

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF INSURANCE

RULE TITLES:	RULE NOS.:
Title Insurance Rates	4-186.003
Residential Limited Coverage Junior Loan Title Insurance	4-186.006
Forms Adopted	4-186.016

PURPOSE AND EFFECT: To adopt appropriate rates for Junior Loan Title Insurance; to adopt forms for use with Junior Loan Title Insurance; and to list forms adopted for use with Junior Loan Title Insurance.

SUBJECT AREA TO BE ADDRESSED: Junior Loan Title Insurance.

SPECIFIC AUTHORITY: 624.308, 624.308(1), 626.9611, 627.777, 627.782, 627.7825 FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1)(h)3.a., 627.777, 627.782, 627.7825, 627.783, 627.7831, 627.7841, 627.7845 FS.

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

TIME AND DATE: 9:00 a.m. – 12:00 Noon, August 27, 2003
PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mike Milnes, Bureau of Property and Casualty Forms and Rates, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0330, (850)413-5306, e-mail: milnesm@dfs.state.fl.us

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE TITLE:	RULE NO.:
Certification Reports	5K-4.026

PURPOSE AND EFFECT: The rule adoption establishes guidelines for application by food establishments to the Department for issuance and certification of certain reports, and the criteria to be used by the Department in determining

when such reports are to be issued. These reports are required for the export of a food to some countries. The rule also establishes the procedure for recovering its cost in issuing these reports.

SUBJECT AREA TO BE ADDRESSED: Application for a certification report, issuance of a certification report by the Department, charge to be assessed to a food establishment to recover the cost of issuing a report.

SPECIFIC AUTHORITY: 500.09, 500.148(3), 570.07(23) FS.

LAW IMPLEMENTED: 500.09, 500.148(3) FS.

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

TIME AND DATE: 10:00 a.m., August 26, 2003

PLACE: Florida Department of Agriculture and Consumer Services, Conner Complex, George Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, FL, (850)488-3951

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Dr. John Fruin, Chief, Bureau of Food and Meat Inspection, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-3951

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5K-4.026 Certification Reports.

(1) Any food establishment that intends to ship a food, as defined in Section 500.03(1)(l), F.S., may request a report from the Department certifying that the establishment is known to manufacture, process, pack, hold and/or prepare food in accordance with requirements of Chapter 500, F.S., the Florida Food Safety Act, and the rules promulgated thereunder. Such certification can be used for the purpose of exporting food to another country.

(2) A certification report is a report generated by the Department concerning a food establishment that is regulated by the Department. When used for the purpose of exporting food, the report shall include a listing of products to be shipped. The report may be state "Certificate of Free Sale, "Good Manufacturing Document," or other title as necessary to satisfy requirements of a country to which the food will be exported. The certification report shall bear the original signature of a designee of the Department, confirmed by a Notary Public, and may certify one or more of the following findings:

(a) The food establishment is regulated and inspected by the Department.

(b) The sanitary condition of the food establishment is satisfactory according to the most recent report of inspection by the Department.

(c) The use of good manufacturing practices by the food establishment.

(d) The food listed is normally sold for human consumption.

(e) The food listed may be freely offered for sale in the State of Florida.

(3) Applications for Certification Report.

Any food establishment may apply for a certification report from the Department. All applications must be made using Department Form #DACs-14219, "Application for Certification Report", a copy of which may be obtained from the Florida Department of Agriculture and Consumer Services, Bureau of Food and Meat inspection, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650. The application shall include or be accompanied by a list of food items to be exported. Submission of applications by electronic means will be accepted. Any application that is illegible or that is received without sufficient information to process a certification report shall be returned to the applicant for correction.

(4) Issuance of Certification Report.

(a) The Department may issue a certification report for a food establishment if the establishment:

- 1. Is regulated and inspected by the Department;
- 2. Has a current, valid food permit from the Department;
- 3. Has received a satisfactory report of inspection on the most recent inspection performed by the Department; and
- 4. Is not delinquent on any prior billing for recovery of cost for issuance of certificates.
- 5. Has no unresolved administrative action.

(b) Unless otherwise requested, the certification report shall be sent to the requesting firm's address listed on the application. Denial of any application for a certification report shall be sent to the applicant.

(5) Cost of Certification Report, Payment.

The Department will assess a charge of \$15.00 per certification report, which shall be paid within 21 days of the billing date. This charge includes the cost of research and preparation of the report and the Department's overhead costs. An additional charge may be required if customized language, special handling, delivery or preparation of the certification report is requested. Failure to remit payment by the due date shall be grounds for the Department to deny further requests for certification reports. All payments for certification reports shall be deposited into the General Inspection Trust Fund.

(6) A certification report generated by the Department pursuant to this section shall not be construed or represented as an expressed or implied warranty of any of the products named in the certificate, nor shall the certification report be used for advertising or promotional purposes.

Specific Authority 500.09, 500.148(3), 570.07(23) FS. Law Implemented 500.09, 500.148(3) FS. History--New _____.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE:	RULE NO.:
Discrimination Complaint Procedures for Student Access	6D-3.008

PURPOSE AND EFFECT: This rule indicates procedures to be followed by any student who wishes to file complaint against the Florida School for the Deaf and the Blind based on discrimination.

SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Discrimination Complaint Procedures for Employment.

SPECIFIC AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4), 1002.36 FS.

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

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

PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE:	RULE NO.:
Discrimination Complaint Procedures for Employment	6D-6.020

PURPOSE AND EFFECT: This rule indicates procedures to be followed by anyone who wishes to file complaint against the Florida School for the Deaf and the Blind based on discrimination.

SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Discrimination Complaint Procedures for Employment.

SPECIFIC AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4) 1002.36 FS.

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

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

PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: Campus/Security Police Department
 RULE NO.: 6D-12.002
 PURPOSE AND EFFECT: This rule establishes the guidelines for the Campus Security/Police Department of the Florida School for the Deaf and the Blind and shows that the Policies and Procedures Manual of the Department have been revised.
 SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Campus Security/Police Policies and Procedures Manual
 SPECIFIC AUTHORITY: 1002.36(4)(c) FS.
 LAW IMPLEMENTED: 1002.36(4), 1002.36(8)(f) FS.
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
 TIME AND DATE: 9:00 a.m., August 23, 2003
 PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: Human Resource Management and Development
 RULE NO.: 6D-16.002
 PURPOSE AND EFFECT: This rule establishes the guidelines for the Human Resource Management and Development Department of the Florida School for the Deaf and the Blind.
 SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Human Resource Management and Development Manual.
 SPECIFIC AUTHORITY: 1002.36(4)(c) FS.
 LAW IMPLEMENTED: 1002.36(4), 1002.36(4)(f)2. FS.
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
 TIME AND DATE: 9:00 a.m., August 23, 2003
 PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: Purchasing Department
 RULE NO.: 6D-17.002
 PURPOSE AND EFFECT: This rule establishes the guidelines for the Purchasing Department of the Florida School for the Deaf and the Blind.
 SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Purchasing Manual.
 SPECIFIC AUTHORITY: 1002.36(4)(c) FS.
 LAW IMPLEMENTED: 1002.36(4)(d) FS.
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
 TIME AND DATE: 9:00 a.m., August 23, 2003
 PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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 CITRUS

RULE CHAPTER TITLE: Certification For "Tree Run" Grade
 RULE CHAPTER NO.: 20-36
 RULE TITLES: Inspection Required 20-36.002
 Determination of Quantity 20-36.006
 PURPOSE AND EFFECT: Would provide for allowing tree run grade fruit to be taken out of state by producer without maturity inspection if shipped after prescribed dates, as determined by variety.
 SUBJECT AREA TO BE ADDRESSED: prescribing dates certain by variety for maturity of tree run fruit.
 SPECIFIC AUTHORITY: 601.10(1),(7) FS.
 LAW IMPLEMENTED: 601.03(8), 601.40, 601.9911, 601.15(3)(b),(c),(d), 601.9911 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Alice P. Wiggins, License and Regulation Specialist, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

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

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Ownership and Use of "Florida Xtra Sweet" Certification Mark	20-114
RULE TITLES:	RULE NOS.:
Ownership	20-114.001
Permission Required for Use	20-114.002
General Restrictions and Standards on the Use of "Florida Xtra Sweet" Mark	20-114.003
Use on Fruit, Containers and Merchandise	20-114.004
Withdrawal of License or Permission	20-114.005

PURPOSE AND EFFECT: New rule chapter providing standards and requirements for the "Florida Xtra Sweet" certification mark for use on fresh Florida grapefruit.

SUBJECT AREA TO BE ADDRESSED: Requirements for use of "Florida Xtra Sweet" certification mark.

SPECIFIC AUTHORITY: 601.10(1), 601.11, 601.15 FS.

LAW IMPLEMENTED: 601.101 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Alice P. Wiggins, License and Regulation Specialist, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148.

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

DEPARTMENT OF CORRECTIONS

RULE TITLE:	RULE NO.:
Employee Grooming, Uniform and Clothing Requirements	33-208.101

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the department's policy on the wearing of uniform skirts by correctional officers.

SUBJECT AREA TO BE ADDRESSED: correctional officer uniforms.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

(1) through (3) No change.

(4) The following provisions shall apply to employees in the positions of correctional officer colonel, correctional officer major, correctional officer captain, correctional officer lieutenant, correctional officer sergeant and correctional officer. For the purposes of this rule, "correctional officer" is used to refer to the individual position or the class which includes all of the above-listed positions.

(a) through (g) No change.

(h) The following items may be worn with the correctional officer uniform as defined below:

1. through 8. No change.

9. Brown skirt for females can be substituted for trousers for religious reasons only upon written authorization of the regional director of institutions following review of the officer's written request. The skirts will be the same fabric as the trousers with no stripe.

10. through (10) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 2-27-85, Amended 6-19-85, Formerly 33-4.07, Amended 3-6-88, 8-15-89, 2-12-91, 10-13-91, 4-19-98, 12-7-98, Formerly 33-4.007, Amended 10-5-99, 3-21-00, 12-18-00, 4-30-02, 2-20-03, 6-26-03, _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE:	RULE NO.:
Law Libraries	33-501.301

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to: correct titles and provide definitions of terms associated with the department's law library program; clarify provisions concerning operation of institutional law libraries and associated inmate work assignments; and provide a standard process and form for inmate law clerk retention of legal papers in the law library.

SUBJECT AREA TO BE ADDRESSED: Law libraries.

SPECIFIC AUTHORITY: 20.315, 944.09, 944.11 FS.

LAW IMPLEMENTED: 944.09, 944.11 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-501.301 Law Libraries.

(1) No change.

(2) Definitions.

(a) Central office library services: where used herein, refers to library services section in the bureau of programs, office of classification and programs, in the department's central office headquarters.

(b) Deadline: where used herein, refers to any requirement imposed by law, court rule or court order that imposes a maximum time limit on the filing of legal documents with the court.

(c) Functionally illiterate: where used herein, refers to inmates who demonstrate academic competence below the 9th grade level, as measured by means approved for this purpose by the Florida State Board of Education.

(d) Incompetence or incompetent: where used herein, refers to oral or written statements or conduct that demonstrates to departmental staff that an inmate law clerk does not have ability or knowledge to research and use the law library collection, to provide inmates with accurate information on the law and civil or criminal procedure, or to assist inmates in the preparation of legal documents or legal mail.

(e) Inmate law clerk: where used herein, refers to any inmate that an institution has assigned to work in a law library in departmental inmate work assignment codes L04 and L09. Inmate law clerks have successfully completed the department's law clerk training program, or have equivalent legal training, and have "LEGAL" or "LAW" certificate entries recorded in the department's offender database.

