are already SSI or MEDS-AD eligible, but do not qualify for food stamp benefits.

(4) through (6) No change.

(7) Verification List, CF-ES 101, 06 2002; Verification List, CF-ES 102, 06 2002; The Notice of Case Action (application appointment letter), CF-ES 103, 06 2002; Notice of Case Action (redetermination appointment letter), CF-ES 103, 06 2002; Notice of Case Action (cash assistance approval), CF-ES 103, 05 2003; Notice of Case Action (Food Stamp approval), CF-ES 103, 05 2003; Notice of Case Action (Medicaid approval or assistance group change), CF-ES 103, 05 2003; Notice of Case Action (Medically Needy approval/change), CF-ES 103, 05 2003; Notice of Case Action (QMB/WD/SLMB approval), CF-ES 103, 05 2003; Notice of Case Action (ICP/Medicaid or Hospice-Related Medicaid approval), CF-ES 103, 05 2003; Notice of Case Action (Food Stamps or cash assistance change), CF-ES 103, 05 2003; Notice of Case Action (ICP/Medicaid change), CF-ES 103, 05 2003; Notice of Case Action (denial), CF-ES 103, 05 2003; ~~denial (automated notice), Request for Assistance Withdrawal, CF-ES 106, 06 2002 (automated notice); Notice of Case Action (transfer of assets) CF-ES 114, 06 2002, Notice of Case Action (ICP asset eligibility) CF-ES 115, 06 2002, Appointment Notice/Request for Information, CF-ES 2009, Sep 2000; Request for Assistance, CF-ES 2066, October 2002; Application For Public Assistance, CF-ES 2067, Sep 2000; and Decision Pending/Request for Verification, CF-ES 3059, Sep 2000, Appointment Letter, (automated notice)~~ used in the eligibility determination process are hereby incorporated by reference. Referral to the Family Safety Program for the caregiver home study as to adequacy and readiness of the caregiver to provide permanent care will be on the Relative Caregiver Program Request for Eligibility Consideration, CF-ES 2305, Apr. 01 (incorporated by reference).

Wording on CF-ES 103 varies by program and case situation. This causes some versions to have a different edition date than other versions.

The edition date on some of the forms incorporated by reference is listed with a notation that the edition replaces a previous edition that may be used. This notation is to indicate that the new edition of the form does not implement a policy change and that supplies of the previous edition may be exhausted prior to exclusive use of the new edition.

(8) Single copies of these forms incorporated by reference in this rule may be obtained from the Economic Self-Sufficiency Program Office, 1317 Winewood Boulevard, Building 3, Room 427, Tallahassee, Florida 32399-0700.

Specific Authority 409.919, 414.45 FS. Law Implemented 414.095, 414.31, 409.903, 409.904, 409.919, 410.033 FS. History—New 4-9-92, Amended 11-22-93, 8-3-94, Formerly 10C-1.205, Amended 11-30-98, 9-27-00, 7-29-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rodney McInnis, Operations Review Specialist
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Audrey Mitchell, Program Administrator, Public Assistance Policy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 7, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 27, 2001

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE: Income and Resource Criteria RULE NO.: 65A-1.716

PURPOSE AND EFFECT: This proposed rule amendment updates federal poverty income guidelines used in determining Medicaid eligibility.

SUMMARY: This rule amendment will bring federal poverty standards in the rule to 2003 levels.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: An estimate of the regulatory cost was not prepared for this rule.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.903, 409.904, 409.906, 409.919 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., June 16, 2003
PLACE: Building 3, Room 100, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Audrey Mitchell, Program Administrator, 1317 Winewood Boulevard, Building 3, Room 421, Tallahassee, FL 32399-0700, (850)488-3090

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.716 Income and Resource Criteria.

| (1) The monthly federal poverty level figures based on the size of the filing unit are as follows: | 88% of Poverty Guideline | 100% of Poverty Guideline | 120% of Poverty Guideline | 133% of Poverty Guideline |
|--|--------------------------|---------------------------|---------------------------|---------------------------|
| Filing Unit Size | | | | |
| 1 | \$ 659 654 | \$ 749 739 | \$ 898 886 | \$ 996 982 |
| 2 | 889 876 | 1010 995 | 1212 1194 | 1344 1324 |
| 3 | | 1272 1252 | | 1692 1665 |
| 4 | | 1534 1509 | | 2040 2007 |
| 5 | | 1795 1765 | | 2388 2348 |
| 6 | | 2057 2022 | | 2736 2689 |
| 7 | | 2319 2279 | | 3084 3031 |
| 8 | | 2580 2535 | | 3432 3372 |
| 9 | | 2842 2792 | | 3780 3713 |
| 10 | | 3104 3049 | | 4128 4055 |
| 11 | | 3365 3305 | | 4476 4396 |
| 12 | | 3627 3562 | | 4824 4738 |
| Add each add. person | \$ 262 257 | | | \$ 349 342 |

| Filing Unit Size | 135% of Poverty Guideline | 175% of Poverty Guideline | 185% of Poverty Guideline | 200% of Poverty Guideline |
|----------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| 1 | \$ 1011 997 | \$ 1293 | \$ 1385 1366 | \$ 1497 1477 |
| 2 | 1364 1344 | 1742 | 1869 1841 | 2020 1990 |
| 3 | | | 2353 2316 | 2544 2504 |
| 4 | | | 2837 2791 | 3067 3017 |
| 5 | | | 3321 3266 | 3590 3530 |
| 6 | | | 3805 3741 | 4114 4044 |
| 7 | | | 4289 4215 | 4637 4557 |
| 8 | | | 4773 4699 | 5160 5070 |
| 9 | | | 5258 5165 | 5684 5584 |
| 10 | | | 5742 5640 | 6207 6097 |
| 11 | | | 6226 6115 | 6730 6610 |
| 12 | | | 6710 6590 | 7254 7124 |
| Add each add. person | | | \$ 485 475 | \$ 524 514 |

(2) through (5) No change

Specific Authority 409.919 FS. Law Implemented 409.902, 409.903, 409.904, 409.906, 409.919 FS. History—New 10-8-97, Amended 12-9-99, 2-15-01, 11-26-01, 7-28-02, 4-1-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rodney McInnis, Operations Review Specialist
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Audrey Mitchell, Program Administrator, Public Assistance Policy Bureau, Policy Support Unit
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 9, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 11, 2003

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF REVENUE

Division of Ad Valorem Tax

| | |
|-------------|---|
| RULE NO.: | RULE TITLE: |
| 12D-10.0044 | Uniform Procedures for Hearings; Procedures for Information and Evidence Exchange Between the Petitioner and Property Appraiser, Consistent with s. 194.032, F.S.; Organizational Meeting; Uniform Procedures to be Available to Petitioners |

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to this proposed rule, as published in Vol. 28, No. 48, pp. 5351-5352, November 27, 2002, Vol. 29, No. 3, p. 191, January 17, 2003, Vol. 29, No. 9, p. 872, February 28, 2003 and Vol. 29, No. 15, p. 1498, April 11, 2003 issues of the Florida Administrative Weekly. These changes are in accordance with s. 120.54(3)(d)1., F.S.

Paragraph (a) of subsection (5) of Rule 12D-10.0044, F.A.C., will be changed so that, when adopted, this paragraph will read:

(5)(a) The exchange in subsections (2) and (3) shall be delivered by regular or certified U.S. mail, personal delivery, overnight mail, FAX or email. A party will have prima facie complied with the requirements of this section if the information was deposited in the U.S. mail five (5) calendar days prior to the day of such scheduled delivery, or if emailed or FAXed to an address provided by the other party. It shall be sufficient if at least three FAX or email attempts are made to such address. If more than one FAX number is provided, three (3) attempts must be made for each number to satisfy this requirement. The taxpayer and property appraiser may agree to a different timing and method of exchange. "Provided" means made available in the manner designated by the property appraiser or by the petitioner in his/her submission of information, as via email, facsimile, U.S. mail, or at the property appraiser's office for pick up. If the petitioner does not designate his/her desired manner for receiving the property appraiser's information, the information shall be provided by the property appraiser by depositing it in the U.S. mail.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

| | |
|-------------|---|
| RULE NO.: | RULE TITLE: |
| 61G4-15.018 | Certification of Glass and Glazing Specialty Contractors |

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. 13, March 28, 2003, issue of the Florida Administrative Weekly. The changes are in response to comments from the Board meeting held on May 9, 2003.

The changes are as follows:

1. Proposed subsection (1) the addition of the phrase "in residential and commercial applications without any height restrictions." at the end of the sentence.

2. Proposed paragraph (3)(b) the phrase "defined in Part I, Chapter 489," shall be replaced with the phrase" set forth in Sections 489.109, 489.111(3), 489.003, Florida Statutes, and Rules 61G4-12.009 and 61G4-15.005, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

| | |
|-------------|----------------------------------|
| RULE NO.: | RULE TITLE: |
| 61H1-33.007 | Reactivation of Inactive License |

NOTICE OF WITHDRAWAL

Notice is hereby given that the above-referenced rule amendment, as noticed in Vol. 29, No. 10 of the Florida Administrative Weekly on March 7, 2003, has been withdrawn. The person to be contacted regarding the rule is: John W. Johnson, Executive Director, Board of Accountancy, 240 N. W. 76 Drive, Suite A, Gainesville, Florida 32607.

DEPARTMENT OF HEALTH

Division of Family Health Services

| | |
|------------|--|
| RULE NOS.: | RULE TITLES: |
| 64F-12.012 | Records of Drugs, Cosmetic, and Devices |
| 64F-12.013 | Prescription Drugs; Receipt, Storage and Security |
| 64F-12.024 | Administrative Enforcement |

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules as noticed in Vol. 29, No. 10, March 7, 2003, Florida Administrative Weekly have been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

| | |
|------------|-------------------------------|
| RULE NOS.: | RULE TITLES: |
| 65C-20.008 | Application |
| 65C-20.009 | Staffing Requirements |
| 65C-20.010 | Health Related Requirements |
| 65C-20.011 | Health Records |
| 65C-20.013 | Large Family Child Care Homes |

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. 9, February 28, 2003, issue of the Florida Administrative Weekly.

65C-20.008 Application; Gold Seal Certificate.

~~(1)(a)~~ Application for a license or for renewal of a license to operate a family day care home shall be made on CF-FSP Form 5133, Jan. 2003, Application for a License to Operate a Family Day Care Home, which is incorporated by reference and can be obtained at the Department of Children and Families local child care licensing office ~~district service center~~ or local licensing agency.

~~(2)(b)~~ A completed application for renewal of an annual license must be submitted to the department or local child care licensing agency at least 45 days prior to the expiration date of the current license to ensure that a lapse of licensure does not occur. The renewal application and required forms may be obtained from the local child care licensing office.

~~(c)~~ ~~Child Care providers accredited by one of the recognized gold seal accrediting agencies as referenced in s. 402.281, F.S., shall notify the department or local licensing agency within 30 days of receipt of their accreditation. Gold Seal providers shall post the current Gold Seal certificate in a conspicuous location at the home.~~

65C-20.009 Staffing Requirements.

(1) Personnel.

(a) through (b) No change.

~~(c)~~ ~~Physical Exams. A physical exam completed by a health care provider, which includes physicians, nurse practitioners, and physician's assistants, must be completed within 30 days of licensure or employment and demonstrate that the health of the individual is such that they would be able to provide supervision and care for children. After the initial physical exam, staff shall have exams conducted by their health care provider at least every three years.~~

(2) Staff Training.

(a) Prior to licensure, all family day care home operators must successfully complete the department's 30-clock-hour Family Child Care Home training, as evidenced by passage of a competency based examination with a score of seventy (70) percent or better ~~score~~. Competency examinations will be offered by the Training Coordinating Agency. Prior to

attending the training. Family Day Care Home operators have one opportunity, if they choose, to exempt from the department's 30-clock hour Family Child Care Home Training module by successfully completing competency examinations with a score of seventy (70) or better. All family day care home operators who have successfully completed the mandatory 30-clock-hour Family Child Care Home training prior to the availability of the competency examinations will not be required to complete the competency based testing.

~~(b) Documentation. Training certificates are issued or training transcripts are updated upon the successful completion of training, as evidenced by the passage of a competency examination. The 30-clock-hour Family Child Care Home Training will be documented on CF-FSP Form 5267, May 2003, and the department's child care training transcript. The 30-clock hour Family Child Care Home training must be documented on the department's CF-FSP Form 5194, July 2002, Family Child Care Home Training certificate. Training certificates shall be issued by training coordinating agencies upon successful completion of training.~~

~~(c) Family day care home substitutes who work 40 hours or more a month on average during a 12 month period must successfully complete the 30-clock-hour Family Child Care Home training, as evidenced by passage of a competency based examination with a score of seventy (70) percent or better ~~score~~, documented on the department's CF-FSP Form 5267, May 2003, and the department's child care training transcript 5194, July 2002. All family day care home substitutes who have completed the 30-clock-hour Family Child Care Home training prior to the availability of the competency examination will not be required to complete the competency based testing. Prior to attending the training, Family Day Care Home substitutes have one opportunity, if they choose, to exempt from the department's 30-clock-hour Family Child Care Home Training module by successfully completing competency examinations with a score of seventy (70) or better. Competency examinations will be offered by the Training Coordinating Agency. Family day care home substitutes who work less than 40 hours a month on average during a 12 month period shall complete the department's 3-clock-hour Fundamentals of Child Care training as; documented on the department's CF-FSP Form 5267, May 2003, and the department's child care training transcript 5155, July 2002, Fundamentals of Child Care Training certificate, which is incorporated by reference. Family day care substitutes who have successfully completed the 30-clock-hour Family Child Care Home training will not be required to complete the 3-clock-hour Fundamentals of Child Care training. ~~The operator of the family day care home must sign a statement attesting to the number of hours the substitute works in their home, which shall be placed in their file.~~~~

(d) Prior to initial licensure, family day care home operators must have a valid certificate of course completion for infant and child cardiopulmonary resuscitation procedures and first aid training. The substitute, prior to caring for children in the family day care home, must have a valid and current certificate of course completion for infant and child cardiopulmonary resuscitation procedures and first aid training. Certificates of course completion are valid based on the time frames established by each first aid and CPR training program, not to exceed three years. On-line CPR courses are not acceptable to meet this standard. CPR training must be done by classroom instruction.

(3) Supervision.

(a) through (b) No change.

65C-20.010 Health Related Requirements.

(1) General Requirements.

(a) Animals, pets or fowl must have current immunizations ~~be properly immunized~~, if immunizations are available for the type of animal, pet or fowl, and free of disease.

(b) No change.

(c) All family day care home operators shall inform parents in writing, if someone living in the home smokes. Pursuant to Chapter 386, Florida Statutes, while children are in care, smoking is prohibited within the family day care home ~~and~~, all outdoor play areas and in vehicles when transporting children.

(d) through (e) No change.

(f) No change.

All in-ground swimming pools and above-ground swimming pools, more than one foot deep, shall have either a fence or barrier on all four sides, a minimum of 4 feet in height, separating the home from the swimming pool, or a pool alarm that is operable at all times when children are in care. The exterior wall of the home does not constitute a fence or barrier. All doors or gates in the fence or barrier shall be locked at all times when children are in care and when the pool is not being used by the children in care. ~~In the absence of a fence or barrier, swimming pools must be equipped with a pool alarm that is operable at all times when children are in care~~. In addition to the fence, barrier or pool alarm, the family day care home operator shall ensure that all exterior doors leading to the pool area remain locked at all times while children are in care. Barriers may be temporary in nature but must be sturdy and meet all the above requirements and be in place during all times when children are in care.

(g) through (h) No change.

(i) ~~When napping~~, Each child in care must be provided safe and sanitary bedding to be used when napping. Bedding means a cot, bed, crib, mattress, playpen or floor mat. Mats must be at least one inch thick and covered with an impermeable surface.

(j) through (n) No change.

(o) All parts of the home, both indoors and outdoors, including the furnishings, equipment, and plumbing shall be kept clean and sanitary, free of hazards, in an orderly condition and in good repair at all times. The family day care home shall have an operable smoke detector and fire extinguisher in compliance with the state fire code, a working telephone, and lighting that allows for safe movement and egress for children in care. At all times and appropriate for the activity, lighting in family day care homes must be sufficient enough to allow the operator to visually observe and supervise children in care. The home must have proper ventilation, and the temperature must be maintained between 65 and 82 degrees Fahrenheit.

(p) If the operator chooses to supply food, the operator shall provide nutritious meals and snacks of a quantity and quality to meet the daily nutritional needs of the children. The USDA Food Guide Pyramid for Young Children, March 1999, which is incorporated by reference, shall be used to determine what food groups to serve at each meal or snack and the serving size of the selected foods for children one year of age and older. The fats and sweets category within the USDA Food Guide Pyramid for Young Children cannot be counted as a food group. Copies of the USDA Food Guide Pyramid for Young Children may be obtained from the district child care licensing office or local licensing agency. Using the USDA Food Guide Pyramid for Young Children; breakfast shall consist of at least three different food groups; lunch and dinner shall consist of at least four different food groups and snacks shall consist of at least two different food groups. If a special diet is required for a child by a physician, appropriate documentation shall be maintained in the child's file to include the physician's order, a copy of a diet and sample meal plan for the special diet. If the parent or legal guardian notifies the family day care home of any known food allergies, written documentation ~~from a physician~~ must be maintained in the child's file.

(2) Hygiene and Sanitation.

(a) Operators, substitutes, and children shall wash their hands with soap and running water, drying thoroughly, following personal hygiene procedures for themselves, or when assisting others, and immediately after outdoor play.

(b) through (e) No change.

(3) First Aid Kit and Emergency Procedures.

(a) through (b) No change.

~~(4)(5)~~ Communicable Disease Control.

(a) through (c) No change.