(f) Inmate law clerk trainee: where used herein, refers to any inmate that an institution has assigned to work in a law library in departmental inmate work assignment codes L03 and L08. Inmates must meet all of the qualifications established in paragraph (7)(d) to be assigned as a law clerk trainee.

(g) Inmate library clerk: where used herein, refers to any inmate that an institution has assigned to work in the law library in departmental work assignment codes L01 and L06.

(h) Interstate Corrections Compact: where used herein, refers to an interstate agreement that permits the State of Florida to transfer custody of Florida inmates to other state correctional systems in accordance with Sections 941.55-941.57, F.S.

(i) Law library supervisor: where used herein, refers to a library program specialist, librarian specialist, library technical assistant, and, whenever these positions are vacant, any other employee that the warden or designee appoints to oversee operation of the institution's law library program.

(j) Legal assistance: where used herein, refers to those services that the law library program or inmate law clerks provide to the inmate population. They include: providing inmates access to law library materials; assisting inmates in conducting legal research; assisting inmates with the preparation of legal documents and legal mail associated with the filing of post-conviction petitions filed in the state or federal courts, civil rights actions filed in the state or federal courts, and administrative actions filed with the Florida Parole Commission or the Florida Bar; assisting inmates with the preparation of grievances filed with the Department of Corrections; providing inmates with access to grievance and court forms; providing indigent inmates with access to legal writing supplies pursuant to Rule 33-210.102, F.A.C.; and providing copying services to inmates pursuant to Rule 33-501.302, F.A.C.

(k) Library services administrator: where used herein, refers to departmental employee in the bureau of programs who is responsible for statewide coordination of library and law library services.

(l) Major collection: where used herein, refers to a law library that includes the following legal publications: an annotated edition of the Florida Statutes; an annotated edition of the U.S. Constitution and federal statutes governing habeas corpus and prisoner's rights; Florida and federal case reporters; Florida and federal Shepard's citation indexes; Florida and federal practice digests; forms manuals; and secondary source materials providing research guidance in the areas of federal habeas corpus, Florida post-conviction and post-sentence remedies, and prisoner's rights. Major collection law libraries also maintain current copies of departmental rules and regulations as provided in paragraph (4)(b).

(m) Minor collection: where used herein, refers to a law library that includes the following legal publications: an annotated edition of the Florida Statutes; Florida case reporters; Shepards Florida Citations; Florida and federal practice digests; an annotated edition of the U.S. Constitution and federal statutes governing habeas corpus and prisoner's rights; forms manuals; and secondary source materials providing research guidance in the areas of federal habeas corpus, Florida post-conviction and post-sentence remedies, and prisoner's rights. Major collection law libraries also maintain current copies of departmental rules and regulations as provided in paragraph (4)(b).

(n) Official state holiday: where used herein, refers to any day that the governor or the state legislature of the state of Florida designates a state holiday.

(o) Open population inmates: where used herein, refers to inmates housed in general population at a institution or unit with a major or minor collection law library and any inmates housed at satellite correctional facilities if major or minor collection law libraries are not located there.

(p) Personal legal papers: where used herein, refers to legal documents, legal correspondence, research notes, and transcripts relating to ongoing civil or criminal litigation where the inmate is a named plaintiff or defendant.

(q) Priority access: where used herein, refers to the act of providing an inmate with exceptional access to the law library collection, inmate law clerks, interlibrary loan services, or to copying services.

(r) Research items: where used herein, refers to photocopies of cases and statutes, and tables of contents, sections, or chapters from other reference titles in the institution's law library collection, which are loaned to inmates for legal research purposes. These do not include the inmate's personal legal papers, pleadings, or transcripts.

(s) Satellite correctional facilities: where used herein, refers to a medium or minimum custody correctional facility, such as an annex, work camp, road prison, forestry camp, or drug treatment center. Satellite correctional facilities do not include work release centers.

(t) Starter collection: where used herein, refers to a law library that includes the following legal publications: an annotated edition of the Florida Statutes; an annotated edition of the Title 42, United States Code, Section 1983; the Florida and federal rules of court; and a legal dictionary.

(u) Working day, where used herein, refers to any weekday, i.e., Monday to Friday, except when the day is an official state holiday.

~~(3)(2)~~ Law Library Access – General.

(a) Hours of Operation. Major and minor collection law libraries shall be open for inmate use a minimum of 25 hours per week, except weeks which include official state holidays. The law library's operating schedule shall be designed to permit each inmate access to legal materials consistent with:

1. through 4. No change.

(b) Inmates at satellite correctional facilities ~~work camps, road prisons, forestry camps, vocational centers and drug treatment centers~~ attached to institutions with major or minor law collections shall be provided access to the law library and inmate law clerks research aides by means of correspondence, except as otherwise provided in paragraphs (3)(2)(d),(e) and (f).

(c) No change.

(d) Law libraries shall provide interpreters for any language, other than English, native to 5 five percent or more of the statewide inmate population. Such inmates at ~~work~~

~~camps and~~ satellite correctional facilities shall be provided an opportunity to visit the law library within 1 one week of submitting an oral request or Form DC6-236, Inmate Request, for legal assistance to the law library supervisor or other facility staff. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

(e) Inmates who are functionally illiterate, ~~mentally disordered,~~ or have ~~other~~ disabilities that hinder their ability to research the law and prepare legal documents and legal mail, and need research assistance, shall be provided access to the law library and to inmate law clerks ~~research aides~~. These inmates may request legal assistance by making an oral request for same to the correctional staff working in their housing or confinement units, classification staff, work supervisors, mental health staff, or to the law library supervisor. Staff shall relay oral requests for legal assistance to the law library supervisor. Upon receipt of an oral request or Form DC6-236, Inmate Request, the law library supervisor shall schedule the inmate for a visit to the law library or a visit with an inmate law clerk ~~research aide~~.

(f) Inmates who must meet deadlines imposed by law, court rule or court order ~~of court~~ in legal proceedings challenging convictions, sentences or prison conditions shall be given priority in the use of the law library and related legal services. However, the inmate shall be responsible for notifying the department of the deadline in a timely manner. Department staff shall respond to a request for special access to meet a deadline within 3 working days of receipt of the request, not including the day of receipt. ~~For purposes of this rule, "working day" shall mean any weekday not including holidays or weekends.~~ This period shall not be shortened due to the failure of the inmate to give timely notice of the deadline. ~~A court deadline is any requirement imposed by law, rule or order of court that establishes a maximum time limit on the filing of legal documents with a court.~~

1. For purposes of this rule, Ppriority access shall only be granted if the maximum time limit is 20 or fewer calendar days.

2. Law library supervisors shall not excuse an inmate in open population at any institution, work camp, road prison, or forestry camp from a work or program assignment to use the law library for more than one-half of the inmate's workweek. The warden or designee is authorized to afford individual inmates in open population additional research time in the law library when the inmate demonstrates an exceptional need for it. The inmate bears sole responsibility for proving why additional research time in the law library should be provided. No inmate shall be excused from work, or excused from work and transported from a work camp, road prison, or forestry camp, for more than two days per work week.

3. Upon confirmation of the deadline, the law library supervisor shall contact the classification department and schedule an appointment by call-out to enable excusing an

inmate from his or her work or program assignment, and, where necessary, transportation from a satellite correctional facility, the work camp, forestry camp, or road prison, when:

~~4.1. Inmates who only need priority~~ The inmate needs to secure access to law library services, such as copying or interlibrary loan services. ~~In such instances, the inmate shall only be excused for as long as is necessary to request or receive the necessary assistance.~~

~~2. The inmate needs access to legal research materials only available in the law library collection, and the time available to the inmate to use the law library during off-duty hours is determined to be less than six hours per week.~~

(g) No inmate shall be excused from a work or program assignment solely for the purpose of drafting legal documents and legal mail; such activities shall be performed during off-duty hours. Inmates in open population who do not have ~~court~~ deadlines as described in paragraph (3)(f) above shall be expected to use the law library or access law library services during off-duty hours.

(h) Inmates who mutilate, deface or pilfer law library materials shall be subject to formal disciplinary action as provided in Rules 33-601.301-.314, F.A.C., and penalties for infraction may include a temporary suspension of the inmate's privilege of on-site use of the law library of up to 30 days. The disciplinary team which presides over the disciplinary hearing shall determine the length of the suspension after considering the inmate's past record of rule infractions while in the law library, assessing the material damage to the legal research collection, and determining whether the damage to the collection was intentional or inadvertent. Inmates who have been suspended from the law library shall conduct business through correspondence or through inmate law clerks research aides rather than through personal visits to the law library. However, steps shall be taken to ensure that the inmate is not denied access to legal material during this suspension.

~~(4)(3)~~ Law Library Access for Inmates in Administrative Confinement, Disciplinary Confinement, Close Management, Protective Management, on Death Row, and in Medical or Mental Health Units.

(a) Inmates in administrative confinement, disciplinary confinement, and close management shall be permitted to have access to their personal legal papers and law books, to correspond with the law library, to have the law library deliver legal materials to their cells, and, as provided in paragraphs sections (3)(2)(e) and (3)(f), to visit with inmate law clerks research aides. Efforts shall be made to accommodate the research needs of inmates who have filing deadlines imposed by law, court rule or court order of court in legal proceedings challenging convictions, sentences or prison conditions.

1. Inmates in administrative confinement, disciplinary confinement and close management at Florida State Prison Main Unit who need research assistance from the law library shall submit Form DC6-236, Inmate Request, to the law library

supervisor. Inmates shall be permitted to visit the law library if security requirements permit it. If security requirements prevent a personal visit to the law library, the inmate shall be required to secure legal assistance through visits with inmate law clerks research aides or by means of correspondence.

2. At all other institutions, inmate law clerks shall visit the confinement unit at least once per week to provide assistance to inmates. Illiterate and disabled inmates shall be permitted to request a visit with an inmate law clerk by making an oral request for legal assistance to the correctional staff working in the confinement unit. Upon receipt of an oral request, the correctional staff shall permit the inmate to visit with an inmate law clerk at the next scheduled law clerk visit. All other inmates shall request law clerk visits by submitting Form DC6-236, Inmate Request, to the law library supervisor. The law library supervisor shall develop a list of the inmates in confinement who are approved for a law clerk visit, and shall provide a copy of that list to security staff on or before the inmate law clerk's visit to the confinement unit.

(b) Inmates in mental health units shall be provided access to the law library and provided opportunities to visit with inmate law clerks research aides. These inmates shall be permitted to have access to their personal legal papers and law books, to correspond with the law library, and to have the law library deliver legal materials to their cells. These inmates may request legal assistance by submitting Form DC6-236, Inmate Request, to the law library supervisor or by making an oral request for legal assistance same to the security or mental health staff working in the unit. Security and mental health staff shall relay oral requests for legal assistance to the law library supervisor. Upon receipt of a request, the law library supervisor shall arrange for an inmate law clerk research aide to visit the inmate. Efforts shall be made to accommodate the research needs of inmates who have filing deadlines imposed by law, court rule or court order of court in legal proceedings challenging convictions, sentences or prison conditions.

(c) Inmates in protective management shall be permitted to have access to their personal legal papers and law books, to correspond with the law library, and to have the law library deliver legal materials to their cells. Inmates in protective management shall have access to the law library, to include access to at least 1 inmate law clerk one research aide, during evening or other hours when general population inmates are not present. If security reasons prevent a visit to the law library, access shall be provided through visits with inmate law clerks research aides or by means of correspondence. Efforts shall be made to accommodate the research needs of inmates who have filing deadlines imposed by law, court rule or court order of court in legal proceedings challenging convictions, sentences or prison conditions.

(d) Inmates on death row shall be permitted to have access to their personal legal papers and law books, to correspond with the law library, to have the law library deliver legal

materials to the inmate's cell, and to visit with inmate law clerks ~~research aides~~. Inmates on death row who have filing deadlines imposed by law, court rule or court order of court, in legal proceedings challenging convictions, sentences, or prison conditions, shall be permitted to visit the unit's law library at least once per week for up to two hours if the law library has research cells and if security requirements permit it. If security requirements prevent a personal visit to the law library, the inmate shall be required to secure legal assistance through visits with inmate law clerks ~~research aides~~ or by means of correspondence.

(e) Inmates who are temporarily housed in institutional infirmaries or hospitals, or who are on medical or dental lay-in, and who are unable to visit the law library due to medical or treatment reasons, shall be permitted to have access to their personal legal papers and law books, to correspond with the law library, to have the law library materials delivered to them, and to visit with inmate law clerks ~~research aides~~ unless medical or security requirements ~~reasons~~ prevent it. These inmates may secure legal assistance by contacting the law library supervisor. Upon receipt of an oral request or Form DC6-236, Inmate Request, or a referral from medical or dormitory staff, the law library supervisor shall assign an inmate law clerk ~~research aide~~ to provide legal assistance to the inmate.

(f) Inmates shall be limited to possession of no more than 15 research items from the law library. ~~Research items are defined as photocopies of cases, statutes and other reference materials provided by the law library and do not include the inmate's personal legal papers, pleadings, or transcripts.~~ Institutions shall also limit the accumulation of research materials when possession of same in an inmate's cell creates a safety, sanitation or security hazard.

~~(5)(4)~~ Major, mMinor and sStarter cCollection LLaw Libraries.

(a) Major or minor collection law libraries shall be established at all institutions and satellite correctional facilities; annexes, work camps and forestry camps housing more than 400 inmates. Starter collection law libraries shall be established at institutions and satellite correctional facilities; work camps, forestry camps and road prisons housing less than 400 inmates and located 50 or more miles from the main unit of the institution or other institutions with major or minor law library collections.

~~(a) A major collection law library contains: an annotated edition of the Florida Statutes; an annotated edition of the U.S. Constitution and federal statutes governing habeas corpus and prisoner's rights; Florida and federal case reporters; Florida and federal Shepard's citation indexes; Florida and federal practice digests; forms manuals; and secondary source materials providing research guidance in the areas of federal habeas corpus, Florida post-conviction and post-sentence~~

~~remedies, and prisoner's rights.~~ In determining whether a major collection shall be established at an institution, consideration shall be given to the following factors:

1. through 5. No change.

~~(b) A minor collection law library contains: an annotated edition of the Florida Statutes; Florida case reporters; Shepards Florida Citations; Florida and federal practice digests; an annotated edition of the U.S. Constitution and federal statutes governing habeas corpus and prisoner's rights; forms manuals; and secondary source materials providing research guidance in the areas of federal habeas corpus, Florida post-conviction and post-sentence remedies, and prisoner's rights.~~

~~(c) A starter collection law library contains: an annotated edition of the Florida Statutes; an annotated edition of the Title 42, United States Code, Section 1983; the Florida and federal rules of court; and a legal dictionary.~~

(d) through (f) renumbered (b) through (d) No change.

~~(e)(g)~~ The contents of legal collections shall be reviewed annually by the library services administrator to ensure continued compliance with applicable federal and state laws and American Correctional Association standards. When the library services administrator believes that titles need to be added or deleted from the collections, he or she shall make such recommendation to the chief director of the bureau of programs services. If the recommendation is approved ~~director of program services approves the request~~, the material shall be ordered and placed in the appropriate law library collections.

~~(f)(h)~~ Requests for the addition or deletion of titles in major, minor, and starter law library collections shall be submitted in writing to the library services administrator in the central office. The library services administrator shall review all requests and make a recommendation to the chief director of the bureau of programs services. Requests shall be directed according to the material's primary research value and whether it substantively provides additional information, or merely duplicates what is in the current collection. If the recommendation request is approved, the materials shall be ordered and placed in the appropriate law library collections.

~~(g)(i)~~ No change.

~~(6)(5)~~ Interlibrary Loan services for Law Libraries.

(a) Major collection law libraries shall provide research assistance to minor and starter collection libraries and to inmates housed at satellite correctional facilities without law libraries. On receipt of Form DC5-~~152609~~, Law Library Interlibrary Loan Request, the law library supervisor shall immediately assign an inmate law clerk ~~research aide~~ to provide legal assistance. Form DC5-152 ~~DC5-609~~ is hereby incorporated by reference in subsection (11) of this rule. Copies of this form are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. ~~The effective date of this form is November 5, 2001.~~ All assistance that can be provided through use of that institution's major collection shall

be completed within 3 working days of receipt, not including the day of receipt, except where the request requires the researching of complex or multiple legal issues or is so broad in scope that work can not be initiated without further information from the requesting inmate.

(b) Inmates at facilities with minor collection law libraries who need access to legal research materials only available in major collection law libraries, shall submit Form DC5-~~152609~~, Law Library Interlibrary Loan Request, for the material or assistance to the law library supervisor. Within two working days of receipt of Form DC5-~~152609~~, not including the day of receipt, the law library supervisor shall forward the request to the law library supervisor at a major collection law library for completion.

(c) Inmates at facilities with starter collection law libraries, who need access to legal materials in major or minor collection law libraries, shall submit Form DC5-~~152609~~, Law Library Interlibrary Loan Request, to the law library supervisor at the main unit of the institution. The law library supervisor shall review the request to determine whether it can be completed by that institution's law library.

1. If the law library has the information that the inmate has requested, the request shall be completed within three working days of receipt, not including the day of receipt, except when the request requires the researching of complex or multiple legal issues or is so broad in scope that work cannot be initiated without further information from the requesting inmate. The law library supervisor shall provide a copy of Form DC5-~~152609~~, Law Library Interlibrary Loan Request, and the requested material to the inmate.

2. If the law library does not have the information that the inmate has requested, then within ~~2~~ ~~two~~ working days of receipt, not including the day of receipt, the law library supervisor shall forward the request to the law library supervisor at a major collection law library for completion.

(d) Inmate requests to secure law materials not in the department's major collection libraries shall be submitted to the library services administrator for review and approval. Only requests for primary source materials, such as statutes, rules, and court decisions, that relate to state Florida criminal law, ~~Florida~~ post-conviction and post-sentence remedies, federal habeas corpus, or the rights of prisoners, shall be approved.

1. Inmates needing such materials are to submit Form DC5-~~152609~~, Law Library Interlibrary Loan Request, to the institution's law library supervisor. Form DC5-~~152609~~, Law Library Interlibrary Loan Request, is to include the full and complete citation of the material needed, and a written justification on why the material is needed to litigate any of the above types of actions. If any deadlines apply, the date of the deadline is to be noted on Form DC5-~~152609~~, Law Library Interlibrary Loan Request. The law library supervisor is then to forward the request to the library services administrator in the

central office. The correct mailing address is: Department of Corrections, ATTN: Library Services, 2601 Blair Stone Road, Tallahassee, FL 32399-2500.

2. The library services administrator or designee shall review the request and either approve it or disapprove it. If the request is disapproved, the reason for disapproval will be noted on the request and the request shall be returned to the requesting law library. The law library supervisor will provide a copy of Form DC5-~~152609~~, Law Library Interlibrary Loan Request, to the inmate. If the request is approved, the request shall be forwarded to the Florida State University law library for completion. When the completed work is received from the Florida State University law library, it shall be mailed to the requesting law library. The law library supervisor will provide a copy of Form DC5-~~152609~~, Law Library Interlibrary Loan Request, and the requested material to the inmate.

(e) Inmates with deadlines imposed by law, court rule or court order ~~of court~~ in legal proceedings challenging convictions and sentences or prison conditions shall be given priority in the handling of interlibrary loan requests, and such requests shall be submitted separately from requests not involving deadlines.

(f) No change.

(g) No limits shall be placed on the number of requests for interlibrary loan service submitted by inmates. However, inmates in confinement and other special management housing shall be limited to possession of no more than 15 items at a ~~any~~ ~~one~~ time.

~~(7)(6)~~ Use of inmates as clerks in law libraries ~~Research Aides~~.

(a) Inmate library clerks: ~~m~~Major and minor collection law libraries shall be assigned inmates as library clerks to perform work of a clerical nature ~~and for training as research aides~~.

~~4-~~ Duties of library clerks include circulating legal materials, maintaining law library files, keeping the law library clean and orderly, and assisting the law library supervisor in collecting statistics, preparing ~~typing~~ reports and correspondence, and other job tasks related to program operations. Library clerks who are assigned only such work shall not be required to complete the law clerk ~~research aide~~ training program.

~~2-~~ ~~Inmates who have no formal training in legal research and who wish to work as research aides shall be assigned to the law library as library clerks and shall be required to attend and successfully complete the research aide training program.~~

~~3-~~ Inmates assigned as library clerks shall not assist inmates in the preparation of legal documents and legal mail, and ~~nor~~ shall not ~~they~~ be assigned to conduct ~~used in~~ ~~conducting~~ confinement visits unless they are accompanied by an inmate law clerk ~~research aide~~.

(b) Inmate law clerk trainees: inmates who have no formal training in legal research and who wish to work as inmate law clerks in major and minor collection law libraries shall be assigned as law clerk trainees, and shall be required to attend and successfully complete the law clerk training program. Inmates assigned as law clerk trainees shall not assist inmates in the preparation of legal documents and legal mail, and shall not be assigned to conduct confinement visits unless accompanied by an inmate law clerk.

(c)(b) Inmate law clerks: Major and minor collection law libraries shall be assigned one or more inmates as inmate law clerks research aides to assist inmates in open population, in confinement, at work camps, or at institutions without law libraries, in the research and use of the law library collection, and in the drafting of legal documents, and legal mail associated with the filing of post-conviction petitions or civil rights actions filed in the state or federal courts, administrative actions filed with the Florida Parole Commission, the Florida Bar and other administrative bodies, and inmate grievances filed with the Department of Corrections. A minimum of 2 inmate law clerks two research aides shall be assigned to major and minor collection law libraries in adult institutions, and a minimum of 1 research aide shall be assigned to minor collection law libraries in youthful offender institutions. Institutions shall assign additional inmate law clerks research aides to the law library as needed to ensure that illiterate and impaired inmates are provided research assistance.

(d)(e) Qualifications. Inmate law clerks Research aides shall:

1. Have a high school diploma, or general educational development equivalency diploma (GED), or TABE (Test of Adult Basic Education) total battery scores of grade 9.0 or higher, or otherwise demonstrate that he or she possesses the reading and language skills necessary to read and understand the law, to conduct legal research, and to assist other inmates in legal research and the preparation of legal documents.
2. Have a release date that indicates that he or she has sufficient time remaining on his or her sentence to complete the law clerk research aide training program and to perform work in the law library;
3. Have a satisfactory record of institutional adjustment;
4. Display a willingness to work and cooperate with others and the ability to perform the general duties of an inmate law clerk research aide, including good oral and written communication skills, good comprehension and intelligence.

(e)(d) Law clerk Research Aide Training Program. Central The office of library services shall develop a training program to provide inmates who work in law libraries with knowledge of legal research and writing, use of specific legal research materials, the law and rules of criminal law and post-conviction remedies, prisoners' civil rights, and other subject matter identified as necessary for an inmate law clerk research aide to provide meaningful assistance to inmates.