~~(5)(6)~~ Medication. Family day care homes are not required to give medication, however, if they choose to do so, the following shall apply:

(a) Prescription and non-prescription medication brought to the family day care home by the custodial parent or legal guardian must be in the original container. Prescription medication must have the label stating the name of the

physician, child's name, medication and medication directions. All prescription and non-prescription medication shall be dispensed according to written directions on the prescription label or printed manufacturer's label. For purposes of dispensing non-prescription medication that is not brought in by the parent, in the event of an emergency, non-prescription medication can only be dispensed if the facility has written authorization from the parent or legal guardian to do so. Any medication dispensed under these conditions must be documented in the child's file and the parent or legal guardian must be notified on the day of occurrence. If the parent or legal guardian notifies the family day care home of any known allergies to medication, written documentation ~~from a physician~~ must be maintained in the child's file.

(b) ~~All medicines shall be kept out of the reach of children and must have child resistant caps.~~

(c) through (e) No change.

65C-20.011 Health Records.

(1) through (2) No change.

(3) Immunization and Health Records.

(a) Copies of required records are acceptable for documentation. Original documents are the property of the party providing the information. Immunization and student health examination records are the property of the custodial parent or legal guardian when the child withdraws from care and are transferable to another child care arrangement.

(b) No change.

(4) No change.

65C-20.012 Enforcement.

(1) through (3) No change.

65C-20.013 Large Family Child Care Homes (LFCCH).

(1) through (3) No change.

(4) LFCCH Personnel:

(a) through (b) No change.

(5) LFCCH Staff Training:

(a) In addition to the successful completion of the 30-clock-hour Family Child Care Home training completed prior to caring for children, large family child care home operators must successfully complete training as evidenced by passage of competency examination with a score of seventy (70) or better in one of the following 10-clock-hour specialized training modules within six (6) months of licensure:

1. Infant and Toddler Appropriate Practices.
2. Preschool Appropriate Practices.
3. School-Age Appropriate Practices.
4. Special Needs Appropriate Practices.
5. Behavioral Observation and Screening.

(b) ~~Documentation.~~ Training certificates are issued or training transcripts are updated by training coordinating agencies upon the successful completion of training, as evidenced by the passage of a competency examination with a

score of seventy (70) or better. Competency examinations will be offered by the Training Coordinating Agency. Prior to attending the training, Large Family Child Care Home operators have one opportunity, if they choose, to exempt from the 10-clock-hour specialized training module by successfully completing competency examinations with a score of seventy (70) or better. The 10-hour specialized training must be documented on CF-FSP Form 5267, May 2003, and the department's child care training transcript, 5166, July 2002, the Department's Specialized Training Module Certificates, which are incorporated by reference.

(c) No change.

(d) Employees in a large family child care home shall be at least 18 years of age and within 90 days of employment within the child care field, shall begin the 30-clock-hour Family Child Care Home training. Prior to attending the training, employees in a large family child care home have one opportunity, if they choose, to exempt from the 30-clock-hour Family Child Care Home training by successfully completing competency examinations with a score of seventy (70) or better. The training shall be successfully completed within one year of the date on which the training began, as evidenced by the passage of a competency examination with a score of seventy (70) or better. The Family Child Care Home training must be documented on the department's CF-FSP Form 5267, May 2003 5194, July 2002, and the department's child care training transcript, Family Child Care Home training certificate, which is incorporated by reference.

(e) Prior to taking care of children, sSubstitutes for the operator of large family child care homes shall be at least 18 years of age and shall have successfully completed the 30-clock-hour Family Child Care Home training, as evidenced by the passage of a competency examination demonstrated through passage of a competency examination with a score of seventy (70) percent or better higher score. Prior to attending the training, substitutes for the operator have one opportunity, if they choose, to exempt from the 30-clock-hour Family Child Care Home training by successfully completing competency examinations with a score of seventy (70) or better. Competency examinations will be offered by the Training Coordinating Agency. Completion of the 30 hour Family Child Care Home training shall be documented on the department's CF-FSP Form 5267, May 2003, and the department's child care training transcript, 5194, July 2002, which is incorporated by reference prior to taking care of children. Substitutes for an employee at a large family child care home who work less than 40 hours a month on average during a 12 month period, shall complete the department's 3-clock-hour Fundamentals of Child Care ~~t~~ Training course. Prior to taking care of children, sSubstitutes for an employee at a large family child care home who work more than 40 hours a month on average during a 12 month period, shall successfully complete the 30-clock-hour Family Child Care Home training, as demonstrated through

passage of a competency examination with a score of seventy (70) percent or better higher score, documented on the form and transcript referenced above, ~~prior to taking care of children.~~ Prior to attending the training, substitutes for an employee at a large family child care home who work more than 40 hours a month on average during a 12 month period have one opportunity, if they choose, to exempt from the 30-clock-hour Family Child Care Home training by successfully completing competency examinations with a score of seventy (70) or better. All large family child care home substitutes who have completed the 30-clock-hour Family Child Care Home training prior to the availability of the competency examination will not be required to complete the competency based testing.

(6) LFCCH Supervision.

(a) No change.

(b) Additional Supervision Requirements.

1. In addition to the number of staff required to meet staff to child ratios, if there are more than 6 preschoolers participating on field trips away from the large family child care home, there must be one additional adult present, per each 6 preschoolers, or any fraction thereof, to provide direct supervision to the children. Where some children remain in the home the adult supervision as required in s. 402.302(8), F.S., shall be maintained. At no time shall the total number of children exceed the capacity as defined in s. 402.3131, F.S.

~~2.1. An additional adult must be present during all water activities, for the purpose of safety, to assist in providing direct supervision.~~ If a large family child care home uses a swimming pool which exceeds 3 feet in depth or uses beach or lake areas for water activities, the large family child care home must provide one person with a certified lifeguard certificate or equivalent, unless a certified lifeguard is on duty and present when children are in the swimming area.

(7) through (9) No change.

(10) LFCCH General Requirements.

(a) through (d) No change.

(11) LFCCH Enforcement. Pursuant to section 402.3131, F.S., the department or local licensing agency shall deny, suspend, revoke a license, or impose an administrative fine for the violation of any provision of ss. 402.301-402.319, F.S., or rules adopted thereunder.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 7-2-98, 3-17-99, 7-26-00, 9-20-01, 7-1-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Vikki Griffin, Government Operations Consultant II, 1317 Winewood Blvd., Building 6, Room 392, Tallahassee, FL 32399

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deborah Russo, 1317 Winewood Blvd., Building 6, Room 389-A, Tallahassee, FL 32399

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

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

| | |
|------------|-----------------------------|
| RULE NOS.: | RULE TITLES: |
| 65C-22.001 | General Information |
| 65C-22.002 | Physical Environment |
| 65C-22.003 | Training |
| 65C-22.004 | Health Related Requirements |
| 65C-22.005 | Food and Nutrition |
| 65C-22.006 | Record Keeping |

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. 9, February 28, 2003, issue of the Florida Administrative Weekly.

65C-22.001 General Information.

(1) Application.

(a) through (e) No change.

(2) License.

(a) through (b) No change.

~~(e) Child Care facilities accredited by one of the recognized gold seal accrediting agencies as referenced in s. 402.281, F.S., shall notify the department or local licensing agency within 30 days of receipt of their accreditation. Gold Seal providers shall post the current Gold Seal certificate in a conspicuous location at the facility.~~

(3) Minimum Age Requirements.

No change.

(4) Ratios.

(a) through (b) No change.

(5) Supervision.

(a) through (c) No change.

(d) Additional Supervision Requirements.

1. No change.

~~2. An additional adult must be present during all water activities, for the purpose of safety, to assist in providing direct supervision.~~ If a child care facility uses a swimming pool which exceeds 3 feet in depth or uses beach or lake areas for water activities, the child care facility must provide one person with a certified lifeguard certificate or equivalent, unless a certified lifeguard is on duty and present when any children are in the swimming area. In situations where the child care facility provides a person with a certified lifeguard certificate or equivalent, that person can also serve as the additional adult to meet the requirement in (d)1. above.

3. No change.

(6) Transportation.

(a) through (f) No change.

(7) Planned Activities.

(a) through (b) No change.

(8) Child Discipline.

(a) through (c) No change.

(9) Access.

No change.

65C-22.002 Physical Environment.

(1) General Requirements.

(a) through (i) No change.

(j) Design and construction of a new child care facility or modifications to an existing facility, must meet the minimum requirements of the applicable local governing body.

(2) Rooms Occupied by Children.

(a) through (d) No change.

(3) Indoor Floor Space.

(a) through (d) No change.

(4) Outdoor Play Area.

(a) through (g) No change.

(5) Napping and Sleeping Space.

(a) No change.

(b) When napping or sleeping, Each child in care must be provided safe and sanitary bedding to be used when napping or sleeping. Bedding means a cot, bed, crib, playpen, mattress or floor mat. Floor mats must be at least one inch thick and covered with an impermeable surface. Floor mats and playpens may not be used for care when children are sleeping. Bedding must be appropriate for the child's size. Bedding is not required for school age children, however, the program or facility shall provide an area as described in paragraph 65C-22.002(5)(a), F.A.C., for those children choosing to rest.

(c) through (g) No change.

(6) Toilet and Bath Facilities.

(a) No change.

(b) For facilities having from one to fifteen children, there shall be one toilet and one wash basin. There shall be one additional toilet and basin for every thirty children thereafter. For design and construction of a new child care facility or modification to an existing facility, paragraph 65C-22.002(1)(j), F.A.C., shall apply.

1. through 2. No change.

(c) through (g) No change.

(7) Fire Safety.

(a) through (c) No change.

(8) Health and Sanitation.

(a) General Requirements.

1. No change.

2. Following personal hygiene procedures for themselves or when assisting others, and immediately after outdoor play, employees, volunteers, and children shall wash their hands with soap and running water, drying thoroughly.

3. through 4. No change.

(b) Diapering Requirements.

1. through 6. No change.

(9) Equipment and Furnishings.

(a) through (b) No change.

65C-22.003 Training.

(1) Definitions.

(a) through (g) No change.

(2) Training Requirements.

(a) No change.

(b) Child Care personnel hired on or after October 1, 1992, must successfully complete Part I and Part II of the department's 40 hour Introductory Child Care Training requirement. Successful completion of the 40 hour training requirement is evidenced by passage of competency examinations with a score of seventy (70) percent or better ~~score~~. Child care personnel who have completed the mandatory 40 hour Introductory Child Care Training prior to the availability of the competency examinations will not be required to complete the competency based testing.

(c) ~~Documentation.~~ Training certificates are issued or training transcripts are updated by training coordinating agencies upon the successful completion of training, as evidenced by the passage of a competency examination. Competency examinations will be offered by the Training Coordinating Agency.

1. The successful completion of Part I and Part II modules will be documented on CF-FSP Form 5267, May 2003, and the department's child care training transcript. Part I, Modules I through IV, must be documented on CF FSP Form 5154, July 2002, Part I, Module V, must be documented on CF FSP 5243, July 2002, and Part II must be documented on CF FSP Form 5166, July 2002, the Department's Specialized Training Module Certificates (Part II), which are incorporated by reference.

2. The original certificate of completion is the property of the individual and ~~A~~ a copy of the certificate or training transcript must be included in the child care personnel record and maintained at each facility.

(3) Exemptions from the Introductory Child Care Training.

(a) Examination Exemptions.

Prior to attending the training, ~~c~~child care personnel have one opportunity, if they choose, to ~~can~~ be exempt from any of the 40 hour Introductory Child Care Training modules by successfully completing competency examinations with a

score of seventy (70) percent or better score. ~~Competency examinations will be offered by the training coordinating agency, or its designee.~~

(b) Educational Exemptions.

1. Training coordinating agencies shall exempt child care personnel with one of the following educational qualifications, from the Health, Safety and Nutrition, Child Growth and Development and Behavioral Observation and Screening Modules:

a. No change.

b. Child Development Associate credential, state-approved Florida CDA Equivalency course, ~~or CDA Exemption Waiver certificate.~~

2. Training coordinating agencies shall exempt child care personnel with a B.A., B.S. or advanced degree in Early Childhood Education or Preschool Education from the Infant and Toddler Appropriate Practices module and ~~or~~ Preschool Appropriate Practices module.

3. through 4. No change.

(4) Trainer Qualifications. Qualified child care professionals approved to teach the department's child care training modules at a minimum must meet the following qualifications:

(a) through (c) No change.

(d) Family child care trainers must meet the following qualifications: a high school diploma or GED, a National CDA or a state approved Florida CDA equivalent, three years of full-time experience in licensed family child care within the past five years, and complete the 6-clock-hour Train-the-Trainer course developed by the department.

(e) Training Coordinating Agencies may require a trainer to attend a specific child care training module prior to being approved.

(5) Annual In-service Training.

(a) through (b) No change.

(c) Documentation of the in-service training must be recorded on CF-FSP Form 5130, Apr. 2003 Apr. 97, Child Care In-service Training Record, which is incorporated by reference, and included in the child care facilities' personnel records.

(6) Staff Credentials.

(a)1. No change.

2. Formal Education Qualifications. Procedures for individuals with an associate level (2 year) degree or higher seeking the credentialing requirement are outlined on CF-FSP Form 5211, April 03 Oct. 01, Child Care Personnel Education/Employment History Verification Form, which is incorporated by reference.

3. through 4. No change.

5.a. Early Childhood Education Training organizations seeking to provide the Florida School-Age Certification Training Program, must utilize the Florida School-Age

Certification Training Program as approved by the department. Organizations seeking to provide the Florida School-Age Certification Training Program, must apply for approval on CF-FSP Form 5267, May 2003 5257, July 02, Application to Provide the Florida School-Age Certification Training Program, which is incorporated by reference.

b. through c. No change.

d. Individuals who successfully complete a school age training program offered by one of the branches of the U.S. Military offered by the U.S. Military will be recognized as having met the Florida School-Age Certification requirement.

e. through g. No change.

(b) Periods of Transition. Child care personnel meeting the credentialing requirement in (a)1.-5. of this section, must work at the facility a minimum of 20 hours per week. Nap time and lunch times are excluded from this calculation. during normal periods of time excluding opening, closing, nap time, lunch and free time. A credentialed staff person must be on-site on a full time basis for those facilities that operate 20 hours or less per week a minimum of 75% of the facility's operating hours per week.

(c) Verification of Education and Employment History.

1. Child care personnel seeking satisfaction of the staff credentialing requirement, in (a)1.-5. of this section, are responsible for completing and submitting to their local Training Coordinating Agency, notarized CF-FSP Form 5211, April 03 Oct. 01, Child Care Personnel Education and Employment History Verification Form, including education and employment history documentation.

2. through 3. No change.

(d) No change.

(7) Director Credential.

(a) Pursuant to Section 402.305(2)(f)(g), F.S., every child care facility director must have a director credential by January 1, 2004, which consists of the foundational level or the advanced level. As of January 1, 2004, every applicant for a license to operate a child care facility or a license for a change of ownership of a child care facility, must document that the facility director has a director credential, prior to issuance of the license to operate the facility. As it relates to the director credential, the following exceptions apply:

1. through 2. No change.

(b) through (e) No change.

(f) Testing. For the advanced level credential only, individuals who meet the requirements for the educational exception but do not have coursework in early childhood education or administration may opt to take a competency-based test to meet the three credit hour course requirement in early childhood education/child development or the three credit hour course requirement in administration, or both. This process will require the candidate to complete a written test, developed and approved by the department, at a local community college with a minimum score of 70 percent.

(g) through (i) No change.

65C-22.004 Health Related Requirements.

(1) Communicable Disease Control.

(a) through (d) No change.

(2) First Aid, Cardiopulmonary Resuscitation and Emergency Procedures.

(a) through (d) No change.

(3) Medication. Child care facilities are not required to give medication, however, if they choose to do so, the following shall apply:

(a) Prescription and non-prescription medication brought to the child care facility by the custodial parent or legal guardian must be in the original container. Prescription medication must have a label stating the name of the physician, child's name, name of the medication, and medication directions. All prescription and non-prescription medication shall be dispensed according to written directions on the prescription label or printed manufacturer's label. For purposes of dispensing non-prescription medication that is not brought in by the parent, in the event of an emergency, non-prescription medication can only be dispensed if the facility has written authorization from the parent or legal guardian to do so. Any medication dispensed under these conditions must be documented in the child's file and the parent or legal guardian must be notified on the day of occurrence. If the parent or legal guardian notifies the child care facility of any known allergies to medication, written documentation ~~from a physician~~ must be maintained in the child's file. Special restrictions to medication must be shared with staff and must be posted with stored medication in the classroom.

(b) All medicines must have child resistant caps and shall be stored separately and locked or placed out of a child's reach.

(c) No change.

65C-22.005 Food and Nutrition.

(1) Nutrition.

(a) through (b) No change.

(c) If a special diet is required for a child by a physician, a copy of the physician's order, a copy of the diet, and a sample meal plan for the special diet shall be maintained in the child's facility file. If the parent or legal guardian notifies the child care facility of any known food allergies, written documentation ~~from a physician~~ must be maintained in the child's file. Special food restrictions must be shared with staff and ~~must be posted in a conspicuous location the classroom.~~

(d) No change.

(2) Food Preparation Area.

No change.

(3) Food Service.

(a) through (e) No change.

65C-22.006 Record Keeping.

(1) General Requirements. ~~All required records shall be maintained pursuant to Section 402.305(9), F.S., and available at the facility during the hours of operation for the licensing authority to review.~~

(a) All records required to document compliance with Section 402.305, F.S., shall be maintained at the facility and available during the hours of operation for review by the licensing authority.

(b) Copies of required records are acceptable for documentation. Original documents are the property of the party providing the information.

(2) Children's Health Requirements.

(a) through (e) No change.

(3) Medication Records.

(a) through (b) No change.

(4) Enrollment Information.

(a) through (c) No change.