~~1. Library clerks who have no formal training in legal research and who wish to work as research aides shall be required to successfully complete the research aide training program.~~

~~1.2. Successful completion of the law clerk research aide training program shall be evidenced by attendance at the law clerk research aide training seminar, completion of all writing assignments and practice exercises included as part of the law clerk research aide training seminar, and receipt of a passing score (80%) on the law clerk research aide training seminar's final examination.~~

~~2.3. Inmates who successfully complete the law clerk research aide training seminar shall be given a certificate by central the office of library services documenting successful completion of the program, and a notation shall be recorded in the department's offender database.~~

~~4. Inmates who have been awarded an associate degree in paralegal research or a juris doctorate degree shall not have to attend the research training program to be certified as a research aide. The office of library services shall certify any such inmate upon verification of educational achievements and successful completion of a written examination that verifies that he or she possesses current knowledge of the law, knowledge of legal research materials and how to use them, and can communicate effectively in writing. If the inmate demonstrates to the office of library services that he or she has the requisite knowledge and skills to work as a research aide, he or she shall be certified.~~

(f)(e) Central The office of library services shall be responsible for the scheduling of law clerk research aide training programs. When training programs are scheduled, institutions shall be notified of the upcoming training, and requested to identify inmates in need of training. The library services administrator shall review the requests and verify that the inmates satisfy the minimum qualifications established in paragraph (7)(d) section (6)(e); only inmates who meet the minimum qualifications shall be accepted for training. No inmate shall attend the law clerk research aide training program unless his or her participation has been approved by the library services administrator. Central The office of library services shall arrange for the temporary transfer of the approved inmate participants to the institution where the seminar is to be conducted.

(g) Inmates, who have prior educational or work experience in the law, or who possess current knowledge of the law, knowledge of legal research materials and how to use them, may be certified by the office of library services without having to attend a law clerk training seminar. Admissible educational achievements or work experiences include:

1. Receipt of an associate or bachelor's degree in paralegal research or pre-law;
2. Receipt of a juris doctorate degree;

3. One or more years of verifiable work experience as a paralegal working under the direct supervision of an attorney; or

4. Successful completion a written examination developed by the office of library services that verifies that an inmate possesses current knowledge of the law, knowledge of legal research materials and how to use them, and can communicate effectively in writing.

~~(h)(f)~~ No change.

~~(i)(g)~~ The ~~Law~~ ~~Library~~ ~~Supervisor~~ shall immediately remove an inmate law clerk research aide from his or her work assignment in the law library upon demonstration that the inmate law clerk research aide is incompetent. Central ~~Office~~ ~~Library~~ ~~Services~~ shall also have the authority to order the removal of an inmate law clerk research aide from his or her work assignment in the law library for incompetence. ~~For purposes of this rule, incompetence is defined as a demonstrated inability to research and use the law library collection, to provide inmates with accurate information on the law and civil or criminal procedure, or to assist inmates in the preparation of legal documents or legal mail.~~

~~(j)(h)~~ Prohibited ~~c~~Conduct: inmate law clerks Research Aides. Violation of any of the provisions of this section shall result in the immediate removal of the inmate law clerk research aide from his or her work assignment in the law library, and disciplinary action pursuant to rules 33-601.301-601.314, F.A.C. The library services administrator will be informed whenever an institution removes an inmate law clerk research aide from the law library for any of the following reasons.

1. Inmate law clerks Research aides shall not act as legal representatives or in any way appear to be engaged in the unauthorized practice of law, to include participation in judicial and administrative hearings or telephonic hearings conducted for other inmates;

2. Inmate law clerks Research aides shall not sign or include their names, work assignment title, or a reference to certification as an inmate law clerk research aide or trained paralegal in any legal document, legal mail, privileged mail, routine mail, or grievance prepared on behalf of an inmate;

3. Inmate law clerks Research aides shall not include their work assignment title or a reference to certification as an inmate law clerk research aide or trained paralegal in the return address of their outgoing correspondence, or in legal documents, legal mail, privileged mail, routine mail and grievances;

4. Inmate law clerks Research aides shall not use department or institution letterhead stationary or memoranda to prepare personal letters or legal documents;

5. Inmate law clerks Research aides shall not charge nor shall they receive payment of any kind for providing legal assistance to inmates;

6. Inmate law clerks Research aides shall not disclose information about an inmate's legal work to other inmates;

7. Inmate law clerks Research aides shall not conduct legal research or prepare legal documents for staff;

8. Inmate law clerks shall not use department-owned typewriters, word processors, personal computers, or like equipment to prepare legal documents and legal mail; and

9. Inmate law clerks shall not display an unwillingness to work and cooperate with others or refuse or fail to perform the general duties of that work assignment. Such conduct shall be defined as a failure to follow departmental rules and procedures relating to law library program operations, or violation of the rules of prohibited conduct, Rule 33-601.314, F.A.C., while in the law library or performing work-related tasks.

~~(k)(i)~~ Upon receipt of notice that an inmate law clerk research aide has been found guilty of a disciplinary infraction concerning violation of any of the provisions of paragraph (7)(j) section (h), the library services administrator will review the matter to determine whether the inmate's law clerk research aide certificate should be revoked. The determination as to whether the inmate's certificate shall be revoked shall be based on a consideration of the following factors: the findings of the disciplinary report; discussions with institution staff about the infraction; a record of prior counseling or disciplinary action for violation of the provisions of paragraph (7)(j) section (h); a record of multiple violations of the provisions of paragraph (7)(j) section (h); and a determination that the violations of paragraph (7)(j) section (h) were intentional rather than inadvertent. If the library services administrator determines that revocation is warranted, the inmate's law clerk training certificate shall be revoked and his or her certificate entry will be deleted from the offender database.

~~(l)(j)~~ No action shall be taken against an inmate law clerk research aide for assisting, preparing, or submitting legal documents to the courts or administrative bodies, to include complaints against the department or staff. Good faith use or good faith participation in the administrative or judicial process shall not result in formal or informal reprisal against the inmate law clerk research aide.

~~(m)(k)~~ An inmate law clerk research aide who wishes to correspond in writing with inmate law clerks research aides at other institutions regarding legal matters shall be required to obtain prior approval from the warden at his or her institution. The approved correspondence shall be mailed through institution mail from ~~one~~ law library supervisor to ~~another~~ law library supervisor.

~~(n)(l)~~ Inmate law clerks Research aides shall give all work files to inmates who are being transferred or released. If the inmate law clerk research aide is unable to give the inmate the file prior to transfer, he or she shall give it to the law library supervisor. As soon as the inmate's destination is known, the law library supervisor shall forward the file to the law library

supervisor or other designated employee at the inmate's new location for forwarding to the inmate. Work files for inmates who have escaped, died, or been released shall be handled in accordance with subsection 33-602.201(10), F.A.C. If the inmate has been released from the custody of the Department of Corrections, then the law library supervisor shall give the file to the institution's inmate property officer for return to the released inmate.

~~(o)(m)~~ The law library supervisor at the institution from which an inmate is transferred may authorize an inmate law clerk research aide at that institution to continue assistance to the transferred inmate on a pending matter if the inmate's new institution or facility does not have a major or minor collection law library and the inmate requests continued assistance in writing.

~~(p)(n)~~ Central The office of library services shall suspend the law clerk research aide certificate of an inmate when 2 two years have passed since he or she worked in a law library as an inmate law clerk research aide. Whenever a law clerk research aide certificate is suspended, central the office of library services shall remove the certificate entry from the offender database. Provided that no more than 5 five years have passed since an inmate has worked as an inmate law clerk research aide, a law library supervisor may request that an inmate's suspended law clerk research aide certificate be reinstated. In such cases, central the office of library services shall require that the inmate demonstrate, through successful completion of a written examination, that he or she still possesses current knowledge of the law, knowledge of legal research materials and how to use them, and can communicate effectively in writing. If the inmate demonstrates to central the office of library services that he or she still has the requisite knowledge and skills to work as an inmate law clerk research aide, the suspension shall be lifted and the law clerk research aide certificate shall be re-entered in the offender database.

~~(o)~~ The office of library services shall revoke the research aide certificate of an inmate who demonstrates that he or she is incompetent, or when five or more years have passed since he or she has worked in a law library as a research aide. Whenever a research aide certificate is revoked, the office of library services shall remove the certificate entry from the offender database. Such action is not deemed to be judgmental or prejudicial. However, the inmate shall be required to attend and successfully complete the research aide training program to be re-certified as a research aide.

(q) Inmate law clerks must secure prior, written approval from the law library supervisor, on Form DC5-153, Personal Legal Papers Authorization, to retain their own or another inmate's personal legal papers in the law library. Form DC5-153 is incorporated by reference in subsection (11) of this rule. At a minimum, the following information shall documented on Form DC5-153: the committed name and DC number of the inmate who owns the papers; a list of all

documents and papers to be retained in the law library and the number of pages for each; and, the committed name and dc number of the inmate law clerk who is assisting the inmate. The inmate shall then sign and date the form and submit it to the law library supervisor for approval. If the law library supervisor approves the request, he or she shall sign the form and enter the date when the personal legal papers must be removed from the law library. Inmates who do not remove their personal legal papers from the law library by that date shall be subject to formal disciplinary action as provided in Rules 33-602.301-.314, F.A.C.

1. Only those personal legal papers that are specifically needed for research, or to prepare the necessary legal documents or mail, shall be stored in the law library. The personal legal papers may be retained in the law library for only as long as it takes to prepare the needed legal documents or legal mail or for 20 calendar days, whichever is shorter.

2. Inmates' personal legal papers shall be secured in a locked file cabinet in the law library when the inmate law clerk is not present or using them. Inmate law clerks shall not take another inmate's personal legal papers out of the law library unless approved in writing by the law library supervisor. Approval shall be limited to instances where the inmate law clerk is visiting the inmate in confinement or other special housing units and needs access to the papers during the visit to provide the needed legal assistance. Inmate law clerks who otherwise take another inmate's personal legal papers out of the law library shall be subject to formal disciplinary action as provided in Rules 33-601.301-.314, F.A.C.

(r) Inmate law clerks normally shall not be permitted to conduct legal research or prepare legal documents and legal mail on personal legal matters during work hours. However, law library supervisors are authorized to make exceptions when:

1. The inmate law clerk has a legal deadline imposed by law, court rule, or court order to prepare legal documents in legal proceedings challenging convictions, sentences or prison conditions, and qualifies for priority access as provided in paragraph (3)(f); or

2. The inmate law clerk's work schedule does not afford him or her any off-duty time during which to use the law library.

~~(8)(7)~~ Circulation and control of legal materials.

(a) No change.

(b) The law library's shelves shall be closed to direct access by inmates not assigned as library clerks, law clerk trainees, or inmate law clerks research aides. Inmates needing access to legal materials shall direct a request to a library clerk, law clerk trainee, or inmate law clerk research aide who shall then retrieve the material and issue it to him or her. Inmates shall sign for all legal research materials issued to them for use

in the law library or library. At a minimum, inmates shall be permitted to sign out at least 1 case reporter and 1 other volume at a any one time.

(c) No change.

~~(9)(8)~~ Grievance and Court Forms.

(a) Major and minor collection law libraries shall provide inmates access to Form DC6-236, Inmate Request, and Form DC1-303, Request for Administrative Remedy or Appeal. Form DC1-303 is incorporated by reference in Rule 33-103.019, F.A.C. Inmates shall not be required to submit a Form DC6-236, Inmate Request, in order to secure grievance forms. Inmates who request more than 5 grievance forms at a time may be required to explain how the forms will be used.

(b) Major and minor collection law libraries shall provide inmates access to court-approved forms needed to ~~file prepare~~ Rule 3.800 and Rule 3.850, Florida Rules of Criminal Procedure, post-conviction relief petitions with the Florida courts. Federal habeas corpus, affidavits of insolvency, and civil rights complaint forms shall only be supplied if copies of the forms are provided to the law library by the federal courts. In all instances, law libraries are obligated to provide only ~~1 one~~ copy of the form. If additional copies are required for submission to the courts, the inmate shall secure them using the procedures established in Rule 33-501.302, F.A.C.

~~(10)(9)~~ All institutions having major and minor law libraries shall prepare a monthly law library report detailing at a minimum the days and hours that the law library was open to inmate use, the circulation of law library materials, the volume of legal services provided to inmates, the number of inmate law clerks research aides on staff, and legal materials added to the law library collection during the month. This report shall be submitted to the library services administrator by the tenth day of each calendar month for the previous month's activities. The library services administrator shall be responsible for developing the report and ~~for disseminating it instructions to law libraries all institutions for accurately completing the report.~~

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

(a) Form DC5-152, Law Library Interlibrary Loan Request, effective November 5, 2001.

(b) Form DC5-153, Personal Legal Papers Authorization, effective _____.

Specific Authority 20.315, 944.09, 944.11 FS. Law Implemented 944.09, 944.11 FS. History—New 4-6-93, Amended 7-3-94, 11-2-94, 4-28-96, 9-30-96, 12-7-97, Formerly 33-3.0055, Amended 2-15-01, _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Community Release Programs
 RULE NO.: 33-601.602

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify restitution payment requirements for inmates working at paid employment.

SUBJECT AREA TO BE ADDRESSED: Payment of restitution by inmates working at paid employment.

SPECIFIC AUTHORITY: 945.091 FS.

LAW IMPLEMENTED: 945.091 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.602 Community Release Programs.

(1) through (10) No change.

(11) Restitution.

(a) Unless there exists reasons not to order restitution, the department shall require inmates working at paid employment, under the provision of Section 945.091, F.S., to provide restitution to an aggrieved party for the damage or loss caused as a result of a prior or by the current offense of for which the inmate is incarcerated. For purposes of this rule, fines, court costs and court ordered payments shall be treated in the same manner as restitution.

(b) through (16) No change.

Specific Authority 945.091 FS. Law Implemented 945.091 FS. History—New 12-7-97, Amended 4-13-98, 10-20-98, Formerly 33-9.023, Amended 3-14-01, 9-2-01, _____.

DEPARTMENT OF ELDER AFFAIRS

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Duties and Procedures Relating to the Florida Statewide and Local Advocacy Council	58-18
RULE TITLES:	RULE NOS.:
Referring Complaints to the Florida Local Advocacy Council	58-18.001
Access to Records and Confidentiality	58-18.002
Incorporating Florida Statewide Advocacy Council and Local Advocacy Council Recommendations into Department Policies and Procedures	58-18.003

PURPOSE AND EFFECT: The purpose of proposed Rules 58-18.001, 58-18.002 and 58-18.003, F.A.C., are to implement Section 402.167(1)(3), Florida Statutes. Section 402.167(1), Florida Statutes, states "Each state agency that provides client services shall adopt rules that are consistent with law, amended

to reflect any statutory changes, and that address at least the following: (a) Procedures by which staff of state agencies refer reports of abuse of clients to the Florida local advocacy councils. (b) Procedures by which client information is made available to members of the Florida Statewide Advocacy Council and the Florida local advocacy councils. (c) Procedures by which recommendations made by the statewide and local councils will be incorporated into policies and procedures of the state agencies. Section 402.167(3), Florida Statutes, states "The secretaries or directors of the state agencies shall ensure the full cooperation and assistance of employees of their respective state agencies with members and staff of the statewide and local councils."

SUBJECT AREA TO BE ADDRESSED: Duties and Procedures Relating to the Florida Statewide and Local Advocacy Council.

SPECIFIC AUTHORITY: 393.13, 402.167 FS.

LAW IMPLEMENTED: 119.07, 384.29, 394.459, 397.063, 402.165, 402.166, 402.167, 415.107, 415.51 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. – 11:00 a.m., August 21, 2003

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conf. Rm. 225F, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Linda Macdonald, Office of Legal Affairs, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Freestanding Dialysis Center Services

RULE NO.: 59G-4.105

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Freestanding Dialysis Center Coverage and Limitations Handbook, October 2003. The handbook changes include revisions to text as required by the Health Insurance Portability and Accountability Act (HIPAA) and references to the Medicaid Provider General Handbook, reimbursement policy for home peritoneal dialysis and for the administration of the injectible medication Erythropoietin. The effect will be to incorporate by reference in the rule the current Florida Medicaid Freestanding Dialysis Center Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Freestanding Dialysis Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

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

PLACE: Agency for Health Care Administration, 2728 Ft. Knox Boulevard, Building 3, Conference Room C, Tallahassee, Florida 32308-5403

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Susan Rinaldi, Bureau of Medicaid Services, 2728 Ft. Knox, Building 3, MS #20, Tallahassee, Florida 32308-5403, (850)922-7308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.105 Freestanding Dialysis Center Services.

(1) This rule applies to all freestanding dialysis center service providers enrolled in the Medicaid program.

(2) All freestanding dialysis center service providers enrolled in the Medicaid program must be in compliance ~~comply~~ with the Florida Medicaid Freestanding Dialysis Center Coverage and Limitations Handbook, October 2003 ~~November 1998~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, UB-92, which is incorporated by reference in Rule 59G-4.160, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 8-24-99, Amended.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Meetings and Operations

RULE CHAPTER NO.: 60Y-1

PURPOSE AND EFFECT: The rule chapter provides for the commission meetings and operations.

SUBJECT AREA TO BE ADDRESSED: Commission meetings and operations, particularly conducting proceedings by Communications Media Technology.

SPECIFIC AUTHORITY: 760.06(12) FS.

LAW IMPLEMENTED: 120.525, 120.54(5) FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission's website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Organization and General Information

RULE CHAPTER NO.: 60Y-2

PURPOSE AND EFFECT: The rule chapter provides for the commission organization and general information.

SUBJECT AREA TO BE ADDRESSED: Commission organization and general information.

SPECIFIC AUTHORITY: 120.54, 760.06(12), 760.11(14), 760.32(5) FS.

LAW IMPLEMENTED: 120.53, 120.533, 120.54, 760.03, 760.05 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission's website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Definitions; Construction

RULE CHAPTER NO.: 60Y-3

PURPOSE AND EFFECT: The rule chapter provides for definitions and construction of the rules.

SUBJECT AREA TO BE ADDRESSED: Commission definitions and construction of the rules.

SPECIFIC AUTHORITY: 120.54, 760.06(12), 760.11(14), 760.32(5) FS.

LAW IMPLEMENTED: 120.53, 120.533, 120.54, 760.03, 760.05 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission's website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: General Procedures

RULE CHAPTER NO.: 60Y-4

PURPOSE AND EFFECT: The rule chapter provides for general procedures of the Commission. The revisions particularly relate to the adoption of the Uniform Rules of Procedure.

SUBJECT AREA TO BE ADDRESSED: Commission general procedures, including the impact of the adoption of the Uniform Rules of Procedure.

SPECIFIC AUTHORITY: 120.54, 760.06(12), 760.11(14), 760.32(5) FS.

LAW IMPLEMENTED: 120.53, 120.533, 120.54 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Proceedings Upon Complaints of Unlawful Employment Practice

RULE CHAPTER NO.: 60Y-5

PURPOSE AND EFFECT: The rule chapter provides for proceedings upon complaints of unlawful employment practice.

SUBJECT AREA TO BE ADDRESSED: Commission proceedings to receive, investigate and act upon complaints of unlawful employment practice.

SPECIFIC AUTHORITY: 120.54, 760.06(12), 760.11(14) FS.

LAW IMPLEMENTED: 760.01-.11 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s

website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Fair Housing Act

RULE CHAPTER NO.: 60Y-6

PURPOSE AND EFFECT: The rule chapter provides for commission activities under the Fair Housing Act.

SUBJECT AREA TO BE ADDRESSED: Commission activities implementing the Fair Housing Act

SPECIFIC AUTHORITY: 120.53, 760.06(12), 760.31(5) FS.

LAW IMPLEMENTED: 120.53, 760.20-.37 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Investigatory Proceedings Upon Complaints of Discriminatory Housing Practices

RULE CHAPTER NO.: 60Y-7

PURPOSE AND EFFECT: The rule chapter provides for proceedings upon complaints of discriminatory housing practices.

SUBJECT AREA TO BE ADDRESSED: Commission proceedings to receive, investigate and act upon complaints of discriminatory housing practices.

SPECIFIC AUTHORITY: 120.53, 760.06(12), 760.31(5) FS.

LAW IMPLEMENTED: 120.53, 760.20-.37 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Formal Administrative Proceedings
Upon Complaints of Discriminatory
Housing Practices

RULE CHAPTER NO.:

60Y-8

PURPOSE AND EFFECT: The rule chapter provides for Petitions for Relief from a discriminatory housing practice.

SUBJECT AREA TO BE ADDRESSED: Petitions for Relief from a discriminatory housing practice.

SPECIFIC AUTHORITY: 120.53, 760.06(12), 760.31(5) FS.

LAW IMPLEMENTED: 120.53, 760.34, 760.35 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Requirements Related to Housing
for Older Persons

RULE CHAPTER NO.:

60Y-9

PURPOSE AND EFFECT: The rule chapter provides for Commission’s implementation of the provisions of Section 760.29(4), F.S., relating to housing for older persons.

SUBJECT AREA TO BE ADDRESSED: Housing for older persons; exemptions from certain provisions of the Fair Housing Act.

SPECIFIC AUTHORITY: 760.06(12), 760.31(5) FS.

LAW IMPLEMENTED: 760.29 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Prohibition Against Discrimination by Public Lodging and Food Service Establishments
 RULE CHAPTER NO.: 60Y-10

PURPOSE AND EFFECT: The rule chapter provides for Commission’s implementation of the provisions of Section 760.11, F.S., relating to unlawful discrimination by operators of a public lodging establishment or a public food establishment.

SUBJECT AREA TO BE ADDRESSED: Discriminatory actions by operators of a public lodging establishment or a public food establishment.

SPECIFIC AUTHORITY: 120.53, 760.06(12), 760.11 FS.

LAW IMPLEMENTED: 120.53, 760.11 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE CHAPTER TITLE: Proposed Rule Chapter on Prohibition Against Employees Who Disclose Information to an Appropriate Agency Under the “Whistle-Blower’s Act”
 RULE CHAPTER NO.: 60Y-11

PURPOSE AND EFFECT: The proposed rule chapter provides for Commission’s implementation of the provisions of Sections 112.3187-112.31895, F.S., making it unlawful for any agency or independent contractor of an agency to take retaliatory

action against an employee who reports violations of law to an appropriate agency under Sections 112.3187-112.31895, F.S.; the “Whistle-blower’s Act.”

SUBJECT AREA TO BE ADDRESSED: Retaliatory actions by any agency or independent contractor of an agency against an employee who reports violations of law to an appropriate agency under Sections 112.3187-112.31895, F.S.; the “Whistle-blower’s Act.”

SPECIFIC AUTHORITY: 120.53, 760.06(12), 760.11 FS.

LAW IMPLEMENTED: 120.53, 760.11 FS.