(5) Personnel Records.

(a) through (c) No change.

(d) Level 2 screening information documented on CF-FSP Form 5131, Apr. 2003 Oct. 02, Background Screening and Personnel File Requirements. An employment history check for the previous two years or last three jobs is required as part of background screening.

(e) through (f) No change.

(g) Physical Exams. A physical exam completed by a health care provider, which includes physicians, nurse practitioners, and physician's assistants, must be completed within 30 days of licensure or employment and demonstrate that the health of the individual is such that they would be able to provide supervision and care for children. After the initial physical exam, staff shall have exams conducted by their health care provider at least every three years.

(6) Other Records.

(a) through (h) No change.

65C-22.007 Evening Child Care.

(1) through (3) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Vikki Griffin, Government Operations Consultant II, 1317 Winewood Blvd., Building 6, Room 392, Tallahassee, FL 32399

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deborah Russo, 1317 Winewood Blvd. Building 6, Room 389-A, Tallahassee, FL 32399

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 19, 2002

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

| | |
|------------|----------------------|
| RULE NOS.: | RULE TITLES: |
| 65C-25.004 | Physical Environment |
| 65C-25.006 | Health and Safety |
| 65C-25.007 | Food and Nutrition |
| 65C-25.008 | Record Keeping |

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. 9, February 28, 2003, issue of the Florida Administrative Weekly.

65C-25.001 Definitions.

(1) through (9) No change.

65C-25.002 Admission and Assessment.

(1) General Requirements.

(a) through (b) No change.

(2) Admission.

(a) through (h) No change.

(3) Inclusions.

(a) through (n) No change.

(4) Exclusions.

(a) through (e) No change.

65C-25.003 General Information.

(1) Application.

(a) through (d) No change.

(2) License.

(a) through (e) No change.

(3) Ratios

(a) through (b) No change.

(4) Supervision.

(a) through (b) No change.

(5) Schedule of Activities.

(a) through (b) No change.

(6) Access.

(a) through (b) No change.

(7) Child Discipline.

(a) through (c) No change.

65C-25.004 Physical Environment.

(1) Sanitation and Safety.

(a) through (j) No change.

(k) Pursuant to Chapter 386, Florida Statutes, smoking is prohibited within the child care facility, ~~and~~ all outdoor play areas, and in vehicles when transporting children.

(l) Design and construction of a new child care facility or modifications to an existing facility, must meet the minimum requirements of the applicable local governing body.

(2) Rooms Occupied by Children.

(a) through (d) No change.

(3) Indoor Floor Space.

(a) through (c) No change.

(4) Outdoor play space.

(a) through (b) No change.

(5) Napping and Sleeping Space. For the purpose of these standards, sleeping refers to the normal overnight sleep cycle while napping refers to a brief period of rest during daylight or early evening hours.

(a) No change.

~~(b) When napping or sleeping.~~ Each child in care must be provided safe and sanitary bedding to be used when napping or sleeping. Bedding means a cot, bed, crib, or playpen. Playpens may not be used for care when children are sleeping. Bedding must be appropriate for the child's size.

(c) through (g) No change.

(6) Toilet and Bath Facilities.

(a) No change.

(b) The facility shall provide a minimum of one toilet and one wash basin for every ten children. For design and construction of a new child care facility or modification to an existing facility, paragraph 65C-25.004(1)(l), F.A.C. shall apply.

(c) through (j) No change.

65C-25.005 Personnel Requirements.

(1) through (3) No change.

65C-25.006 Health and Safety.

(1) General Requirements.

(a) No change.

(b) Following personal hygiene procedures for themselves or when assisting others, and immediately after outdoor play, employees, volunteers, and children shall wash their hands with soap and running water, drying thoroughly with disposable towels. Only soap from a liquid soap dispenser shall be used for hand washing.

(c) through (e) No change.

(2) Diapering Requirements

(a) through (h) No change.

(3) Equipment and Furnishings.

(a) through (b) No change.

(4) Fire Safety.

(a) through (c) No change.

(5) Emergency Procedures.

(a) through (b) No change.

(6) Dispensing of Medication.

(a) Prescription and non-prescription medication brought to the child care facility for mildly ill children by the custodial parent or legal guardian must be in the original container. Prescription medication must have a label stating the name of the physician or ARNP, child's name, name of the medication, and medication directions. All prescription and non-prescription medication shall be dispensed according to

written directions on the prescription label or printed manufacturer's label. For purposes of dispensing non-prescription medication that is not brought in by the parent, in the event of an emergency, non-prescription medication can only be dispensed if the facility has written authorization from the parent or legal guardian to do so. Any medication dispensed under these conditions must be documented in the child's file and the parent or legal guardian must be notified on day of occurrence. If the parent or legal guardian notifies the child care facility family day care home of any known allergies to medication, written documentation ~~from a physician~~ must be maintained in the child's file. Special restrictions to medication must be shared with staff and ~~must be posted with stored medicines in the classroom.~~

(b) ~~All m~~Medicines must have child resistant caps and shall be stored separately and locked or placed out of a child's reach.

(c) No change.

65C-25.007 Food and Nutrition.

(1) Nutrition.

(a) through (b) No change.

(c) Child care facilities for mildly ill children shall ensure that menus for children can be modified to meet the individual needs of each child in care. If a special diet is required for a child by a physician, a copy of the physician's order, a copy of the diet, and a sample meal plan for the special diet shall be maintained in the child's facility file. If the parent notifies the child care facility of any known food allergies, written documentation ~~from a physician~~ must be maintained in the child's file. Special food restrictions must be shared with staff and ~~must be posted in a conspicuous location the classroom.~~

(d) No change.

(2) Food Service.

(a) through (d) No change.

65C-25.008 Record Keeping.

~~(1) General Requirements. All required records in child care facilities for mildly ill children shall be maintained pursuant to section 402.305(9), F.S. and available at the facility for the licensing authority to review during hours of operation.~~

(a) All records required to document compliance with section 402.305, F.S., shall be maintained at the facility available during the hours of operation for the licensing authority to review.

(b) Copies of required records are acceptable for documentation. Original documents are the property of the party providing the information.

(2) Children's Records.

(a) through (d) No change.

(3) Medication Records.

(a) through (b) No change.

(4) Personnel Records. Records shall be maintained and kept current on all child care personnel, as defined by Section 402.302(3)(8), F.S., and household members if the facility is located in a private residence. These shall include:

(a) through (e) No change.

~~(f) Physical Exams. A physical exam completed by a health care provider, which includes physicians, nurse practitioners, and physician's assistants, must be completed within 30 days of licensure or employment and demonstrate that the health of the individual is such that they would be able to provide supervision and care for children. After the initial physical exam, staff shall have exams conducted by their health care provider at least every three years.~~

(5) Other Records.

(a) through (d) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 7-2-98, 3-17-99, 7-26-00, 9-20-01, 7-1-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Vikki Griffin, Government Operations Consultant II, 1317 Winewood Blvd., Building 6, Room 392, Tallahassee, FL 32399

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deborah Russo, 1317 Winewood Blvd., Building 6, Room 389-A, Tallahassee, FL 32399

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

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

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that Florida Communities Trust, within the Department of Community Affairs, received a Petition for Waiver on May 8, 2003, from the County of Charlotte relating to the Bayshore Linear Park Project (FCT #01-018-FF1). The petitioner seeks a waiver of a portion of subsection 9K-7.003(5), F.A.C. More specifically, the petitioner seeks a temporary one-year waiver from the property acquisition time constraints of the above-mentioned rule subsection. This waiver is being requested pursuant to the provisions of Section 120.542, F.S., and Chapter 28-104.002, F.A.C.

A copy of the petition which has been assigned the number DCA03-WAI-112, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on April 28, 2003, South Florida Water Management District (District) received a petition for waiver from the Collier County Board of County Commissioners, Application No. 03-0423-1, for utilization of Works or Lands of the District known as the Airport Road Canal, Collier County, for replacement of an existing box culvert. The petition seeks relief from subsections 40E-6.011(4),(6) and 40E-6.221(9), Fla. Admin. Code, which states that box culverts are not allowed south of Pine Ridge Road and which establishes a low member elevation for box culverts within Works or Lands of the District.

A copy of the petition may be obtained from: Jan Sluth, (561)682-6299 or e-mail: jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on May 1, 2003, South Florida Water Management District (District) received a petition for waiver from Henry Marquez, Application No. 03-0411-5, for utilization of Works or Lands of the District known as the C-100C Canal, Miami-Dade County, for placement of a chain-link fence. The petition seeks relief from subsections 40E-6.011(4),(6) and 40E-6.221(9), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained: Jan Sluth, (561)682-6299 or e-mail: jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on May 9, 2003, South Florida Water Management District (District) received a petition for waiver from Robert D. Slanter, Application No. 03-0328-2, for utilization of Works or Lands of the District known as the C-15 Canal, Palm Beach County, for existing trees and a canoe rack within the District's right of way. The petition seeks relief from subsections 40E-6.011(4),(6) and

40E-6.221(9), Fla. Admin. Code, which govern the placement of permanent and semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Jan Sluth, (561)682-6299 or e-mail: jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on May 9, 2003, South Florida Water Management District (District) received a petition for waiver from John & Elizabeth Lynn, Application No. 03-0509-2, for utilization of Works or Lands of the District known as the Hillsboro Canal, Palm Beach County, for placement of a chain-link fence within District's right of way. The petition seeks relief from subsections 40E-6.011(4),(6) and 40E-6.221(9), Fla. Admin. Code, which govern the placement of permanent and semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Jan Sluth, (561)682-6299 or e-mail at jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on May 9, 2003, South Florida Water Management District (District) received a petition for waiver from Thomas & Elise Ward, Application No. 03-0509-3M, for utilization of Works or Lands of the District known as the Hillsboro Canal, Palm Beach County, for placement of a chain-link fence within District's right of way. The petition seeks relief from subsections 40E-6.011(4),(6) and 40E-6.221(9), Fla. Admin. Code, which govern the placement of permanent and semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Jan Sluth, (561)682-6299 or e-mail at jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business

on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on May 13, 2003, South Florida Water Management District (District) received a petition for waiver from Marilyn Cahn, Application No. 03-0513-2, for utilization of Works or Lands of the District known as the C-10 Canal, Broward County, for decking, landscaping and electric located within the District's right of way. The petition seeks relief from subsections 40E-6.011(4),(6) and 40E-6.221(9), Fla. Admin. Code, which govern the placement of permanent and semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Jan Sluth, (561)682-6299 or e-mail at jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on May 9, 2003, South Florida Water Management District (District) received a petition for waiver from Luis & Michelle Gonzalez, Application No. 03-0513-1, for utilization of Works or Lands of the District known as the C-14 Canal, Broward County, for an existing chain-link fence located within District's right of way. The petition seeks relief from subsections 40E-6.011(4),(6) and 40E-6.221(9), Fla. Admin. Code, which govern the placement of permanent and semi-permanent above-ground structures within forty feet of the top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained: Jan Sluth, (561)682-6299 or e-mail: jsluth@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on March 28, 2003, a petition from Destin Water Users, seeking a variance under section 120.542 of the Florida Statutes from the requirements of Rule 62-610.567, subsections 62-610.560(1),(2), 62-610.563(3), 62-610.564(1), 62-610.567, 62-610.568(4), (5),(7), 62-610.573(3), Florida Administrative Code. The

petitioner seeks permission to inject reclaimed water produced by their wastewater treatment plant into G-II groundwater on a barrier island in Okaloosa County after meeting only the principal treatment rather than the full treatment and disinfection and other requirements mandated by the referenced rules above. The petition has been assigned File No.: 03-0656.

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."

Copies may be received from, and written comments should be submitted to: Department of Environmental Protection, Domestic Wastewater Section, Northwest District, 160 Governmental Center, Pensacola, Florida 32501, Attn: Tariq Mian. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on April 22, 2003, a petition from Broward County Aviation Department seeking a variance from gasoline dispensing facilities, Stage II vapor recovery under Rule 62-252.400, Florida Administrative Code, pursuant to Section 120.542, Florida Statutes. The petition has been assigned OGC case number 03-0800.

Copies may be received from, and written comments submitted to: Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, Attn: Patricia Comer.

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

The Department of Environmental Protection gives notice of its intent to grant a variance (File No. 0206516-002-EV) to the Pensacola Naval Air Station (U.S. Navy), from paragraph 62-4.244(5)(c), Florida Administrative Code (F.A.C.) to establish a temporary mixing zone greater than 150 meters.

The full text of this notice is published on the Department's official internet noticing site at <http://www.dep.state.fl.us/> under the link or button entitled "Official Notices".

Questions or comments concerning this notice should be directed to: Jamie Christoff, (850)487-4471, Ext. 122.

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a petition for waiver filed on May 9, 2003, by Jay B. Fine, M.D., seeking a waiver from sub-subparagraph 64B8-9.009(6)(b)1.a., F.A.C., with regard to utilizing the

services of a certified nurse anesthetist (CRNA) in the administration of Level III office anesthesia under the direct supervision of the operating surgeon.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

The Board of Optometry hereby gives notice that it has issued an order denying the petition filed on behalf of Michael J. Hill, O.D., seeking a permanent waiver from Rule 64B13-4.001, F.A.C. The Board's order, filed on April 24, 2003, denies the petition finding that the Petitioner failed to make any allegations or showings that the principles of fairness have been or are being violated. Also, the Board found that the Petitioner failed to show that the denial of the waiver would cause a substantial hardship for the Petitioner.

A copy of the Board's order may be obtained by contacting: Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The Board of Psychology hereby gives notice that it has received a petition, filed on February 28, 2003 on behalf of Teresa S. Huff, seeking a waiver or variance of paragraph 64B19-11.001(4)(c), Florida Administrative Code, with respect to an extension of time over the 24 months in which to complete required examinations.

Comments on this petition should be filed with Board of Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact: Kaye Howerton, Executive Director, Board of Psychology, at the above address or telephone (850)245-4373, Ext. 3481.

The Board of Psychology hereby gives notice that it has received a petition, filed on January 29, 2003 by Laurie A. LaMonde, Ph.D., seeking a waiver or variance of paragraph 64B19-11.001(4)(c), Florida Administrative Code, with respect to an extension of time over the 24 months in which to complete required examinations.

Comments on this petition should be filed with Board of Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact: Kaye Howerton, Executive Director, Board of Psychology, at the above address or telephone (850)245-4373, Ext. 3481.

The Board of Psychology hereby gives notice that it has received a petition, filed on February 21, 2003, by Belinda Lee, seeking a waiver or variance of paragraph 64B19-11.001(2)(c), Florida Administrative Code, with respect to an extension of time from 24 months to 36 months in which to complete the licensure examination.

Comments on this petition should be filed with Board of Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact: Kaye Howerton, Executive Director, Board of Psychology, at the above address or telephone (850)245-4373, Ext. 3481.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on May 8, 2003, Florida Housing Finance Corporation received a Petition for Waiver of subsections 67-47.120(1) and 67-47.150(1), Florida Administrative Code (1999), from Jubilee Community Development Corporation (the "Petition"). The Petition is seeking a variance from the rules which states that loan proceeds shall be disbursed during the construction phase in an amount per draw on a pro-rata basis with other financing. The draw shall not exceed the ratio of the HOME Construction Loan to the total development cost.

A copy of the Petition can be obtained from: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

FISH AND WILDLIFE CONSERVATION COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Fish and Wildlife Conservation Commission has received a petition from the Sarasota Ski-A-Rees, Inc. ("Ski-A-Rees") for a variance from section (2)(a)4. of the Sarasota County manatee protection rule (Rule 68C-22.026, Florida Administrative Code). The petition was received by the Commission on April 30, 2003, and seeks authorization to allow Ski-A-Rees to continue to conduct show-ski operations and training in the section of the City Island area that was recently changed to a Slow Speed zone.

Copies of the petition may be received from and written comments submitted to: Scott Calleson, Florida Fish and Wildlife Conservation Commission, Bureau of Protected Species Management (OES-BPS), 620 South Meridian Street,

Tallahassee, FL 32399-1600. Comments regarding the petition will be accepted for no less than 14 days from the date of publication of this notice.

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: June 12, 2003, 9:00 a.m.
PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida
PURPOSE: 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 STATE

The **Department of State, Division of Historical Resources** announces a Historic Marker conference call to which all interested persons are invited.

DATE AND TIME: Thursday, June 12, 2003, 10:00 a.m. (EDT)

PLACE: Room 409, R. A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Historic Marker applications.

A copy of the agenda may be obtained by writing: Florida State Historic Marker Program, Bureau of Historic Preservation, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

Should any person wish to appeal any decision made with respect to the above referenced meeting, she or he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Chapter 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

The **Department of State, Division of Library and Information Services** announces a meeting of the Library Services and Technology Act Advisory Council to which all interested persons are invited.

DATES AND TIMES: Thursday, June 12, 2003, 8:30 a.m. – 4:30 p.m.; Friday, June 13, 2003, 8:30 a.m. – 1:00 p.m.

PLACE: Division of Library and Information Services, R. A. Gray Building, Third Floor Board Room, 500 South Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review federal fiscal year 2003 grant applications for Library Services and Technology Act funds.

A copy of the agenda may be obtained by contacting: Judith A. Ring, State Librarian, (850)245-6604 or Suncom 205-6604.

Any person deciding to appeal any decision made by the Council with respect to any matter considered at this meeting will need a record of the proceedings, and that for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations due to a disability or physical impairment should contact the agency at least 48 hours prior to the meeting in order to request any special assistance by calling (850)245-6604 or TDD (850)245-6688.

DEPARTMENT OF LEGAL AFFAIRS

The Ad Hoc Committee to Review State Commissions on the Status of Women of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: Tuesday, May 27, 2003, 10:00 a.m.

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

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

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

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

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

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

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

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Seafood and Aquaculture Advisory Committee.