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

TIME AND DATE: 9:00 a.m. (EDT) – completion of comments by interested parties, Friday, August 15, 2003

PLACE: Commission on Human Relations, Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082, Ext. 1071 (Text of the proposed revisions, repeals and new rules may be obtained from the Commission’s website at <http://fchr.state.fl.us>, click on the publications icon or by contacting: Denise Crawford, Commission Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301 or call (850)488-7082.)

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE CHAPTER TITLE: Unlicensed Activity
 RULE CHAPTER NO.: 61G15-38

PURPOSE AND EFFECT: The Board proposes to promulgate rules with regard to unlicensed activity in response to recent action by the 2003 Legislature which gives the Board jurisdiction over unlicensed activity instead of the Department of Business and Professional Regulation.

SUBJECT AREA TO BE ADDRESSED: Unlicensed activity.

SPECIFIC AUTHORITY: 455.228, 471.008, 471.038(5) FS.

LAW IMPLEMENTED: 455.228, 471.038(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natalie Lowe, Executive Director, Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLES:	RULE NOS.:
Acupuncture Examination	64B1-3.004
Licensure by Endorsement Through National Certification Action Taken	64B1-3.009

PURPOSE AND EFFECT: The Board proposes to review and discuss the existing language in these rules to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Acupuncture examination; Licensure by endorsement through national certification action taken.

SPECIFIC AUTHORITY: 456.017(1)(c), 457.104 FS.

LAW IMPLEMENTED: 456.017(1)(c), 457.104, 457.105 FS.

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

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

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Continuing Education	64B1-6

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule chapter to determine if amendments and/or the promulgation of new rules are necessary.

SUBJECT AREA TO BE ADDRESSED: Continuing education.

SPECIFIC AUTHORITY: 456.013(8),(9), 456.033, 456.036, 457.104, 457.107(3) FS.

LAW IMPLEMENTED: 456.013(8)(9), 456.033, 457.107(3),(5) FS.

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

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

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE:	RULE NO.:
Continuing Education Requirement	64B1-7.0015

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Continuing education requirement.

SPECIFIC AUTHORITY: 456.013, 456.033, 457.104, 457.107, 457.108, 457.1085 FS.

LAW IMPLEMENTED: 456.013, 456.033, 457.107, 457.108, 457.1085, 457.109 FS.

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

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

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE:	RULE NO.:
Laboratory Test and Imaging Results Education	64B1-8.006

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Laboratory test and imaging results education.

SPECIFIC AUTHORITY: 457.102, 457.104, 457.105, 457.107, 457.1085 FS.

LAW IMPLEMENTED: 457.102, 457.105, 457.107, 457.1085 FS.

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

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

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLE: Manner of Application
 RULE NO.: 64B13-4.004

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the guidelines for applicants to take the licensure examination.

SUBJECT AREA TO BE ADDRESSED: applications for licensure.

SPECIFIC AUTHORITY: 456.033, 463.006(1)(b),(2) FS.

LAW IMPLEMENTED: 456.033, 463.006(1)(b),(2) 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: Joe R. Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C09, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-4.004 Manner of Application.

(1) through (4) No change.

(5) Applicants are required to complete a 2-hour course relating to prevention of medical errors as part of the licensure. The course shall be approved by the Board and shall include a study of root-cause analysis, error reduction and prevention, and patient safety.

Specific Authority 456.033, 463.006(1)(b),(2) FS. Law Implemented 456.033, 463.006(1)(b),(2) FS. History–New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, Formerly 59V-4.004, Amended 7-15-02, _____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLE: Fees
 RULE NO.: 64B13-6.001

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the guidelines for fees for licenses.

SUBJECT AREA TO BE ADDRESSED: The proposed amendment sets the fees for licenses, certificates, and continuing education courses.

SPECIFIC AUTHORITY: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe R. Baker, Jr., Executive Director, Board/MQA, 4052 Bald Cypress Way, Bin #C09, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-6.001 Fees.

(1) through (14) No change.

(15) The initial fee for any entity seeking approval to provide continuing education courses or programs shall be \$25 ~~\$250~~.

(16) The Biennial renewal fee for any entity seeking approval to provide continuing education courses or programs shall be \$25 ~~\$250~~.

Specific Authority 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.008 FS. Law Implemented 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 FS. History–New 12-13-79, Amended 2-14-82, 8-18-82, 12-2-82, 7-29-85, Formerly 21Q-6.01, Amended 11-20-86, 7-21-88, 2-5-90, 7-10-91, 4-14-92, Formerly 21Q-6.001, Amended 1-24-94, Formerly 61F8-6.001, Amended 12-22-94, 2-13-95, 4-5-95, 5-29-95, 12-31-95, Formerly 59V-6.001, Amended 12-24-97, 3-21-00, 11-18-01, 5-9-02, 9-10-02, 7-3-03, _____.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE TITLE: Continuing Education for Biennial Renewal
 RULE NO.: 64B15-13.001

PURPOSE AND EFFECT: The Board proposes the rule amendments to eliminate certain hours of continuing education no longer needed.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments delete the requirements for continuing education hours in risk management and managed health care.

SPECIFIC AUTHORITY: 459.005, 459.008(4) FS.

LAW IMPLEMENTED: 456.013(5),(6),(7), 459.008, 459.008(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT THE BOARD'S NEXT MEETING TO BE HELD ON SEPTEMBER 6, 2003 IN TAMPA, FLORIDA.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B15-13.001 Continuing Education for Biennial Renewal.

(1)(a) Every person licensed pursuant to Chapter 459, F.S., except those licensed as physician assistants pursuant to Section 459.022, F.S., shall be required to complete forty (40) hours of continuing medical education courses approved by the Board in the twenty-four (24) months preceding each biennial renewal period as established by the Department. ~~Five~~ ~~Seven~~ of the continuing medical education hours required for renewal shall be one hour HIV/AIDS course, one hour Domestic Violence, ~~one hour Risk Management Course~~, one hour Florida Laws and Rules, ~~one hour Managed Care Course~~, and two hours Prevention of Medical Errors Course.

(b) No change.

(2) No change.

(3)(a) ~~For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing, or eliminating identifiable risks and domestic violence as defined in Section 741.30, F.S.~~

(3)(a)(b) The ~~five~~ (5) ~~seven~~ (7) hours of continuing medical education found in paragraph 64B15-13.001(1)(a), F.A.C., shall be obtained by the completion of live, participatory attendance courses, as provided in (4) of this rule.

~~(e) For purposes for this rule, managed care means a discussion on quality assurance; utilization review; chart documentation; contracting with medical organizations; conflicts with the medical practice act; and ethical, moral and legal issues as it relates to the physician's ability to impact on the patient's health, safety and welfare.~~

~~(b)(4)~~ No change.

~~(c)(e) One~~ ~~The one~~ hour of continuing medical education Risk Management may be fulfilled by attending at least three (3) hours of disciplinary hearings at a regular meeting of the Board of Osteopathic Medicine in compliance with the following:

1. through 4. No change.

~~(d)(f)~~ No change.

(4) through (5) No change.

(6) In addition to the continuing medical education credits authorized above, a volunteer expert witness who is providing expert witness opinions for cases being reviewed pursuant to Chapter 459, F.S., shall receive 5.0 hours of credit ~~in the area of risk management~~ for each case reviewed. Former Board members serving on the Probable Cause Panel shall be allowed a maximum of 15 hours of credit per biennium pursuant to Section 456.013, F.S. A volunteer expert may not accrue in excess of 15 hours of credit per biennium pursuant to this paragraph.

(7) through (8) No change.

Specific Authority 459.005, 459.008(4) FS. Law Implemented 456.013(5),(6),(7), 459.008, 459.008(4) FS. History—New 10-23-79, Amended 1-29-86, Formerly 21R-13.01, Amended 12-5-89, 4-8-91, 2-16-92, Formerly 21R-13.001, Amended 1-10-94, Formerly 61F9-13.001, Amended 10-25-95, Formerly 59W-13.001, Amended 1-19-98, 6-3-98, 4-14-99, 5-26-02,

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE TITLE: RULE NO.:

Licensure by Endorsement 64B17-3.003

PURPOSE AND EFFECT: The Board proposes to clarify current language in the rule text.

SUBJECT AREA TO BE ADDRESSED: Licensure by Endorsement.

SPECIFIC AUTHORITY: 486.025, 486.081 FS.

LAW IMPLEMENTED: 486.081 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE TITLE: Supervision of Speech-Language Pathology Assistants and Audiology Assistants
 RULE NO.: 64B20-4.004

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Supervision of speech-language pathology assistants and audiology assistants.

SPECIFIC AUTHORITY: 468.1125(9) FS.

LAW IMPLEMENTED: 468.1125(3),(9) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela E. King, Executive Director, Board of Speech-Language, Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

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

DEPARTMENT OF HEALTH

Division of Family Health

RULE CHAPTER TITLE: School Health Services
 RULE CHAPTER NO.: 64F-6
 RULE TITLE: Screening
 RULE NO.: 64F-6.003

PURPOSE AND EFFECT: The purpose of this rule amendment is to redistribute required school health screenings across grades to meet the health needs of students as they progress through the growth and development continuum, and so the screening workload is distributed more evenly among school health staff in the various school levels. Section 381.0056(5)(f)-(i), Florida Statutes, requires that vision, hearing, growth and development, and scoliosis screenings be provided to Florida school children at specific grade levels. The majority of these screenings are designated to be done during elementary school. Data from the Department of Health Clinic Management System and observations from school health professionals in the field indicate the need for increased screening of preventable health conditions during middle school, and for shifting scoliosis screening from seventh to six grade for earlier detection of this condition, concurrent with earlier adolescent maturation and scoliosis onset.

SUBJECT AREA TO BE ADDRESSED: Screenings.

SPECIFIC AUTHORITY: 381.0056(8) FS.

LAW IMPLEMENTED: 381.0056(5)(f)-(i) 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., August 20, 2003

PLACE: Department of Health, 4025 Esplanade Way, Room 125-N, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sylvia Byrd, Executive Community Health Nursing Director, Department of Health, Division of Family Health, Bureau of Family and Community Health, School Health Services, 4052 Bald Cypress Way, Bin #A13, Tallahassee, FL 32399-1723, (850)245-4445, e-mail: HSF_SH_Feedback@doh.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64F-6.003 Screening.

(1) Vision and hearing screening shall be provided, at a minimum, to students in grades kindergarten, 1, 3, and 6 ~~7~~, and students entering Florida schools for the first time in grades kindergarten through 5.

(2) Growth and development screening shall be provided, at a minimum, to students in grades 1, 3, 6 and optionally 9 kindergarten, through. Growth and development screenings shall be documented on Department of Health, School Health Services designated growth charts as made available by the Department of Health, Forms Distribution Warehouse or the Centers for Disease Control and Prevention, or equivalent form.

(3) Scoliosis screening shall be provided, at a minimum, to students in grade 6 ~~7~~, and in additional grades for students exhibiting indications of scoliosis, or in accordance with the approved school health services plan.

(4) In those schools with Supplemental School Health Services, also referred to as Comprehensive School Health Services, expanded screening services shall be provided in accordance with the approved school health services plan to add additional grades or types of screenings over and above those screenings and grade levels specified in paragraphs (1), (2), and (3) above.

Specific Authority 381.0056(8) FS. Law Implemented 381.0056(~~3~~)(a),(5)(f)-(i) FS. History—New 3-10-85, Formerly 10D-84.16, Amended 4-6-94, Formerly 10D-84.016, Amended _____.