DATE AND TIME: May 28, 2003, 6:30 p.m. – 8:30 p.m.
PLACE: Double Tree Hotel, 2080 N. Atlantic Avenue, Cocoa Beach, FL 32931, (321)783-9222
GENERAL SUBJECT MATTER TO BE CONSIDERED: To identify promotional and educational activities beneficial to the seafood and aquaculture industries.

If special accommodations are needed to attend this meeting because of a disability, please contact: Tom Thomas, Florida Department of Agriculture and Consumer Services, 2051 E. Dirac Drive, Tallahassee, FL 32310, (850)488-0163, Fax (850)922-3671.

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Florida Tropical Fruit Advisory Council.

DATE AND TIME: June 12, 2003, 1:30 p.m.
PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, FL 33030
GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. The purpose of this meeting is to conduct the general business of the Florida Tropical Fruit Advisory Council.

For additional information or if you need special accommodations, please call: Louise King, (305)246-8460.

The Florida **Department of Agriculture and Consumer Services** announces a Notice of Public Workshop for the Feed Industry to discuss proposed rule language, to which all persons are invited:

DATE AND TIME: Monday, June 2, 2003, 2:00 p.m.
PLACE: Florida Department of Agriculture, AES Conference Room, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650
GENERAL SUBJECT MATTER TO BE CONSIDERED: Feed Rule Development Workshop.

For a copy of the agenda, you may contact: Mr. Dale Dubberly, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, L-29, Tallahassee, Florida 32399-1650, (850)488-8731.

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

The **Department of Agriculture and Consumer Services** announces a meeting of the Pest Control Enforcement Advisory Council.

DATE AND TIME: July 17, 2003, 10:00 a.m.
PLACE: Mid-Florida Research and Education Center, 2725 Binion Road, Apopka, Florida 32703, (407)884-2034
GENERAL SUBJECT MATTER TO BE DISCUSSED: To discuss the business of the Council.
A copy of the agenda may be obtained by calling: Steven Dwinell, Florida Department of Agriculture and Consumer Services, (850)488-7447.

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida Aquaculture Review Council.

DATE AND TIME: June 19, 2003, 1:00 p.m.
PLACE: Pier House Hotel, One Duval Street, Key West, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in Florida.
A copy of the agenda can be obtained by contacting: Karen Metcalf, 1203 Governor's Square Boulevard, Tallahassee, FL 32301, (850)488-4033.
If special accommodations are needed to attend this meeting because of disability, please contact Karen Metcalf as soon as possible.

The Florida **State Fair Authority** announces a meeting of the Full Authority to which all persons are invited:

DATE AND TIME: Monday, June 2, 2003, 1:00 p.m.
PLACE: Bob Thomas Equestrian Center, Florida State Fairgrounds, Tampa, Florida 33610
GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Reports: Finance, Long Range Planning and Marketing; Status of Amphitheater Contract; Approval of 2002/2003 Budget.

AGENDA: A copy of the Agenda may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box, 11766, Tampa, Florida 33680.
If special accommodations are needed to attend this meeting because of a disability, please contact Ms. Ann Menchen at (813)621-7821 as soon as possible.

The Florida **State Fair Authority** announces a meeting of the Finance Committee, and a combined meeting of the Long Range Planning and Marketing Committees.

DATE AND TIME: Monday, June 2, 2003, 10:00 a.m. – Finance Committee; 10:30 a.m. – Marketing and Long Range Planning Committees

PLACE: Bob Thomas Equestrian Center, Florida State Fairgrounds, Tampa, Florida 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss old and new business of the Finance, Long Range Planning and Marketing Committees.

AGENDA: A copy of the Agendas may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box 11766, Tampa, Florida 33680.

If special accommodations are needed to attend this meeting because of a disability, please contact Ms. Ann Menchen, (813)621-7821, as soon as possible.

DEPARTMENT OF EDUCATION

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

DATE AND TIME: June 26, 2003, 10:00 a.m. (EDT)

PLACE: Garner Seminar Room, Panama City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting.

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

The **Florida Community College** System announces a conference call of the Foundation for Florida's Community Colleges, Inc., to which all persons are invited.

DATE AND TIME: June 5, 2003, 11:00 a.m. – 12:00 Noon

PLACE: Dial-in Numbers (850)488-8295 or Suncom 278-8295

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Foundation for Florida's Community Colleges, Inc., Board of Directors.

NOTE: If you need special services to attend the meeting or need additional information, write the Division of Community Colleges, 325 West Gaines Street, Suite 1314, Tallahassee, Florida 32399-0400.

The **Florida Community Colleges**, Risk Management Consortium announces a meeting to which all persons are invited:

DATE AND TIME: Monday, June 2, 2003, 8:00 a.m. – 2:30 p.m.

PLACE: Embassy Suites, Orlando Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Florida Community Colleges Risk Management Consortium, 5700 S. W. 34th Street, Suite 1205, Gainesville, FL 32608, (352)955-2190, Ext. 6.

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces public meetings to which all persons are invited:

DATE AND TIME: June 4, 2003, 2:30 p.m. – 5:00 p.m.

PLACE: Washington, DC

GENERAL SUBJECT MATTER TO BE CONSIDERED: Washington Fly-In on TEA-21 Reauthorization.

DATE AND TIME: June 5, 2003, 8:00 a.m. – 5:00 p.m.

PLACE: Washington, DC

GENERAL SUBJECT MATTER TO BE CONSIDERED: Washington Fly-In on TEA-21 Reauthorization.

Information may be obtained by contacting: Florida Transportation Commission, Room 176, MS 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings are asked to advise the Commission at least 48 hours before the meetings by contacting: Cathy Goodman, (850)414-4105.

The **Commercial Motor Vehicle Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: June 5, 2003, 8:30 a.m.

PLACE: Department of Transportation, District Four Office Auditorium, 3400 West Commercial Boulevard, Ft. Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or person under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

Any person aggrieved by the imposition of a civil penalty pursuant to Sections 316.3025 or 316.550, Florida Statutes, may apply to the Commercial Motor Vehicle Review Board for a modification, cancellation, or revocation of the penalty.

Anyone needing an agenda or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call Rosa Seabrooks, (850)922-4483.

Special accommodation requests under the Americans With Disabilities Act should be made at least 48 hours prior to the public meeting.

A copy of the agenda may be obtained by writing: Rosa Seabrooks, Executive Secretary, Commercial Motor Vehicle Review Board, 1815 Thomasville Road, Tallahassee, FL 32303-5750.

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

The previous notice, published in Florida Administrative Weekly, Vol. 29, No. 19, dated May 9, 2003, is changed as follows:

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

PLACE: Hillsborough County Planning Commission Board Room, 601 East Kennedy Boulevard, 18th 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.

STATE BOARD OF ADMINISTRATION

The Board of Directors of the **Florida Water Pollution Control Financing Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 3, 2003, 11:00 a.m.

PLACE: Office of Tom Gallagher, Chief Financial Officer, PL-11, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors of the Florida Water Pollution Control Financing Corporation will meet to adopt a Resolution authorizing the sale and issuance of the second series of Florida Water Pollution Control Revenue Bonds Series 2003, in a principal amount not exceeding \$100,000,000; delegating to the Chief Executive Officer of the Corporation the authority to negotiate and approve the final terms of the sale and fiscal details of the Series 2003 Bonds, within the parameters of the Resolution; authorizing the preparation and delivery of the Preliminary and Final Official Statements; authorizing the execution and delivery of the Series 2003 Supplemental Trust Indenture; authorizing the execution and delivery of the bond purchase contract; authorizing the execution of a Continuing Disclosure Agreement; authorizing the Chief Executive Officer to take all necessary action to sell and issue the bonds, and conducting other general business of the Corporation.

A copy of the agenda may be obtained in writing: State Board of Administration, Attention: Thomas A. Beenck, 1801 Hermitage Boulevard, Suite 100, Tallahassee, Florida 32308, (850)413-1183.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify: Thomas A. Beenck, (850)413-1183.

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

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

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

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

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

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

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

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

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

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

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

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

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** and the Florida Parole Commission Qualifications Committee announce that a public meeting will be held by telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 3, 2003, 9:00 a.m.

PLACE: To hear the telephone conference, call (850)922-2903, Suncom 292-2903.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and approve the advertisement for the Parole Commissioner vacancy, and to schedule and approve future meetings to discuss and conduct required selection activities.

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

A copy of the Agenda may be obtained by writing: Florida Parole Commission, Attention: Mr. Frank Trueblood, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450, (850)488-3417, Suncom 278-3417.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency by sending the notice no later than five working days prior to the proceeding to the address given on the notice.

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

DATE AND TIME: Wednesday, June 4, 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 Customer Meeting to be held in the following docket, to which all interested persons and parties are invited to attend.

DOCKET NO.: 021228-WS – Application for a staff assisted rate case in Brevard County by Service Management Systems, Inc.

DATE AND TIME: Wednesday, June 18, 2003, 6:00 p.m.

PLACE: Grant Street Community Center, 2547 Grant Street, Melbourne, Florida 32901

GENERAL SUBJECT MATTER TO BE CONSIDERED: To give customers and other interested persons an opportunity to offer comments regarding the quality of service the Utility provides, the proposed rate increase, and to ask questions and comment on other issues.

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

REGIONAL PLANNING COUNCILS

The **Charlotte Harbor National Estuary Program** announces a scheduled Policy Committee meeting to which all persons are invited:

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

PLACE: Riverside Community Center, 3061 East Riverside Drive, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the CHNEP Policy Committee.

Please note that if a person decides to appeal any decision made by the Charlotte Harbor National Estuary Program Policy Committee with respect to any matter considered at the above cited workshop, 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 based.

A copy of the agenda may be obtained by writing: CHNEP, 4980 Bayline Dr., N. Ft. Myers, FL 33917 or by calling Ms. Darcy Bowen, (239)995-1777, Ext. 214.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations due to disability or physical impairment should contact Ms. Darcy Bowen, (239)955-1777, Ext. 214, at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. David Burr using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 6, 2003, 9:00 a.m. – 4:00 p.m.

PLACE: Key Colony Beach, Auditorium, 600 W. Ocean Drive, Key Colony Beach, FL 33051

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Florida Keys Carrying Capacity Study Implementation Work Group to discuss matters related to the study and its implementation.

A copy of the agenda may be obtained by writing: 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 above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited. In addition to its regular business, the agenda will include the review of any Local Government Plan Amendment(s) received in a timely manner.

DATE AND TIME: May 29, 2003, 10:30 a.m. (Eastern Time), 9:30 a.m. (Central Time)

PLACE: Holiday Inn Select, 316 W. Tennessee Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold the regular monthly meeting of the Apalachee Regional Planning Council's Board of Directors.

An agenda may be obtained by writing: Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, FL 32424 or calling (850)674-4571. If special accommodations at the meeting are required because of a disability or impairment, please contact Council Offices, (850)674-4571, prior to the meeting.

If any person desires to appeal any decision with respect to any matter considered at the above-cited meeting, such person will need a record of the proceedings. For such purpose, he/she will

need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF CORRECTIONS

Under authority of the Florida **Criminal Justice Standards and Training Commission**, the Florida Department of Corrections, Region XVI Criminal Justice Standards and Training Trust Fund Training Council announces a public meeting to which all interested persons are invited:

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

PLACE: Florida Department of Corrections, Headquarters Building, 2601 Blair Stone Road, 2nd Floor, Building B, Training Room B, Tallahassee, Florida 32399-2500

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Region XVI, Training Council of the Florida Criminal Justice Standards and Training Commission. The primary business of the meeting will be to discuss training and budget issues.

A copy of the agenda may be obtained by writing: Clara Floyd, Florida Department of Corrections, Bureau of Human Resources, Staff Development, 2601 Blair Stone Road, Room A336, Tallahassee, Florida 32399-2500.

COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Thursday, June 5, 2003, 8:00 a.m.

PLACE: Burns Building Auditorium, Department of Transportation, 605 Suwannee Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by writing: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709. Meeting materials also will be available from 8:00 a.m. – 5:00 p.m., Monday through Friday, 2822 Remington Green Circle, Suite 101, prior to the meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Commission at least 48 hours before the meeting by contacting the Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the Commission by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces the following Projects and Land Committee meetings and tour: MEETINGS

DATE AND TIME: June 5, 2003, 5:00 p.m. – Business Meeting; 7:00 p.m. – Public Meeting Forum of Overview of Indian River Lagoon Projects

PLACE: Environmental Learning Center, 255 Live Oak Drive (Wabasso Causeway), Vero Beach, FL

BOAT TOUR

DATE AND TIME: June 6, 2003, 8:30 a.m. – 11:00 a.m.

PLACE: Captain Hiram's Key West Inn dock, 1580 Highway US1, Indian River Shores of the St. Sebastian River area (ending at the same location)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting, public meeting forum and boat tour of Indian River Lagoon Projects.

An agenda can be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or calling Sonia Kuecker, Water Resources Dept., (386)312-2330.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting (386)329-4162. If you are hearing or speech impaired, please contact the agency by calling (386)329-4450 TDD.

The **Southwest Florida Water Management District** announces the following public meeting to which all interested persons are invited.

WELL DRILLERS ADVISORY COMMITTEE

DATE AND TIME: Friday, May 30, 2003, 3:00 p.m.

PLACE: Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, FL

GENERAL SUBJECT MATTER TO BE DISCUSSED: Consideration of Committee Business.

Some members of the District's Governing and Basin Boards may attend the meeting.

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

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should call 1(800)423-1476 (Florida) or (352)796-7211, Extension 4604, Fax (352)754-6874, TTD ONLY 1(800)231-6103 (Florida).

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meeting(s) to which all interested persons are invited:

WITHLACOCHEE RIVER BASIN BOARD MEETING

DATE AND TIME: Tuesday, June 3, 2003, 8:30 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including discussion of the Fiscal Year 2004 budget and adoption of tentative millage.

COASTAL RIVERS BASIN BOARD MEETING

DATE AND TIME: Tuesday, June 3, 2003, 1:00 p.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including discussion of the Fiscal Year 2004 budget and adoption of tentative millage.

ALAFIA RIVER BASIN BOARD MEETING

DATE AND TIME: Thursday, June 5, 2003, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 31, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including discussion of the Fiscal Year 2004 budget and adoption of tentative millage.

These are public meetings and agendas are available by writing: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4609, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited:

DATE AND TIME: June 24, 2003, 9:00 a.m.; may be continued June 25, 2003, 9:00 a.m.

PLACE: Governing Board Room, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604-6899

GENERAL SUBJECT MATTER TO BE CONSIDERED: The acquisition of certain lands eligible to be considered for funding from the Florida Forever Trust Fund which lands are further described as follows:

Part of the Lake Pretty project comprised of one parcel referred to as SWF Parcel No. 14-009-108 consisting of a fee simple purchase covering approximately 2.62 acres, lying in Section 26, Township 27 South, Range 17 East in Hillsborough County, Florida.

Any person deciding to appeal any decision made by the District Governing Board concerning the above-referenced hearing will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal may be based.

A copy of the agenda or a more specific legal description of the lands proposed for acquisition may be obtained by contacting Fritz H. Musselmann, Land Resources Director, Southwest Florida Water Management District, at the above address.

The District does not discriminate based on disability status. Anyone requiring reasonable accommodations under the ADA should call 1(800)423-1476 (Florida only), Extension 4452, Fax (352)754-6877, TDD ONLY 1(800)231-6103.

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

DATE AND TIME: June 12, 2003, 8:50 a.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: The Acquisition of certain lands contained within the Save Our Rivers Land Acquisition and Management Plan which lands are further described as follows:

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 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 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: Ruth Clements, Deputy Department Director, Land Acquisition, District Headquarters, 3301 Gun Club Road, Mail Stop Code 3310, West Palm Beach, FL 33406, (561)682-6271.

Part of the CRITICAL CREW (Southern Corkscrew Regional Ecosystem Watershed) project comprised of fifty parcels referred to as SFWMD Tract Nos. 09-100-007, 09-100-008, 09-100-009, 09-100-011, 09-100-013, 09-100-014, 09-100-016, 09-100-017, 09-100-018, 09-100-021, 09-100-022, 09-100-024, 09-100-026, 09-100-027, 09-100-034, 09-003-194, 09-003-198, 09-003-434, 09-003-511, 09-003-729, 09-003-750, 09-003-756, 09-003-773, 09-003-779, 09-003-782, 09-003-783, 09-003-865, 09-003-875, 09-005-002, 09-005-005, 09-005-013, 09-005-119, 09-005-221, 09-005-022, 09-005-034, 09-005-126, 09-005-132, 09-005-133, 09-005-141, 09-005-147, 09-005-149, 09-005-181, 09-005-183, 09-005-193, 09-005-194, 09-005-199, 09-005-200, 09-005-230, 09-005-270 and 09-005-271

consisting of approximately 339 acres and lying in Sections 25, 26, 31, 32, 33, 34 and 35, Township 47 South, Range 26 East within Lee County, Florida.

Part of the C-43 Basin Storage Reservoir Project comprised of one parcel referred to as SFWMD Tract No. QD-100-005 consisting of approximately 2,399.11 acres and lying in Sections 3, 4, 5, 9 and 10, Township 44 South, Range 28 East within Hendry County, Florida.

Part of the Kissimmee River Project comprised of eighteen parcels referred to as SFWMD Tract Nos. 19-103-554, 19-103-555, 19-103-559, 19-103-560, 19-103-561, 19-103-562, 19-103-563, 19-103-565, 19-103-566, 19-103-567, 19-103-665, 19-103-666, 19-103-667, 19-103-668, 19-103-669, 19-103-670, 19-103-671 and 19-103-672 consisting of approximately 17.0 acres and lying in Sections 21, 22 and 27, Township 36 South, Range 33 East within Okeechobee County, Florida.

Part of the Water Conservation Area Project comprised of three parcels referred to as SFWMD Tract Nos. 27-100-056, 27-100-057, 27-100-058 consisting of approximately 400 acres, and lying in Sections 17, 21, and 35, Townships 49, 52 and 53 South, Ranges 34, 38 and 39 East in Miami-Dade and Broward Counties, Florida.

Part of the Save Our Rivers-East Coast Buffer (Cell #20) Project comprised of one parcel referred to as SFWMD Tract W9-311-919 consisting of approximately 5.0 acres, and lying in Section 05, Township 52 South, Range 40 East, Miami-Dade County, Florida.

Part of the Comprehensive Everglades Restoration Plan (CERP) C-43 Caloosahatchee Basin Project comprised of two parcels referred to as SFWMD Tract Nos. GX-100-006 and GX-100-007 consisting of approximately 397 acres, and lying in Sections 23, 24, 25 and 36, Township 43 South, Range 28 East, Hendry County, Florida.

Part of the Kissimmee River project comprised of two parcels referred to as SFWMD Tract No. 19-103-427 consisting of approximately 15 acres and Tract No. 19-103-456 consisting of approximately 0.27 acres, both lying in Section 17, Township 36 South, Range 33 East in Highlands County, Florida.

Part of the Kissimmee River project comprised of two parcels referred to as SFWMD Tract No. 19-102-137 consisting of approximately 9.6 acres and Tract No. 19-102-138 consisting of approximately 7.5 acres, both lying in Section 13, Township 37 South, Range 31 East in Highlands County, Florida.

Part of the Kissimmee River project comprised of one parcel referred to as SFWMD Tract No. 19-102-140 consisting of approximately 300 acres, lying in Sections 9 and 10, Township 35 South, Range 32 East in Highlands County, Florida.

Part of the Kissimmee River project comprised of thirty-seven parcels referred to as SFWMD Tract Nos. 19-103-519 through 19-103-534, Tract Nos. 19-103-537 through 553, Tract Nos. 19-103-660 through 662, and Tract No. 19-103-657, consisting

of a total of approximately 5.0 acres, all in Section 17, Township 36 South, Range 33 East in Highlands County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of two parcels referred to as SFWMD Tract Nos. 18-200-005 and 18-200-007, consisting of a total of approximately 700 acres, all in Sections 28 through 32, Township 27 South, Range 30 East and in Osceola County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of five parcels referred to as SFWMD Tract Nos. 18-011-002 through 18-011-006, consisting of a total of approximately 5 acres, all in Sections 24 and 25, Township 30 South, Range 30 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of eight parcels referred to as SFWMD Tract Nos. 18-001-052 through 18-001-060, consisting of a total of approximately 45 acres, all in Section 3, Township 31 South, Range 31 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of one parcel referred to as SFWMD Tract No. 18-021-002, consisting of a total of approximately 1 acre, in Section 3, Township 30 South, Range 31 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of four parcels referred to as SFWMD Tract Nos. 18-029-001, 18-030-001, 18-116-002 and 18-116-004, consisting of a total of approximately 200 acres, all in Sections 1 and 12, Township 29 South, Range 29 East and in Polk County, Florida.

Part of the Kissimmee River project comprised of two parcels referred to as SFWMD Tract Nos. 19-103-271 and 19-103-434, consisting of a total of approximately 1,900 acres, all in Sections 1, 2, 3, 4 and 5, Township 36 South, Range 33 East in Okeechobee County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of one parcel referred to as SFWMD Tract No. 18-004-086, consisting of a total of approximately 0.25 acre, in Section 34, Township 30 South, Range 31 East in Polk County, Florida.

Part of the Kissimmee River project comprised of ten parcels referred to as SFWMD Tract Nos. 19-101-055, 19-101-056, 19-101-057, 19-101-058, 19-101-059, 19-101-060, 19-101-061, 19-101-062, 19-101-063 and 19-101-064, consisting of a total of approximately 600 acres, all in Sections 11 and 14, Township 34 South, Range 31 East in Okeechobee County, Florida.

Part of the Kissimmee River project comprised of two parcels referred to as SFWMD Tract No. 19-101-065 and 19-101-066, consisting of a total of approximately 45 acres, all in Sections 12 and 13, Township 34 South, Range 31 East in Okeechobee County, Florida.

Part of the Atlantic Ridge Ecosystem project comprised of one parcel referred to as SFWMD Tract No. X1-100-038, consisting of approximately 518 acres, plus access easement and lying in Gomez Grant, Martin County, Florida.

REGIONAL UTILITY AUTHORITIES

The **Peace River/Manasota Regional Water Supply Authority** announces the following meeting to which the public is invited.

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

PLACE: Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, FL

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

A copy of the agenda may be obtained by writing: Peace River/Manasota Regional Water Supply Authority, 1645 Barber Road, Suite A, Sarasota, Florida 34240.

Although Authority board meetings are normally recorded, affected persons are advised it may be necessary for them to ensure a verbatim record of the meeting is made, including testimony and evidence upon which an appeal is to be based.

Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces a meeting to which all persons are invited.

Alzheimer's Disease Advisory Committee.

DATE AND TIME: June 12, 2003, 12:30 p.m.

PLACE: Park Plaza Tampa Airport Westshore Hotel, 5303 West Kennedy Boulevard, Tampa, Florida 33609, (813)289-1950

CONTACT: Tom Reimers, (850)414-2150

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss various issues regarding the Alzheimer's Disease Initiative.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services** announces a meeting of the MyFloridaMarketPlace Steering Committee to which all persons are invited.

DATE AND TIME: Monday, June 9, 2003, 9:30 a.m.

PLACE: The Capitol Building, Room 2107, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting and planning session.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact Kathleen Anders, Department of Management Services, 4050 Esplanade Way, Suite 260, Tallahassee, FL 32399-0950, (850)921-5266, at least 48 hours prior to the workshop.

The **Department of Management Services** announces a meeting of the People First, HR Outsourcing Steering Committee to which all persons are invited.

DATE AND TIME: Thursday, June 5, 2003, 2:00 p.m. – 4:00 p.m.

PLACE: The Capitol Building, Room 2107, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting and planning session.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact Cyndee Sams, Department of Management Services, 4040 Esplanade Way, Tallahassee, FL 32399-0950, (850)921-0266, at least 48 hours prior to the workshop.

NOTICE IS HEREBY GIVEN that the **Digital Divide Council** will hold a one-day meeting to which all persons are invited.

DATE AND TIME: Thursday, June 10, 2003, 1:30 p.m. – 3:30 p.m.

PLACE: Room, 110, Senate Office Building, 400 South Monroe Street, Tallahassee, Florida 32399 (Conference call capability will be available. The dial up number is: (850)994-1711 Suncom 414-1711)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The primary purpose of the meeting will be to address any changes in the Digital Divide Council chair, provide updates to the pilot projects and Clearinghouse, further discuss the mission statement and address the subcommittees and their recommendations for the remainder of the year.

Any additional information as to this meeting will be provided on the Digital Divide website at http://www.myflorida.com/myflorida/sciencetechnology/tech_pte/digital_divide/index.html or contact: Meg Brown, State Technology Office, Building 4030 Esplanade Way, Suite 180, Tallahassee, Florida 32399, (850)488-1849 or (850)410-4777.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Council at least 48 hours before the meeting by contacting Meg Brown at the above stated number.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation** announces a public meeting of the Regulatory Council of Community Association Managers, to which all persons are invited.

DATE AND TIME: Thursday, July 11, 2003, 10:30 a.m. or soon thereafter

PLACE: Via telephone conference – To connect, dial (850)488-5776, Suncom 278-5776

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

A copy of the agenda may be obtained by writing: Regulatory Council of Community Association Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-1040, (850)922-6096.

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 Regulatory Council of Community Association Managers, (850)922-6096. 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 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 to be based.

The **Board of Auctioneers** announces the following general business meeting to which all persons are invited.

DATE AND TIME: Thursday, June 26, 2003, 10:00 a.m. (EST)

PLACE: Via telephone conference – To connect, dial (850)488-5776, Suncom 278-5776

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

A copy of the agenda may be obtained by writing: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762 or by calling (850)922-6096.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least forty-eight (48) hours before the meeting by contacting (850)922-6096. 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 to be based.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIME: May 27, 2003, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, Florida 32301, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: Patrick Creehan, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida **Department of Environmental Protection** (Northwest District) announces a meeting of the Small Circle for the Panama City-Bay County International Airport Relocation Ecosystem Team Permitting (ETP) process.

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

PLACE: Department of Environmental Protection, Northwest District Office, First Floor Conference Room, 160 Governmental Center, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting agenda will include initiation of the review of petroleum storage requirements, a discussion of the Federal Aviation Administration EIS process, and the continuation of the reviews of air emission, listed species, wetland, stormwater, water and wastewater facility portions of the permit application, and work plan update.

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

A copy of the agenda may be obtained by contacting: Larry O'Donnell, Environmental Manager, FDEP, Northwest District Offices, 160 Government Center, Pensacola, FL 32501-5794, (850)595-8300, Ext. 1129, e-mail:

larry.odonnell@dep.state.fl.us. Meeting notices and agendas are also provided on the Panama City-Bay County International Airport web site www.pcairport.com.

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas, announces a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, June 11, 2003, 6:00 p.m.

PLACE: Guana Tolomata Matanzas National Estuarine Research Reserve, 9741 Ocean Shore Blvd., Town of Marineland, St. Augustine, Florida 32080

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Management Advisory Group (MAG) for the Guana Tolomata Matanzas National Estuarine Research Reserve (GTMNERR) meets regularly on the second Wednesday of the third month of each quarter.

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

DEPARTMENT OF JUVENILE JUSTICE

The Florida **Department of Juvenile Justice**, Juvenile Justice and Delinquency Prevention State Advisory Group announce a meeting.

DATES AND TIME: June 12-13, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the State Advisory Group.

A copy of the agenda may be obtained by calling: Ana Valdes, Office of Prevention and Victim Services, (850)410-2577.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the Department of Juvenile Justice, Office of Prevention and Victim Services, (850)488-3302, no later than (7) days prior to the meeting at which such special accommodation is required.

DEPARTMENT OF HEALTH

The **Board of Clinical Laboratory Personnel**, Rules Committee will hold a duly noticed meeting, to which all persons are invited to attend.

DATE AND TIME: Friday, June 6, 2003, 9:00 a.m.

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Rule Chapter 64B3, Florida Administrative Code.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the

meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Board of Clinical Laboratory Personnel, Executive Director, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The **Board of Clinical Laboratory Personnel** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, June 6, 2003, 10:00 a.m. or shortly thereafter

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The Florida **Board of Medicine**, Surgical Care Committee announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, June 5, 2003, at the conclusion of the Rules Committee Meeting

PLACE: Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142

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 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**, Probable Cause Panel (South), announces a telephone conference call to be held via meet me number.

DATE AND TIME: June 13, 2003, 2:00 p.m.

PLACE: Meet Me Number (850)488-5776, Suncom Number 278-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 322317-4229, (850)922-2414, 1(800)955-8771(TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Medicine**, Probable Cause Panel (North), announces a telephone conference call to be held via meet me number.

DATE AND TIME: June 20, 2003, 2:00 p.m.

PLACE: Meet Me Number (850)488-5776, Suncom Number 278-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 32317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The **Board of Orthotists and Prosthetists** will hold a duly noticed telephone conference call, to which all persons are invited to attend.

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

PLACE: Department of Health, 4042 Bald Cypress Way, Bin #C07, Tallahassee, Meet Me Number (850)487-8540

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The Florida **Board of Osteopathic Medicine** will hold the following meeting to which all persons are invited:

DATES AND TIMES: Friday, June 6, 2003, 5:00 p.m. or shortly thereafter; Saturday, June 7, 2003, 9:00 a.m. or shortly thereafter

PLACE: The Embassy Suites, 3974 N. W. South River Drive, Miami, Florida 33142, (305)436-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

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

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Boards of Medicine and Osteopathic Medicine** announce a meeting to which all persons are invited.

DATE AND TIME: June 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: For the purpose of discussing items of mutual interest to the Boards.

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 **Department of Health, Board of Pharmacy** announces a meeting by teleconference to which all persons are invited.

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

PLACE: Teleconference Meeting, (850)921-6134

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Pharmacy New Board Members Orientation

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, 4:00 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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF RESCHEDULING – The Florida **Department of Children and Family Services** announces the following District 8 Community-Based Care Alliance meeting has been CANCELLED:

Charlotte County Community Alliance

DATE AND TIME: June 4, 2003, 12:00 p.m.

The new meeting schedule for the Charlotte County Community Alliance is as follows:

DATES AND TIME: August 20, 2003; October 8, 2003; December 10, 2003, 12:00 Noon

PLACE: Charlotte County Justice Center, 2nd Floor Court Administration Conference Room, 350 East Marion Avenue, Punta Gorda, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board meetings to discuss current community-based care issues.

Persons needing additional information should contact: Community-Based Care Unit, (239)338-1350.

The **Department of Children and Family Services**, District 14 Health and Human Services Board announces the following meeting to which all persons are invited.

CEO Roundtable of Central Florida's Retreat/Training

DATE AND TIME: Thursday, June 5, 2003, 10:00 a.m.

PLACE: Bartow Civic Center, 2250 South Flora Avenue, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide information to CEO members and Community Providers regarding the process of positive competition and the proposed contracting process.

For copies of the agenda, further information, or persons needing accommodation to participate in this meeting please contact, Patty Harrison, (863)619-4157, 1(800)342-0825 or TDD (863)648-3337.

The **Department of Children and Family Services**, District 11 announces the following meetings to which all persons are invited:

DATE AND TIME: Monday, June 2, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Rhode Building, 401 N. W. 2nd Avenue, Suite N-1011 Conference Room, Miami, Florida 33128, (305)377-5006

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Children and Family Services, District 11 and Our Kids of Miami-Dade/Monroe, Inc. will hold negotiation meetings and workgroup sessions, Reference Invitation to Negotiate #11-03-KJ001. Workgroup sessions will include, but not be limited to, System of Care, Fiscal and Administration and Human Resource issues.

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.

DATES AND TIME: Tuesday, June 3, 2003; Wednesday, June 4, 2003; Thursday, June 5, 2003; Friday, June 6, 2003; Monday, June 9, 2003; Tuesday, June 10, 2003; Wednesday, June 11, 2003; Thursday, June 12, 2003; Friday, June 13, 2003; Monday, June 16, 2003; Tuesday, June 17, 2003; Wednesday, June 18, 2003; Thursday, June 19, 2003; Friday, June 20, 2003; Monday, June 23, 2003; Tuesday, June 24, 2003; Wednesday, June 25, 2003; Thursday, June 26, 2003; Friday, June 27, 2003; Monday, June 30, 2003, 9:00 a.m. – 5:00 p.m.

The **Department of Children and Family Services**, District 11, Miami-Dade Community Based Care Alliance, announces the following public meetings to which all persons are invited:
DATE AND TIME: Thursday, June 5, 2003, 8:30 a.m. – 10:00 a.m.

PLACE: Rhode Building, 401 N. W. 2nd Avenue, Suite N-1011 Conference Room, Miami, Florida 33128, (305)377-5006

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Miami-Dade Community Based Care Alliance Meeting.

For copies of the agenda, further information, or person requiring accommodations in order to participate in this meeting should contact Evelio Torres Family Safety Community Based Care Transition Manager, (305)377-5006 or in writing by close of business (5:00 p.m.) no later than five working days prior to the meeting.

DATES AND TIME: Tuesday, July 1, 2003; Thursday, August 7, 2003; Thursday, September 4, 2003; Thursday, October 2, 2003; Thursday, November 6, 2003; Thursday, December 4, 2003, 8:30 a.m. – 10:00 a.m.

NAVIGATION DISTRICTS

The **West Coast Inland Navigation District** announces the following Board of Commissioners meeting to which all interested parties are invited:

DATE AND TIME: Friday, May 30, 2003, 10:30 a.m.

PLACE: Venice City Hall, 401 West Venice Avenue, Venice, Florida

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

A copy of the agenda for this meeting may be obtained by writing: WCIND, P. O. Box 1845, Venice, FL 34284.

No verbatim record will be made of this meeting. Any person wishing to appeal decisions made at this meeting may need to ensure that a verbatim record is made.