Section II
Proposed Rules

DEPARTMENT OF BANKING AND FINANCE

Division of Finance

RULE TITLE: Continuing Education Requirements for Mortgage Brokers, Loan Originators, and Principal Representatives
 RULE NO.: 3D-40.0271

PURPOSE, EFFECT AND SUMMARY: The purpose of the proposed amendments to Rule 3D-40.0271 is to include loan originators and associates in the exemption from complying with continuing education requirements during the biennial period in which the comply with the requirements of Rules 3D-40.025 and 3D-40.027, F.A.C., and to require that continuing education course completion certificates identify the number of hours completed (a current requirement) as well as subject area covered in the course (a new requirement).

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: 494.0011(2), 494.00295(3) FS.
 LAW IMPLEMENTED: 494.0016, 494.0029, 494.00295, 494.0034, 494.0064, 494.0067 FS.

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

TIME AND DATE: 10:30 a.m., Tuesday, August 26, 2003
 PLACE: Room 547, Office of Financial Regulation, The Fletcher Building, 101 E. Gaines Street, Tallahassee, Florida 32399-0378

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Gregory C. Oaks, Financial Examiner/Analyst Supervisor, Office of Financial Regulation, Bureau of Regulatory Review, 200 East Gaines Street, Rm 533, H, Fletcher Building, Tallahassee, Florida 32399-0378

THE FULL TEXT OF THE PROPOSED RULE IS:

3D-40.0271 Continuing Education Requirements for Mortgage Brokers, Loan Originators, and Principal Representatives.

(1) through (9) No change.

(10) The continuing education requirements for the principal representative, loan originators and associates are waived for the license renewal of the mortgage lender, correspondent mortgage lender, or mortgage lender pursuant to

the savings clause, for the biennial license period in which the principal representative, loan originator or associate completes the 24 hours of classroom education in accordance with Rule 3D-40.027, F.A.C., and also passed a written test in accordance with Rule 3D-40.025, F.A.C., in order to qualify to be designated as a principal representative, or becomes licensed as a mortgage broker.

(11) through (12) No change.

(13) Within five (5) days of completion of each continuing education course, the school shall submit to the student a certificate ~~of completion~~ indicating successful completion of the course. The certificate shall indicate and the number of hours and the subject area covered in each hour of the course ~~consisted of~~. The schools are not to submit copies of the continuing education requirement certificates to the Department. Each mortgage business school shall maintain all student course completion records for at least three (3) years from the completion dates.

Specific Authority 494.0011(2), 494.00295(3) FS. Law Implemented 494.0016, 494.0029, 494.00295, 494.0034, 494.0064, 494.0067 FS. History—New 12-9-01, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gregory C. Oaks, Financial Examiner/Analyst Supervisor, Office of Financial Regulation, 200 East Gaines St., Rm. 553 H, Fletcher Bldg., Tallahassee, Florida 32399-0378

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Pamela P. Epting, Bureau Chief

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 1, 2003

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

DEPARTMENT OF BANKING AND FINANCE

Division of Finance

RULE TITLE: Mortgage Broker License Renewal and Reactivation
 RULE NO.: 3D-40.043

PURPOSE, EFFECT AND SUMMARY: The purpose of the proposed amendments to Rule 3D-40.043, F.A.C., is to: 1. amend form DBF-MB-103 to reflect the correct mailing addresses for the Office of Financial Regulations within both the rule and the form; 2. add a requirement that continuing education certification information must be provided; and 3. advise licensees of the late filing penalty.

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: 494.0011(2), 494.0034(2) FS.
 LAW IMPLEMENTED: 494.00295, 494.0034 FS.

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

TIME AND DATE: 10:30 a.m., Tuesday, August 26, 2003
PLACE: Room 547, Office of Financial Regulation, The Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0378

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Gregory C. Oaks, Financial Examiner/Analyst Supervisor, Office of Financial Regulation, Bureau of Regulatory Review, 200 East Gaines Street, Rm 533, H, Fletcher Building, Tallahassee, Florida 32399-0378

THE FULL TEXT OF THE PROPOSED RULE IS:

3D-40.043 Mortgage Broker License Renewal and Reactivation.

(1) Each active mortgage broker license shall be renewed for the biennial period beginning September 1 of each odd-numbered year upon submission of the statutory renewal fee required by Section 494.0034, F.S., certification compliance with the continuing education requirements of Section 494.00295, F.S., and a completed renewal form. Form ~~OFRDBF~~ MB-103, Mortgage Broker License Renewal and Reactivation Form, revised 05/03 ~~10/01~~, is hereby incorporated by reference and available by mail from the Office of Financial Institutions and Securities Regulation, Bureau of Finance Regulation, 200 East Gaines Street, Fletcher Bldg., Tallahassee, Florida 32399-0378.

(2) through (5) No change.

Specific Authority 494.0011(2), 494.0034(2) FS. Law Implemented 494.00295, 494.0034 FS. History--New 11-2-86, Amended 6-23-91, 11-12-91, 9-3-95, 12-12-99, 2-5-01, 12-19-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gregory C. Oaks, Financial Examiner/Analyst Supervisor, Office of Financial Institutions and Securities Regulation, 200 East Gaines St., Rm. 553 H, Fletcher Bldg., Tallahassee, Florida 32399-0378

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Pamela P. Epting, Bureau Chief

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 1, 2003

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

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE: Highway Traffic Safety Program
RULE CHAPTER NO.: 14-98
RULE TITLES: Application and Award Procedures Forms
RULE NOS.: 14-98.005 14-98.008

PURPOSE AND EFFECT: Subsections 14-98.005(7),(10) and 14-98.008(6), F.A.C., are amended because of a revision to the Subgrant Application for Highway Safety Funds, FDOT Form 500-065-01. Part V. Acceptance and Agreement of that form has been extensively revised.

SUMMARY: Subsection 14-98.008(6), F.A.C., is amended to incorporate by reference a revised version of the Subgrant Application for Highway Safety Funds, FDOT Form 500-065-01. Subsections 14-98.005(7),(10), F.A.C., also are being amended to update the revision date references to the same form.

SPECIFIC AUTHORITY: 334.044(2),(25) FS.

LAW IMPLEMENTED: 334.044(25) FS.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Costs has been prepared.

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

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

14-98.005 Application and Award Procedures.

(1) through (6) No change.

(7) Two copies of the application form, Subgrant Application for Highway Safety Funds, FDOT Form 500-065-01, Rev. 06/03 ~~05/02~~, will be sent to those applicants whose concept papers are selected for funding. Applicants whose concept papers were not selected for funding will be notified by the Office.

(8) through (9) No change.

(10) The Office shall review all applications and will reject any applications not meeting the requirements of these rules and applicable Federal and State laws, within ten working days of receipt of said applications. In the event that an applicant submits a Subgrant Application for Highway Safety Funds, FDOT Form 500-065-01, Rev. 06/03 ~~05/02~~, for an activity that is not included in the Highway Safety Plan, the application shall be rejected. Failure to reject any application within ten days shall not result in the automatic award of a subgrant. All subgrants are subject to funds availability.

(11) No change.

Specific Authority 334.044(2) FS. Law Implemented 334.044(25) FS. History—New 12-30-84, Amended 6-10-85, Formerly 9B-32.05, 9B-32.005, 11-19-89, Formerly 9G-15.005, Amended 12-7-93, 11-29-94, 1-17-99, 4-16-02, 8-6-02, _____.

14-98.008 Forms.

The following forms used in the Highway Traffic Safety Program are hereby incorporated by reference:

(1) through (5) No change.

(6) Subgrant Application for Highway Safety Funds – FDOT Form 500-065-01, Rev. 06/03 ~~05/02~~.

(7) through (8) No change.

Copies of these forms may be obtained by writing or calling the Florida Department of Transportation, State Safety Office, 605 Suwannee Street, MS-17, Tallahassee, Florida 32399-0450; Telephone (850)488-5455.

Specific Authority 334.044(2),(25) FS. Law Implemented 334.044(25) FS. History—New 6-10-85, Formerly 9B-32.08, 9B-32.008, Amended 11-19-89, Formerly 9G-15.008, Amended 12-7-93, 6-14-94, 11-29-94, 4-16-02, 8-6-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Roger J. Doherty, State Safety Office
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: José Abreu, P.E., Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 23, 2003
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 11, 2003

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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 CORRECTIONS

RULE TITLE: Use of Tobacco Products
 RULE NO.: 33-401.401
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the Department’s smoking and tobacco use policies in accordance with recent amendments to the Florida Clean Indoor Air Act.
 SUMMARY: The proposed rule prohibits smoking in all enclosed indoor workplaces as defined in s. 386.203, F.S.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 944.09, 944.115 FS.
 LAW IMPLEMENTED: 386.201, 386.202, 386.203, 386.204, 386.205, 386.206, 944.09, 944.115 FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-401.401 Use of Tobacco Products.

(1) This rule establishes the tobacco products use policy for the Department of Corrections. For the purposes of this rule, “tobacco products” means items such as cigars, cigarettes, snuff, loose tobacco, or similar goods made with any part of the tobacco plant, which are prepared or used for smoking, chewing, dipping, sniffing, or other personal use.

(2)(a) Pursuant to Section 944.115, F.S., uUse of any tobacco products shall be prohibited in all indoor areas of any building or office within a state correctional facility ~~owned, leased or wholly occupied by the Department of Corrections~~ except for employee housing on department grounds and inmate maximum security (death row) housing areas. Only unlighted tobacco product use shall be permitted in death row housing.

(b) Pursuant to Section 386.204, F.S., smoking is prohibited in all enclosed indoor workplaces as defined in Section 386.203, F.S.

(3) Should Department of Corrections’ offices be located in buildings not totally in the control of the department, smoking use of tobacco products shall be prohibited in all enclosed indoor workplaces ~~indoor areas~~ occupied or controlled by the department. ~~Employees may use tobacco products in those indoor areas which have been legally designated as smoking areas by other occupants of the building.~~ Employees may not smoke in areas which do not fully meet the requirements of the Florida Indoor Clean Air Act, Sections 386.201-.209, F.S.

(4) through (7) No change.

Specific Authority 944.09, 944.115 FS. Law Implemented 386.201, 386.202, 386.203, 386.204, 386.205, 386.206, 944.09, 944.115 FS. History—New 12-31-80, Formerly 33-20.01, Amended 3-12-86, 2-24-92, 1-4-94, Formerly 33-20.001, Amended 2-3-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Rathmann
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: James V. Crosby, Jr.
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 15, 2003

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

DEPARTMENT OF CORRECTIONS

RULE TITLE: Interstate Corrections Compact
RULE NO.: 33-601.401

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to remove unnecessary language from the rule.

SUMMARY: The rule provision that states that copies of lists and contracts with other states can be obtained from the Interstate Corrections Compact Administrator is being deleted.

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: 941.57, 944.09 FS.

LAW IMPLEMENTED: 941.55, 941.56, 941.57 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.401 Interstate Corrections Compact.

(1) No change.

~~(2) A current list of states that are parties to the Interstate Corrections Compact and copies of contracts with individual party states may be obtained by writing the Interstate Corrections Compact Administrator, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. A list of party states is also published in Florida Statutes Annotated (West Publishing Co.) at Section 941.55.~~

(3) through (6) renumbered (2) through (5) No change.

Specific Authority 941.57, 944.09 FS. Law Implemented 941.55, 941.56, 941.57 FS. History—New 7-7-81, Formerly 33-21.01, Amended 12-30-96, Formerly 33-21.001, Formerly 33-301.101, Amended 3-9-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Steve Hart

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

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

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

COMMISSION ON ETHICS

RULE TITLE: List of Forms and Instructions
RULE NO.: 34-7.010

PURPOSE AND EFFECT: The purpose of the proposed amendment is to revise CE Forms 1, 6, 1F, 6F and 6X, which are adopted by reference in Rule 34-7.010, F.A.C.