FLORIDA HOUSING FINANCE CORPORATION

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: Tuesday, June 3, 2003, 11:00 a.m. (EST)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition of land and new construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Thomas Chase Apartments, a 268-unit multifamily residential rental development to be located on Sunbeam Road and Old Kings Road, Jacksonville, Duval County, Florida 32257. The prospective owner of the proposed development is Vestcor Fund XIX Ltd., c/o Vestcor Development Corporation Inc., 3020 Hartley Road, Suite 300, Jacksonville, Florida 32257, or such successor in interest in which Vestcor Development Corporation Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The total tax-exempt bond amount is not to exceed \$12,250,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (EST), Monday, June 2, 2003, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: Tuesday, June 3, 2003, 11:00 a.m. (EST)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition of land and new construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Andrews Place Apartments, a 200-unit multifamily residential rental development to be located on Frankford Avenue, Panama City, Bay County, Florida 32405. The prospective owner of the proposed development is Andrews Place LLC, c/o Nantahala Housing LLC, 1931 Buckfield Drive, Tallahassee, Florida 32317, or such successor in interest in which Nantahala Housing LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The total tax-exempt bond amount is not to exceed \$9,850,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (EST), Monday, June 2, 2003, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: Tuesday, June 3, 2003, 11:00 a.m. (EST)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Pineview Villas Apartments, a 200-unit multifamily residential rental development to be located at 2502 Holton Street, Tallahassee, Leon County, Florida 32310. The prospective owner of the proposed rehabilitation development is Pineview Villas LP, c/o JBM Properties LLC, 1337 Assembly Street, Columbia, South Carolina 29201, or such successor in interest in which JBM Properties LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The total tax-exempt bond amount is not to exceed \$7,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (EST), Monday, June 2, 2003, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: Tuesday, June 3, 2003, 11:00 a.m. (EST)
 PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition of land and new construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Huntington Oaks, a 277-unit multifamily residential rental development to be located on Gornto Lake Road, Brandon, Hillsborough County, Florida 33511. The prospective owner of the proposed development is Huntington Oaks of Hillsborough County, Ltd., c/o Davis Heritage Ltd., 20725 NW 46th Avenue, Newberry, Florida 32669, or such successor in interest in which Davis Heritage Ltd., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The total tax-exempt bond amount is not to exceed \$16,700,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (EST), Monday, June 2, 2003, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

The **Florida Housing Finance Corporation** announces a workshop and meeting of the Board of Directors to which all interested parties are invited:

DATE AND TIME: June 20, 2003, 9:00 a.m. until adjourned
 Fiscal Committee
 Guarantee Committee
 Combined Cycle Committee
 Multifamily Revenue Bond Committee
 Board Meeting

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301, (850)891-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider, review, and take action on matters brought to the Fiscal Committee and to consider recommendations made by the Fiscal Committee to the Board.;
2. Consider, review, and take action on matters brought to the Guarantee Committee and to consider recommendations made by the Guarantee Program Committee to the Board.
3. Consider, review, and take action on matters brought to the Universal Cycle Committee and to consider recommendations made by the Universal Cycle Committee to the Board.
4. Consider, review, and take action on matters brought to the Multifamily Revenue Bond Committee and to consider recommendations made by the Multifamily Revenue Bond Committee to the Board.
5. Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds of pending multifamily issues, which have satisfied the requirements for funding.
6. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
7. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
8. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
9. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.

10. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
11. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
12. Consideration of all necessary actions with regard to the Multifamily Bond Program.
13. Consideration of approval of underwriters for inclusion on approved master list and teams.
14. Consideration of all necessary actions with regard to the HOME Rental Program.
15. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
16. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
17. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
18. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
19. Consideration of all necessary actions with regard to the Home Ownership Programs.
20. Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.
21. Consideration of Appeals from Combined Cycle ranking and grading with entry of final orders.
22. Consideration of workouts or modifications for existing projects funded by the Corporation.
23. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
24. Consideration of funding additional reserves for the Guarantee Fund.
25. Consideration of audit issues.
26. Evaluation of Professional and Consultant performance.
27. Such other matters as may be included on the Agenda for the June 20, 2003, Board Workshop and Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sheila Freaney at the Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

TAMPA BAY ESTUARY PROGRAM

The **Tampa Bay Estuary Program** announces scheduling of a Management Board Meeting to which all persons are invited.

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

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on items related to the FY03 Annual Work Plan and budget, discussion on use of Manatee Awareness Coalition as the local rule review committee, and the new Bay Mini-Grant application kit. Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Management Board to any matter considered at the above cited meeting, 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 **Tampa Bay Estuary Program** announces scheduling of a Policy Board Meeting to which all persons are invited.

DATE AND TIME: Friday, May 30, 2003, 1:00 p.m.

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, Suite 219, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on items related to the FY03 Annual Work Plan and budget, discussion on use of Manatee Awareness Coalition as the local rule review committee, and the new Bay Mini-Grant application kit.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Policy Board to any matter considered at the above cited meeting, 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.

SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION

The **Sunshine State Governmental Financing Commission** announces a public meeting, where all interested parties are invited:

DATE AND TIME: Monday, June 2, 2003, 11:30 a.m.

PLACE: Sussex Room, Wyndham Palace Resort, 1900 Buena Vista Drive, Lake Buena Vista, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors and Annual Membership Meetings.
A copy of the agenda may be obtained by contacting: Mr. Richard C. Dowdy, Program Administrator, (850)878-1874.

FLORIDA COMPREHENSIVE HEALTH ASSOCIATION

The **Florida Comprehensive Health Association** created pursuant to Section 627.6488, Florida Statutes, as amended, announces a public meeting as follows:

DATE AND TIME: Wednesday, June 4, 2003, 11:00 a.m.
PLACE: Department of Financial Services, 200 E. Gaines Street, Larson Building, Rm. 101B, Tallahassee, FL 32399
GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors' Meeting.

A copy of the proposed agenda may be obtained by writing: Brenda DeYounks, Florida Comprehensive Health Association, 1210 E. Park Avenue, Tallahassee, Florida 32301, (850)309-1200 or by facsimile (850)309-1222.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DEVELOPMENTAL DISABILITIES COUNCIL

The Florida **Developmental Disabilities Council**, Inc. announces its regularly scheduled business meeting.

DATE AND TIME: Thursday, June 5, 2003, 2:00 p.m. – 6:30 p.m.
GENERAL SUBJECT MATTER TO BE CONSIDERED: Standing Committee Meetings.

DATE AND TIME: Friday, June 6, 2003, 9:00 a.m. – 2:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Council Meeting.

PLACE: Sofitel Miami International Airport, 5800 Blue Lagoon Drive, Miami, FL 33126, 1(800)763-4835

To receive a copy of the agenda, or request special accommodations for participation in the meeting, please contact: Linda Rossman or Misty Grimm, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, 1(800)580-7801 – toll free, (850)488-4180 – local, 1(888)488-8633 – TDD toll free.

TRAINING COUNCIL AND ASSESSMENT CENTER

The Region XII, **Training Council and Assessment Center**, Board of Directors announces a public meeting to which all interested persons are invited:

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

PLACE: Palm Beach Community College, Criminal Justice Room 101, 4200 Congress Avenue, Lake Worth, FL 33461

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda will include but is not limited to: FDLE/CJSTC updates; Palm Beach Community College/Criminal Justice Institute Assessment Center update; Region XII Budget Approval and any other business.

A copy of the agenda may be obtained by contacting: Sue Voccola, Secretary of the Criminal Justice Institute, Palm Beach Community College, 4200 Congress Avenue, Lake Worth, FL 33461, (561)868-3403.

THE ABLE TRUST

The **Able Trust** (Florida Endowment Foundation for Vocational Rehabilitation) will hold a Board Teleconference Call to which all interested parties are invited to participate.

DATE AND TIME: Wednesday, June 18, 2003, 10:30 a.m.
PLACE: Able Trust Office, 106 E. College Avenue, Suite 820, Tallahassee, FL 32301

The agenda will include approval of recommended grants to assist citizens with disabilities in achieving employment. For more information, special accommodations or alternative format request, please call The Able Trust, (850)224-4493 or 1(888)838-2253.

ENTERPRISE FLORIDA

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, June 19, 2003, 8:30 a.m.
PLACE: Teleconference Information – Call in # (610)794-9502, Leader, Darrell Kelley, Pass Code 53144

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Florida, Inc., Enterprise Florida, Inc. Board of Directors Meeting

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)316-4726, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces its Board of Directors Meeting to which all persons are invited.

DATE AND TIME: Friday, June 20, 2003, 9:00 a.m. – 2:00 p.m.

PLACE: Tampa Airport-Marriott Hotel, Tampa, Florida 33609

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Department of Management Services has received a Petition for Declaratory Statement from the City of Sanford, a Florida municipality.

Case No.: DS-2003-001

The petition asks whether the payment by the City of some fixed base amount for health insurance for all employees, including retired employees who may or may not be covered by Medicare, comports with section 112.0801, Florida Statutes, which requires that retirees be offered the same health insurance at the same premium costs, when because of higher premium costs for retirees, the retirees will be required to contribute higher amounts than the active employees.

A copy of the petition may be obtained by writing: Clerk, Department of Management Services, Office of the General Counsel, 4050 Esplanade Way, Suite 260, Tallahassee, FL 32399.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a petition for declaratory statement In Re: Petition for Declaratory Statement, John Potter, Unit Owner, Royale Towers Condominium, Petitioner, on May 1, 2003.

The Petitioner seeks the applicability of Section 718.3025(1)(d), Florida Statutes, "minimum number of personnel" to a "balcony restoration contract" on a salt damaged oceanfront condominium. Is this a "maintenance contract" under the statute?

A copy of the Petition for Declaratory Statement, Docket Number 2003058761, 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.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement in In Re: Petition for

Declaratory Statement, Jerry A. Cooke, Unit Owner, Palm Greens at Villa Del Ray, Petitioner; Docket Number 2003047827.

The declaratory statement provided, in summary, that the straw poll votes are official records of the association, which are open to unit owner inspection in accordance with Section 718.111(12)(a) and (c), Florida Statutes (2002).

A copy of the declaratory statement 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.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement in In Re: Petition for Declaratory Statement, Sidney H. Firestone, Vice President, Palm Greens at Villa Del Ray No. 2 Condo Assn., Petitioner; Docket Number 2003053516.

The declaratory statement provided, in summary:

- (1) The tape recording of the minutes of the master association's board meeting are an official record of the association open to unit owner inspection under Section 718.111(12)(a) and (c), Florida Statutes, and subparagraph 61B-23.002(5)(b)6., F.A.C.; and
- (2) The association may adopt a bylaw amendment to replace a requirement for approval by a majority of the board of directors of the two condominium associations for a material alteration and addition to the master association common areas with approval by a majority of unit owners in accordance with the amendment provisions in the bylaws if the amendment is properly recorded in the public records under section 718.112(1)(a) and (b), Florida Statutes.

A copy of the declaratory statement 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.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement in Irwin Ross, Unit Owner, Palm Greens at Villa Del Ray, Petitioner; Docket Number 2003052730.

The declaratory statement provided, in summary, that the communications from the attorney to the association are exempt from disclosure under Section 718.111(12)(c)1., Florida Statutes (2002).

A copy of the declaratory statement 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.

The Board of Building Code Administrators and Inspectors hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Deborah Rastin. The Petitioner seeks the Board’s interpretation of the application of Sections 468.629(1)(a) and 468.607, Florida Statutes. Specifically, Petitioner seeks the Board’s interpretation as to whether a violation of the above-referenced statute occurred when Officer Rastin issued code enforcement notices for violations issued pursuant to Palm Beach County’s local, nontechnical, administrative amendments to the Uniform Building Code, for failure to obtain required building permits, failure to obtain required inspections and certificates of occupancy and failure to maintain the facility in a safe condition.

The Board will consider this petition at its meeting scheduled for June 5th and 6th, 2003, in Orlando, Florida. Copies of the petition may be obtained by writing: Anthony Spivey, Executive Director, Board of Building Code Administrators and Inspectors, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed April 29, 2003, by Michael Coutts. The Petition is seeking clarification regarding a sentence in Section 633.061, Florida Statutes, which states: “A licensee who receives appropriate training shall not be prohibited by a manufacturer from servicing any particular brand of fire extinguisher or preengineered system.”

Specifically, Petitioner asks:

- A. Must fire equipment permittees and licensees have factory training for the systems they are installing or altering by the equipment manufacturer because that is what is required by the manufacturer and the UL listed manual?
- B. If the manufacturer cannot prohibit a licensee with the “appropriate training” from servicing their system, can they prohibit the installation and altering of such equipment?

A copy of the Petition for Declaratory Statement may be obtained by writing: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, or by calling Kimberly Riordan, (850)413-3170, or by faxing the request to (850)922-1235, Attn: Gabriel Mazzeo.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

INVITATION TO BID

The Florida State University FO&M Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University
FO&M Maintenance, Purchasing
114F Mendenhall Building A
Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the:

Bid Number FO&M 43-2
 Purchasing Agent: B.J. Lewis, FO&M
 Mandatory Pre-Bid June 9, 2003, 10:00 a.m.
 Central Utility Plant, Woodward Street
 Public Bid Opening: June 23, 2003, 2:00 p.m.
 FSU-FO&M Maintenance
 Central Utility Plant, Woodward Street
 Tallahassee, Florida 32306-4150
 FO&M Maintenance Purchasing
 Bid Documents: Specifications are intended to obtain materials, (parts, oil, refrigerant, and fittings). Consulting services, maintenance and/or repair, and preventative maintenance of Florida State University Central Utilities Plant (CUP) Chilled Water Systems and equipment.

NOTICE TO PROFESSIONAL CONSULTANTS

The University of South Florida announces that continuing professional services are required for the following discipline: Cost Estimator (1) (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 Cost Estimator" 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. No submittal material will be returned. Attach to each letter of interest: The "USF Professional Qualifications Supplement for Cost Estimator" dated April 2003 completed by the applicant. Applications on any other form will not be considered. 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, Fax (813)974-3542. All interested firms are invited and encouraged to attend a Pre-Submittal Meeting to be held at 2:00 p.m., Eastern Time, on Tuesday, June 10, 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: Ray Gonzalez, RA, 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. 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 20, 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 Bidders

The School District of Lee County, Florida
Purchasing Department

BID REQUEST FOR:

ANNUAL SUPPLY OF SNACK PRODUCTS

Bid No: 6086 Opening: Tuesday, June 3, 2003, 2:00 p.m.

Request a bid package by:

Phone (239)479-4250, Fax (239)337-8200

In Person or Mail:

3308 Canal Street, Fort Myers, Florida 33916-6594.

Requests must be received by June 3, 2003, at 2:00 p.m.

Complete Bid Package available only upon request.

NOTICE REGARDING ELECTRONIC POSTING

Pursuant to Section 287.042(3)(b)2. of the 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

General or Building 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 JULY 15, 2003 AND WILL BE ACCEPTED UNTIL 2:00 P.M.

OFFICIAL PROJECT TITLE Additions and Site Improvements at Jefferson Davis Middle School No. 216 DCPS PROJECT NO. C-90560

SCOPE OF WORK includes the construction of a fourteen classroom addition to replace the existing modulars and related site work and the estimated construction cost Budgeted Not to Exceed Two Million Three Hundred Twenty Thousand Five Hundred Twenty Dollars and No Cents (\$2,320,520.00).

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on June 24, 2003, 10:00 a.m., Jefferson Davis Middle School Administration, 7050 Melvin Road, Jacksonville, Florida 32210. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed Contractors and registered corporations 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: beaudoinn@educationcentral.org or faganr@educationcentral.org.

Contract documents for bidding may be obtained for a refundable fee of \$150.00 at the office of:

Triangle Reprographics

417 West Gore Street

Orlando, Florida 32806

Phone (407)843-1492

DCSB Point of Contact: Tony M. Gimenez, (904)390-2279.

MBE Participation Goal: 25% 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.

RFB No. 54007405

Large Food Service Equipment

The Putnam County School Board, Palatka, Florida is soliciting sealed bids from responsible vendors to furnish large food service equipment as specified in RFB No. 54007405 to the Food Service Department. Bid proposals will be received in the Purchasing Office, 1314 Reid Street, Palatka, FL 32177 until 1:00 p.m., local time, Tuesday, June 3, 2003.

Interested vendors may obtain a copy of the RFB from the Purchasing Department, Putnam County School District, Telephone (386)329-0517.

RFB No. 54007406

Walk-in Cooler/Freezer

Mellon Elementary School

Riverbreeze Elementary School

The Putnam County School Board, Palatka, Florida is soliciting sealed bids from responsible vendors to furnish and install two (2) new walk-in cooler freezers as specified in RFB No. 54007406 to the Food Service Department. Bid proposals will be received in the Purchasing Office, 1314 Reid Street, Palatka, FL 32177 until 1:30 p.m., local time, Tuesday, June 3, 2003. Interested vendors may obtain a copy of the RFB from the Purchasing Department, Putnam County School District. Telephone (386)329-0517.

RFB No. 54007407

Small Equipment for Food Service

The Putnam County School Board, Palatka, Florida is soliciting sealed bids from responsible vendors to furnish small food service equipment as specified in RFB No. 54007407 to the Food Service Department. Bid proposals will be received in the Purchasing Office, 1314 Reid Street, Palatka, FL 32177 until 1:45 p.m., local time, Tuesday, June 3, 2003. Interested vendors may obtain a copy of the RFB from the Purchasing Department, Putnam County School District. Telephone (386)329-0517.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED General CONTRACTORS BY THE Department of Highway Safety and Motor Vehicles HEREINAFTER REFERRED TO AS OWNER,

FOR THE CONSTRUCTION OF:

PROJECT NO: HSMV-21023000 SAMAS CODE: 76-20-2-009001-76100100-00-088437-03

PROJECT NAME & LOCATION: New Florida Highway Patrol Station, Marion County, Florida

PREQUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489, and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Owner for the current biennium (July 1 through June 30) of odd numbered years. Call (850)488-6233 for information on prequalification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Chapter 60D-5.004, F.A.C. A copy of the requirements is included in the Instruction To Bidders under Article B-2 "Bidder Qualification Requirements and Procedures".

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor And Material Payment Bond are not required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: June 24, 2003, until 2:00 p.m., local time
PLACE: Florida Highway Patrol Office, 2528 East Silver Springs Boulevard, Ocala, Florida 34470

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Betty Stevens, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

ARCHITECT-ENGINEER: Akel, Logan, Shafer, PA, 704 Rosselle Street, Jacksonville, Florida 32204

TELEPHONE: (904)356-2654

CONTRACT AWARD: The official Notice of Award Recommendation will be posted at the Bureau of Office Services, 2900 Apalachee Parkway, Neil Kirkman Building, Room A-102, MS27, Tallahassee, Florida. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

REGIONAL PLANNING COUNCILS

LEGAL NOTICE

REQUEST FOR LETTERS OF INTEREST
AND QUALIFICATIONS

The Apalachee Regional Planning Council is seeking qualifications from contractors interested in coordinating transportation services for the transportation disadvantaged in the Florida Counties of Franklin, Jackson and Jefferson. The selected contractors will be recommended to the Florida Commission for the Transportation Disadvantaged as the

Community Transportation Coordinators for the Transportation Disadvantaged program, as authorized by Chapter 427, Florida Statutes, and in Rule 41-2, Florida Administrative Code.

Interested contractors are required to provide the following as proof of qualifications: a description of the organization, a history of coordination experience, three management ability references, a description of scheduling and routing software used by your organization, proof of insurance, a list of vehicles to be used, a current financial statement, a current Medicaid provider number and an organizational chart.

Contractors may submit for one, two or all three counties, but they must apply separately by county. Contractors must submit 8 copies of the Letter of Interest & Qualifications in a sealed envelope, addressed to the Apalachee Regional Planning Council, 20776 Central Avenue, East, Suite 1, Blountstown, Florida 32424. Letters must be marked, "LETTER OF INTEREST AND QUALIFICATIONS FOR THE (NAME OF COUNTY) COMMUNITY TRANSPORTATION COORDINATOR." Letters of Interest & Qualifications must be received by 4:00 P.M. Central Time, Monday, June 30, 2003.

Selection of the Community Transportation Coordinator will be based on a ranking of expertise, overall capabilities, recent experience in similar programs, and proposed methods of achieving cost-effective services.

Questions should be addressed to Vanita Anderson, TD Program Coordinator, at the above address. Faxed and e-mailed responses WILL NOT be accepted. Letters received after the deadline will be returned unopened. Only responses to the request for letters of interest will be considered if a request for proposals is issued for the Community Transportation Coordinator.

The Apalachee Regional Planning Council reserves the right to accept or reject any and all responses in the best interest of the State.

EXPRESSWAY AUTHORITIES

NOTICE TO PROFESSIONAL CONSULTANTS

The Orlando-Orange County Expressway Authority (Authority) requires the services of a consultant in connection with Construction Engineering and Inspection (CEI) services. Shortlist consideration will be given to only those firms who are qualified pursuant to law, and as determined by the Authority, and who have been prequalified by FDOT to perform the indicated Types of Work.

TYPES OF WORK: Group 10.1, Roadway Construction Engineering and Inspection; Group 10.2, Major Bridge Construction Engineering Inspection; and Group 10.3, Construction Materials Inspection. Consultant must be prequalified in these work groups.

DESCRIPTION: The work consists of providing CEI services related to construction of Authority Project No. 252B, S.R. 408 Widening from west of Kirkman Road to Tampa Avenue for a distance of approximately 3.7 miles. Construction activities will include, but are not necessarily limited to, roadway and bridge widening from four to six basic lanes, auxiliary lanes, and resurfacing of S.R. 408, widening of bridges at Kirkman Road, Pine Hills Road, Old Winter Garden Road, Ortman Drive, Ferguson Drive and John Young Parkway.

Toll plaza work will include construction of a mainline toll plaza with express lanes to be located between Pine Hills Road and Old Winter Garden Road, two 2-lane ramp plazas at John Young Parkway (to and from the west) and two 2-lane ramp plazas at Mercy Drive (to and from the east).

The work may be expanded, at the sole discretion of the Authority, to include providing CEI services for the reconstruction of the Hiwassee Mainline toll plaza and associated bridge and roadway improvements.

SUBMITTAL REQUIREMENTS: Interested consultants shall submit five (5) sets of a Letter of Interest package indicating their desire to be considered. The letter shall be no more than ten pages, exclusive of resumes and project experience list, and divided as follows:

- Section 1. Similar Project Experience: Provide CEI project experience on current/completed projects within the past 5 years. Indicate project name, location, services provided and accurate reference names with phone numbers. All references will be checked.
- Section 2. Project Approach: Provide a 5 page (maximum) narrative describing the firm's approach to delivering the CEI services; a proposed project organization chart including subconsultant personnel; a matrix summarizing proposed personnel experience on similar projects including registrations/certifications; detailed resumes identifying relevant experience on similar projects. Resumes shall include client/owner references for all proposed personnel for the past 5 years and availability date for each individual.
- Section 3. Certifications: Provide copies of FDOT certifications in the work groups identified above and Florida Department of Professional Regulation registration for prime consultant and subconsultants.
- Section 4. Current and Projected Workload: Indicate ability of staff to manage a CEI assignment and indicate, as a percentage, the current/projected workload of current staff. Indicate the total number of the firm's professional, technical and administrative personnel by discipline, location and office responsible for administering the contract.

EQUAL OPPORTUNITY STATEMENT: The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, as amended, prohibits discrimination on the basis of race, color, sex, national origin, age, religion and disability. The Authority hereby notifies all consultants and individuals that it requires and encourages equal employment opportunity for minority and women as employees in the workforce.

MINORITY/WOMEN/DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION: The Orlando-Orange County Expressway Authority hereby notifies all consultants and individuals that it will require affirmative efforts be made to ensure participation of local minority and women business enterprises on contracts awarded by the Authority.

NON-SOLICITATION PROVISION: From the first date of publication of this notice, no person may contact any Authority Board Member, Officer or Employee or any selection committee member, with respect to this notice or the services to be provided, except as related to the Submittal Requirements detailed above. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

LETTER OF RESPONSE DEADLINE: June 13, 2003, 12:00 noon, Orlando local time.

SELECTION/NEGOTIATIONS: Shortlisted firms will be notified as to the date and time that each will be required to provide a technical proposal and constructability review and the time and date of oral presentations to the Authority's Selection Committee.

AUTHORITY CONTACT PERSON:

Ben Dreiling, P.E.
 Director of Construction and Maintenance
 Telephone: (407)316-3800
 Fax: (407)316-3801

LETTER OF RESPONSE ADDRESS:

Orlando-Orange County Expressway Authority
 525 S. Magnolia Avenue
 Orlando, FL 32801
 Re: CEI Services
 Project No. 252B

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE REGARDING ELECTRONIC POSTING

Pursuant to Section 287.042(3)(b)2., Florida Statutes, the Department of Management Services hereby provides notice of the following URL for the centralized website that will be used for electronically posting solicitations, decisions or intended decisions, and other matters relating to procurement:

http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu. Viewers may navigate to this URL via the State portal, www.myflorida.com, from the main page, drill down as follows: Business; Doing Business with the State; Vendor Bid System (VBS).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

REQUEST FOR PROPOSALS

Bureau of Design and Recreation Services

RFPBDRS 04-02/03

Sealed responses will be received by the Department of Environmental Protection (DEP), at Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, until the time and date shown below:

PROPOSAL DUE DATE:

3:30 P.M., TUESDAY, JUNE 24, 2003

This Request for Proposals (RFP) is for licensed in the State of Florida, general contractors to provide construction services in the Florida Keys, as part of a statewide continuing services contract, to act as prime contractors, for the Bureau of Design and Recreation Services, Office of Greenways and Trails and Office of Coastal and Aquatic Managed Areas for Florida State Parks and other State owned facilities/properties. Minority businesses are encouraged to participate.

The Department reserves the right to reject any or all proposals.

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

INVITATION TO BID

PROPOSALS ARE REQUESTED FROM QUALIFIED UTILITY/GENERAL CONTRACTORS BY THE FLORIDA DEPARTMENT OF CHILDREN AND FAMILY SERVICES, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO: DCF-99230810

SAMAS CODES: 60-20-2-021060-60900203-30-080050-00

60-20-2-516015-60910401-30-080869-01

60-20-2-021060-60900203-30-080869-02

PROJECT NAME: GULF COAST CENTER WATERWORKS IMPROVEMENTS

LOCATION: 5820 BUCKINGHAM ROAD, FORT MYERS, FLORIDA 33905

FOR: CONSTRUCTION OF A NEW WATER MAIN FROM THE EXISTING WATER TREATMENT PLANT TO THE EXCEPTIONAL LEARNING CENTER ON BUCKINGHAM

ROAD, REPLACE AN EXISTING HIGH SERVICE PUMP STATION AND GROUND STORAGE TANK, AND REHABILITATE AN ELEVATED STORAGE TANK.

PREQUALIFICATION: Each prime bidder shall be state certified in accordance with Chapter 489, Florida Statutes, as a contractor certified to perform the work. Bids from contractors not able to furnish proof of the required certification will be disqualified.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: The CONTRACTOR shall, at CONTRACTOR's own cost, furnish the OWNER with a 100% Performance Bond and 100% Labor and Material Payment Bond, as security for the faithful performance and payment of all CONTRACTOR's obligations under the Contract Documents

SITE VISITS TO THE PROJECT AREA ARE ENCOURAGED PRIOR TO SUBMITTING A BID. DIRECTIONS TO THE SITE ARE AVAILABLE FROM THE ENGINEER OR OWNER.

MANDATORY PRE-BID CONFERENCE: June 2, 2003, 1:00 p.m., local time (Eastern Standard Time).

PLACE: Gulf Coast Center Gymnasium, 5820 Buckingham Road, Fort Myers, Florida 33905

Sealed bids will be received on:

DATE AND TIME: June 12, 2003, until 10:00 a.m., local time (Eastern Standard Time), at which time they will be publicly opened and read aloud.

PLACE: Gulf Coast Center Gymnasium, 5820 Buckingham Road, Fort Myers, Florida 33905

Bids shall be submitted in triplicate in a sealed envelope plainly marked in the lower right hand corner, indicating the name of the bidding contractor, the project name and number, and the closing time and date of the bid, and clearly marked on the face of the envelope the words "SEALED BID". Bids shall be addressed to:

TKW Consulting Engineers, Inc.
12553 New Brittany Blvd.
Fort Myers, Florida 33907
for the Florida Department of
Children and Family Services

PROPOSAL: Bids must be submitted in full accompanied by a bid guarantee in the amount of 5% of the bid amount, in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the Engineer.

ENGINEER: TKW Consulting Engineers, Inc., 12553 New Brittany Blvd., Fort Myers, Florida 33907

TELEPHONE: (239)278-1992

Plans and specifications may be purchased from the office of TKW Consulting Engineers, Inc., 12553 New Brittany Blvd., Fort Myers, Florida 33907, for a non-refundable payment of \$200.00 per set.

Checks shall be payable to TKW Consulting Engineers, Inc. Contractors, subcontractors, and suppliers requesting plans and specifications should provide a complete mailing and street address, telephone and telefax numbers, and name of person to contact.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 10:00 AM local time (Eastern Standard Time) on June 16, 2003 at the location where the bids were opened. In the event that the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. Any protests of the bid must be made within 72 hours of posting of the results. "Failure to file a protest within the time prescribed in s. 120.53(5), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes." If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protest Procedures", the Owner will award a contract to the qualified, responsive low bidder in accordance with established Owner contracting procedures (CFOP 70-7).

All questions regarding the project should be directed to Patrick J. Day, PE, TKW Consulting Engineers, Inc., (239)278-1992, Fax (239)278-0922. Approved resolution of discrepancies, questions, and modifications to the Contract Documents will be made in writing by Addendum only. Addenda will be issued to all registered plan holders. The bid proposal must acknowledge all addenda. No addenda will be issued after 72 hours prior to bid opening.

DEPARTMENT OF MILITARY AFFAIRS

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS, LICENSED BY THE STATE OF FLORIDA, FOR THE CONSTRUCTION OF:

PROJECT NO: 120170

PROJECT NAME AND LOCATION: READY BUILDING, CAMP BLANDING, STARKE, FLORIDA

FOR: Department of Military Affairs, Construction and Facility Management Office, Robert F. Ensslin Armory, 2305 Sr 207, St. Augustine, Florida 32086

QUALIFICATIONS: General Contractors licensed by the State of Florida

PROJECT DESCRIPTION: All work necessary for the construction of an 11,080 SF one story building which will contain administrative offices, supply/storage rooms, restrooms/showers/locker rooms, and vehicle parking bays.

Project will include all necessary site work, utility runs, asphalt drives and parking, concrete walks, security lighting, and chain link fencing.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

MINORITY PROGRAM: The Owner encourages the recruitment and utilization of certified and non-certified minority businesses. The Owner, its contractors, subcontractors, and suppliers should take all necessary and reasonable steps to ensure that minority businesses have an opportunity to compete for and perform contract work in a nondiscriminatory environment.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor And Material Payment Bond are not required.

MANDATORY PRE-BID MEETING: A Mandatory Pre-Bid meeting will be held on June 18th, 2003, 10:00 a.m. local time, at the Land Management Building, De Funiak Springs Rd., Camp Blanding, FL. Prior notification of attendance and photo identification will be required to enter the Post. Contact Mr. Edward Means, (904)682-3354, no later than 4:00 p.m., June 17th, 2003 for attendance purposes.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: June 25, 2003, until 2:00 p.m., Local time

PLACE: Room 439, Robert F. Ensslin Armory, 2305 SR 207, St. Augustine, FL 32086

PROPOSAL: Bids must be submitted to the Department of Military Affairs, Construction and Facility Management Office, ATTN: LTC Frank Turek, Robert F. Ensslin Armory, 2305 SR 207, St. Augustine, Florida 32086, Tel (904)823-0280, in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be obtained and examined, as of May 26, 2003, from EBERT NORMAN BRADY ARCHITECTS, 1361 13 Avenue South, Suite 230, Jacksonville Beach, FL 32250, for the reproduction cost of \$75.00 (non-refundable). All Technical questions shall be directed to the A/E until close of business June 23, 2003.

ARCHITECT-ENGINEER: Ebert Norman Brady Architects, 1361 13th Ave., South, Jacksonville Beach, FL 32250, (904)241-9997, William Ebert, A.I.A.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 10:00 a.m. local time on June 26, 2003 at the location where the bids were opened. In the event that the Bid Tabulation and Notice of Award recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, Florida Administrative Code by the Owner. **AWARD OF CONTRACT IS CONTINGENT UPON THE AVAILABILITY OF FUNDS.**

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

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: 01-033-FF1/North Jupiter Flatwoods

Grantee: Palm Beach County and Town of Jupiter

Amount of Approved Funds: the lesser of 40.00% of the final total project costs or \$857,876.92

Project: 01-093-FF1/Hollywood North Beach Addition

Grantee: Broward County and City of Hollywood

Amount of Approved Funds: the lesser of 40.00% of the final total project costs or \$1,574,000.00

Project: 01-119-FF1/Boystown/Camp Matecumbe

Grantee: Miami-Dade County

Amount of Approved Funds: the lesser of 50.00% of the final total project costs or \$1,668,000.00

Project: 01-137-FF1/Tanglewylde Center Project

Grantee: Putnam County

Amount of Approved Funds: the lesser of 100.00% of the final total project costs or \$544,000.00

Project: 01-034-FF2/Wilson Family Park
 Grantee: Sarasota County
 Amount of Approved Funds: the lesser of 40.00% of the final total project costs or \$2,407,560.00
 Project: 01-093-FF2/Fort Brooke Park Phase III
 Grantee: City of Tampa
 Amount of Approved Funds: the lesser of 75.00% of the final total project costs or \$6,311,250.00

DCA Final Order No.: DCA03-OR-113
 STATE OF FLORIDA
 DEPARTMENT OF COMMUNITY AFFAIRS
 In re: CITY OF KEY WEST LAND DEVELOPMENT
 REGULATION ADOPTED BY CITY OF KEY WEST
 ORDINANCE NO. 03-09

FINAL ORDER

The Department of Community Affairs (the “Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., (2002), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The City of Key West is a designated area of critical state concern.
2. In March 2003, the Department received for review City of Key West Ordinance No. 03-09, which was adopted by the City of Key West City Commission on March 4, 2003 (“Ord. 03-09”). Ord. 03-09 restores the former variance standards and requirements for findings that were deleted in Ordinance 02-01. The changes include a requirement for a finding that special circumstances exist on the property that are peculiar to the land and are not the result of action by the applicant. It further requires that the minimum variance be approved and that the result will not be injurious to the public welfare. A provision has been added for the Board of Adjustment to make factual findings that the conditions of the ordinance have been met and that attempts have been made to satisfy objections expressed by the neighbors.
3. Ord. 03-09 is consistent with the City’s Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern based upon consistency with the Principles for Guiding Development applicable to Areas of Critical State Concern. 163.3187(1)(c)1.e., Fla. Stat., (2002).
7. The City of Key West is an Area of Critical State Concern. § 380.05, Fla. Stat. (2002) and Rule 28-36.001, Fla. Admin. Code.
8. “Land development regulations” include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2002). The regulations adopted by Ord. 03-09 are land development regulations.
9. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the “Principles”). § 380.05(6), Fla. Stat.; see

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.

Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles for the City of Key West Area of Critical State Concern are set forth in subsection 28-36.003(1), Fla. Admin. Code.

10. Ord. 03-09 promotes and furthers the following Principles in subsection 28-36.003(1), F.A.C.:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

(g) To protect the historical heritage of the Florida Keys.

12. Ord. 03-09 is not inconsistent with the remaining Principles. Ord. 03-09 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 03-09 is found to be consistent with the Principles for Guiding Development of the City of Key West Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

 H.E. "SONNY" TIMMERMAN, DIRECTOR
 Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO

THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this ____ day of May, 2003.

Paula Ford, Agency Clerk

By U.S. Mail:

- Jimmy Weekley
Mayor of the City of Key West
P. O. Box 1409
Key West, Florida 33041
Cheri Smith
Clerk to the City Commission
P. O. Box 1409
Key West, Florida 33041
Robert Tischenkel
City Attorney
P. O. Box 1409
Key West, FL 33041
Julio Avel
City of Key West
P. O. Box 1409
Key West, FL 33041

By Hand Delivery or Interagency Mail:

- Jim Quinn, Growth Management Administrator, DCA Tallahassee
Rebecca Jetton, DCA Florida Keys Field Office
David Jordan, Deputy General Counsel, DCA Tallahassee
Timothy E. Dennis, Assistant General Counsel, DCA Tallahassee

DCA Final Order No.: DCA03-OR-114
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTYLAND DEVELOPMENT REGULATIONS ADOPTED BY MONROE COUNTY ORDINANCE NO. 007-2003

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., and § 380.0552(9), Fla. Stat.

(2002), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.

2. On April 23, 2003, the Department received for review Monroe County Ordinance No. 007-2003 which was adopted by the Monroe County Board of County Commissioners on March 19, 2003 ("Ord. 007-2003"). Ord. 007-2003 amends the following Sections of 9.5, Land Development Regulations of the Monroe County Code: Section 4, Definitions, and Sections 233, Urban Residential Development, 234, Urban Residential Mobile Home District, 235.1, Urban Mobile Home- Limited District, 236, Sub Urban Residential District, 237 Sub Urban Residential District (Limited), 238, Sparsely Settled Residential District, 239, Native Area District, 240, Mainland Native Area District, 241, Offshore Island District, 242, Improved Subdivision District, and 248, Mixed Use District by deleting public hearing requirements. The ordinance amends Section 247, Commercial Fishing District, allowing for home occupations in this district. Additionally, the ordinance creates Section 259, Home Occupation Special Use Permit, providing rules and procedures for administrative approval of home occupations.

3. Ord. 007-2003 is consistent with the County's 2010 Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6) and (11), Fla. Stat., and § 380.0552(9), Fla. Stat. (2002).

5. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2002) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

6. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2002). The regulations adopted by Ord. 007-2003 are land development regulations.

7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

8. Ord. 007-2003 promotes and furthers the following Principles:

(d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.

9. Ord. 007-2003 is not inconsistent with the remaining Principles. Ord. 007-2003 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 007-2003 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

H. E. "SONNY" TIMMERMAN, DIRECTOR
 Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this ____ day of May, 2003.

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Dixie Spehar
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Timothy J. McGarry, AICP
Director, Growth Management Division
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

By Hand Delivery or Interagency Mail:
Jim Quinn, Bureau of State Planning, DCA Tallahassee
Rebecca Jetton, DCA Florida Keys Field Office
David Jordan, Deputy General Counsel, DCA Tallahassee
Timothy E. Dennis, Assistant General Counsel, DCA Tallahassee

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Harley-Davidson Motor Company, intends to allow the relocation of Adamec Cycle Sales Co., Inc., as a dealership for the sale of Harley Davidson motorcycles, from its present location at 10399 Atlantic Blvd., Jacksonville, FL 32207, to 8909 Baymeadows Road, Jacksonville-Duval County, Florida 32207, on or after May 14, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Adamec Cycle Sales Co., Inc. are dealer operator(s): Mark Adamec, 136 Oceanforest Drive N., Atlantic Beach, FL 32233; principal investor(s): Mark Adamec, 136 Oceanforest Drive N., Atlantic Beach, FL 32233,

Chris Adamec, 2316 Beachcomber Trail, Atlantic Beach, FL 32233 and Helen Adamec, 3446 Palm Island, Jacksonville, FL 32250.

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: Shelly Doolittle, Dealer Development Operations Coordinator, Harley-Davidson Motor Company, 3700 West Juneau Ave., P. O. Box 653, Milwaukee, WI 53201.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Nissan North America, Inc., intends to allow the establishment of JCR Wesley Chapel, LLC d/b/a Wesley Chapel Nissan Nissan sales, as a dealership for the sale of Nissan motor vehicles, on the Northwest corner of State Road 54 and Point Pleasant Blvd., NE Corner of Section 7, Township 26 South, Range 20 East, Wesley Chapel (Pasco County), Florida (hereinafter referred to as the "Dealership Location"), on or after January 1, 2005.

The name and address of the dealer operator(s) and principal investor(s) of JCR Wesley Chapel, LLC d/b/a Wesley Chapel Nissan Nissan are dealer operator(s) and principal investor(s): Jesus A. Rosairo, 1101 East Highway 50, Clermont, FL 34711.

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: Andrew C. Delbrueck, Market Representation Manager, Nissan North America, Inc., 8743 Western Way, Jacksonville, FL 32256.

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 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 Harley-Davidson Motor Company, intends to allow the relocation of Ft. Lauderdale Harley-Davidson, Inc., as a dealership for the sale of Harley Davidson motorcycles, from its present location at 443 South State Road #7, Ft. Lauderdale, FL, to 201 International Parkway, Ft. Lauderdale (Broward County), Florida, on or after May 14, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Ft. Lauderdale Harley-Davidson, Inc. are dealer operator(s): Bruce Rossmeyer, 421 Ocean Shore Blvd., Ormond Beach, FL 33316; principal investor(s): Bruce Rossmeyer, 421 Ocean Shore Blvd., Ormond Beach, FL 33316 and Terry Taylor, 15 Harborage Isle, Ft. Lauderdale, FL 33316.

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: Shelly Doolittle, Dealer Development Operations Coordinator, Harley-Davidson Motor Company, 3700 West Juneau Ave., P. O. Box 653 Milwaukee WI 53201.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Harley-Davidson Motor Company, intends to allow the establishment of Manatee River Harley-Davidson, Inc., as a dealership for the sale of Harley-Davidson and Buell motorcycles, at 624 67th Street Circle East (Manatee County), Bradenton, Florida 34208 on or after May 14, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Manatee River Harley-Davidson Inc. are dealer operator(s) and principal investor(s): Erik Rossiter, 1150 Bern Creek Loop, Sarasota, FL 34240.

The notice indicates intent to establish the new point location in a county of less 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: Scott Manley, Manager, Dealer/Market Development, Harley-Davidson Motor Company, 3700 West Juneau Ave., P. O. Box 653, Milwaukee, WI 53201.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, American Isuzu Motors Inc. intends to allow the establishment of Gilliss & Gilliss, Inc. d/b/a Friendly Isuzu. as a dealership for the sale of Isuzu vehicles, at 8407 U.S. Highway 19, Port Richey, (Pasco County), Florida 34668, on or after May 27, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Gilliss & Gilliss, Inc. d/b/a Friendly Isuzu. are dealer operator(s) and principal investor(s): John P. Gilliss, 5819 U.S. Highway 19, New Port Richey, FL 34652.

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: Edwin T. Robinson, Operating Manager-Dealer Network, American Isuzu Motors Inc., 13340 183rd Street, Cerritos, CA 90702-6007.

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.

WATER MANAGEMENT DISTRICTS

PUBLICATION OF APPROVED PRIORITY
LIST AND SCHEDULE
FOR THE ESTABLISHMENT OF MINIMUM
FLOWS AND LEVELS

The District, pursuant to Section 373.042(2), Florida Statutes, hereby publishes its approved Priority List and Schedule for the Establishment of Minimum Flows and Levels. The following surface watercourses, aquifers, springs and surface waters within the District were approved by the Governing Board on February 26, 2003, and by the Florida Department of Environmental Protection on April 28, 2003. The Priority List and Schedule and related information is updated annually.

The Priority List is based on the importance of waters to the state or region, the existence of or potential for significant harm to the water resources or ecology of the state or region and includes those waters which are experiencing or may reasonably be expected to experience adverse impacts. It is the District's intention to voluntarily undertake independent scientific peer review for all water bodies on the Priority List.

2003

- Hillsborough County Lakes (Calm, Hobbs, Starvation, Church, Echo, Crenshaw, Cypress, Fairy, Halfmoon, Helen, Ellen, Barbara, Round, Saddleback, Raleigh and Rogers)
- Pasco County Lake (Big Fish)
- Southern Water Use Caution Area (SWUCA) (Floridan Aquifer)
- Upper Peace River
- Polk County Lakes (Eagle, McLeod, Wales, and Clinch)
- Highlands County Lakes (Lotela, Letta, and Jackson)
- Sulphur Springs (1)
- Alafia River
- Lithia Spring (1)
- Buckhorn Spring (1)
- Middle Peace River
- Upper Myakka River
- Pasco County Lakes (Bird, Moon, Linda, Pasadena, Padgett, Parker aka Ann, Green, Bell, Clear and Hancock)
- Hernando County Lakes (Hunters, Lindsey, Mountain, Neff, Spring and Weekiwachee Prairie)
- Hillsborough County Lakes (Strawberry, Reinheimer, Wimauma, Platt, Mound, Allen, Harvey, Charles, Jackson, Garden, Taylor and Dan)
- Highlands County Lakes (Placid, June-in-Winter)
- Polk County Lake (Crooked)

2004

- Tampa Bypass Canal
- Lower Peace River Estuary System
- Braden River (freshwater segment)
- Polk County Lake (Hancock)
- Upper Hillsborough River System
- Crystal Spring (1)
- Hillsborough County Lake (Crescent)
- Pasco County Lake (Middle)

2005

- Lower Hillsborough River
- Lower Myakka River (includes Myakkahatchee and Deer Prairie Creeks)
- Weekiwachee River System
- Weeki Wachee Spring (2) (includes Jenkins Creek (1), Salt (1), Little Weeki Wachee (1), Mud River (1) springs)
- Cow Pen Slough

- NA Fixed Need Pool, establish a hospice program, Service Area 3A, Hospice of the South, Inc., (PRH) same as applicant
- NA Fixed Need Pool, establish a hospice program, Service Area 4A, Hospice of the South, Inc., (PRH) same as applicant
- NA Fixed Need Pool, establish a hospice program, Service Area 1B, Hospice of the South, Inc., (PRH) same as applicant
- NA Supports Approval, establish an adult open heart surgery program, Dade County, Miami Beach Healthcare Group, Ltd d/b/a Aventure Hospital and Medical Center , (PRH) same as applicant.
- NA Supports Denial, establish an adult open heart surgery program, Dade County, Lifemark Hospitals of Florida, Inc., d/b/a Palmetto General Hospital, (PRH) Miami Beach Healthcare Group, Ltd d/b/a Aventure Hospital and Medical Center

NOTICE OF CORRECTION

- 9623 Denial, establish a 6 bed Level II neonatal intensive care unit, Dade County, South Miami Hospital, Inc., (PRH) same as applicant. The above CON decision was previously published incorrectly. The following is the correct CON project description.
- 9623 Supports Denial, establish a 6 bed Level II neonatal intensive care unit, Dade County, South Miami Hospital, Inc., (PRH) Variety Children’s Hospital, Inc. d/b/a/ Miami Children’s Hospital.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE OF QUOTA LIQUOR LICENSE DRAWINGS

The Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation announces Quota Liquor License Drawings to which all persons are invited for the following counties: BREVARD (1), BROWARD (4) CHARLOTTE (1), COLLIER (1), DADE (5), HILLSBOROUGH (3), LEE (2), LEON (1), MANATEE (1), ORANGE (5), PALM BEACH (3), PASCO (1), PINELLAS (1), POLK (3), ST. LUCIE (1), SARASOTA (1), SEMINOLE (2), VOLUSIA (1).

DATE AND TIME: June 5, 2003, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, Alcoholic Beverages and Tobacco Conference Room, 1940 North Monroe Street, Tallahassee, FL

PURPOSE: To conduct double random computer drawings from the pool of qualified applicants for new quota liquor licenses in each of the above referenced counties and establish each qualified applicant’s standing to receive one of the new

licenses. Those applicants chosen in the drawings will be notified by certified mail of their eligibility to apply for a license.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF RECEIPT OF APPLICATIONS FOR PERMIT COVERAGE UNDER THE STATE’S GENERIC PERMIT FOR MS4’S

Notice is hereby given that the Department has received applications for permit coverage under the State’s Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems.

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

The person to be contacted regarding this notice is: Sarah Jozwiak, NPDES Stormwater Section, Florida Department of Environmental Protection, Mail Station 2500, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400.

NOTICE OF PUBLIC OPPORTUNITY TO COMMENT ON A PLAN OF EXPLORATION PROPOSED IN THE EASTERN GULF OF MEXICO

On May 5, 2003 the DEP Office of Intergovernmental Programs received an Initial Plan of Exploration for Desoto Canyon Block 620, by Amerada Hess Corporation , pursuant to the state consistency requirements of 15 CFR 930.

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”.

Contact person: Debby Tucker, (850)245-2163, email: Debby.Tucker@dep.state.fl.us.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE OF FUNDS AVAILABILITY

Pursuant to Section 420.5088, Florida Statutes, and Rule Chapter 67-45, Florida Administrative Code, the Florida Housing Finance Corporation (the “Corporation”) announces its intention to provide up to \$6,000,000 for qualified mortgage loans for down payment assistance under the Florida Home Ownership Assistance Program. The loans will be made in conjunction with the Corporation’s Single Family Mortgage Revenue Bond Program (SFMRB). Access to these funds will be made available through qualified lending institutions selected to participate in the SFMRB Program through an application process. Loan funds are expected to be available to provide second mortgage financing for owner-occupied

residences in any county of the State of Florida subject to the participation of lending institutions in the counties they elect to serve.

Any home mortgage lending institution that is a qualified FHA, VA, GNMA, FannieMae, FHLMC or USDA Rural Development (RD) originator and servicer or seller and servicer as required by the program documents and approved as a participant for the SFMRB Program is interested in receiving an Invitation and Application to Participate in this issue should contact the Corporation by telephone at (850)488-4197. Any questions or comments regarding the availability of Florida Home Ownership Assistance Program funds should be directed to Wallisa Cobb, Single Family Bonds Administrator, (850)488-4197.

NOTICE OF FUNDING AVAILABILITY

Pursuant to Federal Regulations 24 CFR Part 92 and Rule Chapter 67-50, Florida Administrative Code, the Florida Housing Finance Corporation (the "Corporation") will make available HOME Loans to low-income persons to assist in purchasing affordable housing by reducing the amount of down payment and closing costs by offering zero percent interest, non-amortizing, deferred second mortgage loans. In accordance with Rule Chapter 67-50, up to \$6,000,000 of State of Florida HOME allocation, may be made available in the form of second mortgage loans. HOME Loan funds may be used with the Florida Housing Finance Corporation's Single Family Mortgage Revenue Bond (SFMRB) Program.

HOME Loans will be made available through participating lending institutions eligible to originate first mortgages under the Florida Housing Finance Corporation's SFMRB Program. Participating lending institutions will make HOME Loan funds available on a first-come, first-served basis to eligible, low-income, first-time home buyers qualifying for a first mortgage under the Corporation's SFMRB Program. Applications for such loans may be obtained from the participating lending institutions.

HOME Loans must comply with Rule Chapter 67-50, F.A.C. and Federal Regulations 24 CFR Part 92. For more information, a list of participating lending institutions, or a copy of the administrative rules governing the Program, contact Wallisa Cobb, Single Family Bonds Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329 or call at (850)488-4197.

NOTICE OF PROPOSED ISSUANCE SINGLE FAMILY HOME OWNER MORTGAGE REVENUE BONDS

Pursuant to Rule Chapter 67-25.005, Florida Administrative Code, notice is hereby given that the Florida Housing Finance Corporation (the "Corporation") intends to issue bonds in the amount of approximately \$50,000,000 to provide funding for qualified mortgage loans for owner-occupied residences within the State of Florida. Proceeds of the bonds are expected to be available to eligible home buyers in any county of the State of Florida subject to the participation of lending institutions and the counties they elect to serve.

Any home mortgage lending institution that is a qualified FHA, VA, GNMA, FannieMae, FHLMC or USDA Rural Development (RD) originator and servicer or seller and servicer as required by the program documents and approved as a participant for the Single Family Mortgage Revenue Bond Program interested in receiving an Invitation to Participate in this issue should notify the Corporation by telephone at (850)488-4197, by facsimile at (850)922-7253, or in writing to Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any questions or comments regarding the proposed issuance of bonds should be directed to Wallisa Cobb, Single Family Bonds Administrator, (850)488-4197.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Institutions and Securities Regulation has received the following application. Comments may be submitted to the Deputy Director, Financial Institutions, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Institutions and Securities Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., June 13, 2003):

APPLICATION FOR AUTHORITY TO EXERCISE TRUST POWERS

Applicant and Location: Wewahitchka State Bank,
Wewahitchka, Florida 32465

Received: May 5, 2003

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN May 5, 2003
 and May 9, 2003

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
|----------|-----------|----------------|-------------------|------------------|

DEPARTMENT OF EDUCATION
State Board of Independent Colleges and Universities

| | | | | |
|-----------|--------|---------|-------|------|
| 6E-2.0041 | 5/5/03 | 5/25/03 | 28/43 | 29/5 |
|-----------|--------|---------|-------|------|

DEPARTMENT OF CORRECTIONS

| | | | | |
|------------|--------|---------|-------|--|
| 33-601.720 | 5/9/03 | 5/29/03 | 29/14 | |
|------------|--------|---------|-------|--|

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Care Cost Containment Board

| | | | | |
|-----------|--------|---------|-------|--|
| 59E-5.605 | 5/6/03 | 5/26/03 | 29/10 | |
|-----------|--------|---------|-------|--|

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Board of Veterinary Medicine

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| 61G18-17.005 | 5/7/03 | 5/27/03 | 29/13 | |
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| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
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DEPARTMENT OF HEALTH
Board of Nursing

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| 64B9-15.005 | 5/5/03 | 5/25/03 | 29/1 | 29/15 |
| 64B9-15.008 | 5/5/03 | 5/25/03 | 29/1 | 29/15 |
| 64B9-15.011 | 5/5/03 | 5/25/03 | 29/1 | 29/15 |

Optical Establishments

| | | | | |
|-------------|--------|---------|-------|-------|
| 64B29-1.002 | 5/7/03 | 5/27/03 | 28/38 | 28/43 |
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Economic Self Sufficiency Program

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|-----------|--------|---------|------|--|
| 65A-1.603 | 5/5/03 | 5/25/03 | 29/9 | |
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FISH AND WILDLIFE CONSERVATION COMMISSION
Freshwater Fish and Wildlife

| | | | | |
|------------|--------|---------|------|-------|
| 68A-15.061 | 5/5/03 | 5/25/03 | 29/8 | 29/15 |
| 68A-15.062 | 5/5/03 | 5/25/03 | 29/8 | 29/15 |
| 68A-17.005 | 5/5/03 | 5/25/03 | 29/8 | 29/15 |