SUMMARY: CE Forms 1, 6, 1F, 6F and 6X will be affected by this rule making.

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 within 21 days of this notice.

SPECIFIC AUTHORITY: Art. II, Sec. 8(f),(h), Fla. Const., 112.3144, 112.3145, 112.3147, 112.3215(13), 112.322(7),(10), 112.324 FS.

LAW IMPLEMENTED: Art. II, Sec. 8(a),(f),(h), Fla. Const., 112.313(9),(12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 FS.

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

TIME AND DATE: 8:00 a.m., September 4, 2003

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julia Cobb Costas, Senior Attorney, Commission on Ethics

THE FULL TEXT OF THE PROPOSED RULE IS:

34-7.010 List of Forms and Instructions.

(1) The following forms and instructions are adopted by reference and are used by the Commission in its dealings with the public:

(a) Form 1, Statement of Financial Interests. To be utilized by state officers, local officers, candidates for state or local office and specified state employees for compliance with Sections 112.3145(2) and (3), Florida Statutes. Effective 1/2004 ~~1/2003~~.

(b) No change.

(c) Form 6, Full and Public Disclosure of Financial Interests. To be utilized by all elected constitutional officers, candidates for such offices, other statewide elected officers, and others as prescribed by law for compliance with Article II, Section 8(a) and (h), Florida Constitution, as specified in Chapter 34-8 of these rules. Effective 1/2004 ~~1/2003~~.

(d) through (n) No change.

(o) Form 1F, Final Statement of Financial Interests. To be filed within 60 days of leaving public office or employment. Effective 1/2004 ~~1/2003~~.

(p) Form 6F, Final Full and Public Disclosure of Financial Interests. To be filed within 60 days of leaving public office. Effective 1/2004 ~~4/2003~~.

(q) No change.

(r) Form 6X, Amendment to Full and Public Disclosure of Financial Interests. To be used to amend a previously filed CE Form 6. Effective 1/2004 ~~10/2001~~.

(2) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2004.

Specific Authority Art. II, Sec. 8(f),(h), Fla. Const., 112.3144, 112.3145, 112.3147, 112.3215(13), 112.322(7),(10), 112.324 FS. Law Implemented 112.313(9),(12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 FS., Art. II, Sec. 8(a),(f),(h), Fla. Const. History—New 4-11-76, Formerly 34-7.10 through 7.22, 8.10, Amended 2-23-77, 4-7-77, 5-17-77, 10-20-77, 2-25-79, 1-29-80, 4-29-81, 1-12-82, 3-25-82, 2-21-83, Formerly 34-7.10, Amended 7-10-88, 3-4-91, 10-6-91, 10-29-91, 12-22-91, 7-5-92, 10-15-92, 12-6-92, 11-10-93, 12-27-93, 11-21-94, 2-16-95, 12-26-95, 1-27-97, 1-1-98, 11-19-98, 12-28-99, 1-1-00, 12-4-00, 12-21-00 10-14-01, 11-22-01, 1-1-02, 1-1-03, 1-1-04.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Julia Cobb Costas, Senior Attorney
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Phil Claypool, General Counsel
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: July 16, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: July 25, 2003

LAND AND WATER ADJUDICATORY COMMISSION

Durbin Crossing Community Development District

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Durbin Crossing Community 42MM-1
Development District

RULE TITLES: RULE NOS.:
Establishment 42MM-1.001
Boundary 42MM-1.002
Supervisors 42MM-1.003

PURPOSE, EFFECT AND SUMMARY: The purpose of this proposed rule is to establish a community development district (“CDD”), the Durbin Crossing Community Development District (“Durbin Crossing CDD”), pursuant to Chapter 190, F.S. The petition to establish the District, filed by SouthStar Development Partners, Inc. (“Petitioner”), requests that the Florida Land and Water Adjudicatory Commission establish by rule the Durbin Crossing CDD. A Notice of Receipt of Petition for the Durbin Crossing CDD was published in the May 30, 2003, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 2,047 acres. The proposed District is generally located west of Russell Sampson Road, east of State Road 13, south of Race Track Road, and north of CR 210 in St. Johns County. There is one out-parcel located within the external boundaries of the proposed District which is to be excluded from the District. The out-parcel is a mitigation parcel totaling 1.15 acres, more or less, that will not be adversely impacted by

the establishment of the District. The development plan for the proposed lands within the District includes the construction of approximately 2,498 single and multi-family residential dwelling units, 100,000 square feet of commercial space and 70,000 square feet of office space, a school, parks and an amenity center. The proposed land uses within the District are subject to the Durbin Crossing Development of Regional Impact Development Order (“DRI”) approved by St. Johns County. The Petitioner has obtained written consent to establish the District from the owners of 100% of the real property located within the proposed District. The District, if established, currently intends to participate in the provision of certain infrastructure improvements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition to establish the District. The complete text of the SERC is contained as Exhibit 13 to the petition to establish the District. The scope of the SERC is limited to evaluating the regulatory costs consequences of approving the proposal to establish the District. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number and types of individuals likely to be required to comply with the rule or who will be affected; (b) a good faith estimate of the costs to any state and local government entities of implementing and enforcing the proposed rule, and any anticipated effect on state and local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities; (d) an analysis of the impact on small businesses, small counties, and small cities; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under paragraph (1)(a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the principle entities that are likely to be required to comply with the rules include the District, the State of Florida, and St. Johns County. In addition, future property owners will be affected by the establishment of the proposed District. Under section (b), the FLWAC and State of Florida will incur minimal administrative costs. St. Johns County will also incur one-time administrative costs which are offset by the required filing fee paid to St. Johns County by the Petitioner. Adoption of the proposed rule to approve the formation of the District will not have adverse impact on State and local revenues. Petitioner anticipates that the District will cooperate with the St. Johns County School Board in the financing of a new school located within the boundaries of the District. According to the statement of estimated regulatory costs, the District will construct the school and issue bonds to finance it. The District will enter into a lease-purchase agreement with the School Board for the facility, and those lease payments will be the security for the bonds. Addressing section (c), the District may levy non-ad valorem special assessments on properties within

its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future landowners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operations and maintenance of the District. Under section (d), approval of the petition to establish the District will have only incidental or a positive impact on a small business and will not have any impact on small counties and cities. St. Johns County is not a small county as such is defined. Under section (e), the analysis was based on a straightforward application of economic theory with input received from the developer's engineer and other professionals associated with the developer. 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.

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, A HEARING WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m. – 4:00 p.m., Monday, August 25, 2003

PLACE: Room 1802M, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least five (5) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Barbara Leighty, Senior Policy Analyst, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS:

DURBIN CROSSING COMMUNITY
DEVELOPMENT DISTRICT

42MM-1.001 Establishment.

The Durbin Crossing Community Development District is hereby established.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History–New _____.

42MM-1.002 Boundary.

The boundaries of the district are as follows:

A PART OF SECTIONS 1, 2, 11, 12, 13 AND 14, TOWNSHIP 5 SOUTH, RANGE 27 EAST TOGETHER WITH A PART OF SECTIONS 6, 7 AND 18, TOWNSHIP 5 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR

A POINT OF REFERENCE COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 1; THENCE NORTH 02°46'18" WEST ALONG THE WEST LINE OF SAID SECTION 1, A DISTANCE OF 2687.90 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 1; THENCE SOUTH 87°01'13" WEST ALONG THE SOUTH LINE OF THE NORTHEAST 1/4 OF SECTION 2, A DISTANCE OF 2624.29 FEET TO THE SOUTHWEST CORNER OF THE NORTHEAST 1/4 OF SAID SECTION 2; THENCE NORTH 04°00'43" WEST ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 2, A DISTANCE OF 1456.66 FEET; THENCE NORTH 89°31'52" EAST, A DISTANCE OF 1323.67 FEET; THENCE NORTH 02°14'55" WEST, A DISTANCE OF 1340.72 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 2; THENCE NORTH 89°18'52" EAST ALONG THE NORTH LINE OF SAID SECTION 2, A DISTANCE OF 1320.98 FEET TO THE NORTHWEST CORNER OF SAID SECTION 1; THENCE NORTH 89°10'39" EAST ALONG THE NORTH LINE OF SAID SECTION 1, A DISTANCE OF 2656.01 FEET TO THE NORTHEAST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 1; THENCE SOUTH 03°00'20" EAST ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 1, A DISTANCE OF 1346.55 FEET; THENCE NORTH 89°14'51" EAST, A DISTANCE OF 2446.18 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF RUSSELL SAMPSON ROAD (A 60.00 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED); THENCE SOUTH 12°50'25" EAST ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 10.50 FEET; THENCE SOUTH 13°08'19" EAST CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 3220.08 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 633.18 FEET; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 308.74 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 27°06'27" EAST AND A CHORD DISTANCE OF 305.69 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE SOUTH 41°04'35" EAST CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 1409.00 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 518.12 FEET; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 303.00 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 24°19'22" EAST AND A CHORD DISTANCE OF 298.70 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE SOUTH 07°34'09" EAST CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 455.49 FEET TO THE POINT OF CURVE OF A CURVE,

CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 578.44 FEET; THENCE SOUTHEASTERLY CONTINUING ALONG SAID RIGHT-OF-WAY LINE ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 423.05 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 28°31'17" EAST AND A CHORD DISTANCE OF 413.69 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE SOUTH 49°28'24" EAST, CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 90.24 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 4773.62 FEET; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 342.62 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 47°25'02" EAST AND A CHORD DISTANCE OF 342.55 FEET TO A POINT ON SAID CURVE; THENCE SOUTH 25°23'14" WEST, LEAVING SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 122.52 FEET; THENCE SOUTH 18°05'25" WEST ALONG A LINE 10.00 FEET EASTERLY OF AND PARALLEL WITH THE CENTERLINE OF A TRAIL ROAD AND BEING ALONG THE EASTERLY EDGE OF SAID ROAD, A DISTANCE OF 480.00 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 650.00 FEET; THENCE CONTINUING ALONG SAID PARALLEL LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 231.61 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 07°52'57" WEST AND A CHORD DISTANCE OF 230.38 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE SOUTH 02°19'31" EAST CONTINUING ALONG SAID PARALLEL LINE, A DISTANCE OF 3147.16 FEET; THENCE SOUTH 08°02'32" WEST CONTINUING ALONG SAID PARALLEL LINE, A DISTANCE OF 842.87 FEET TO A POINT ON THE EASTERLY LINE OF A 150.00 FOOT WIDE JACKSONVILLE ELECTRIC AUTHORITY EASEMENT AS RECORDED IN OFFICIAL RECORDS BOOK 2176, PAGE 27 OF THE PUBLIC RECORDS OF ST. JOHNS, COUNTY FLORIDA; THENCE SOUTH 09°21'50" EAST LEAVING SAID TRAIL ROAD AND ALONG SAID EASTERLY EASEMENT LINE, A DISTANCE OF 996.59 FEET TO THE NORTHWEST CORNER OF PARCEL NO. 3 AS DESCRIBED IN OFFICIAL RECORDS BOOK 1276, PAGE 665, OF SAID PUBLIC RECORDS; THENCE DEPARTING SAID EASEMENT LINE SOUTH 01°37'38" WEST, A DISTANCE OF 786.76 FEET TO THE NORTHEAST CORNER OF PARCEL NO. 5 AS DESCRIBED IN OFFICIAL RECORDS BOOK 1276, PAGE 665 OF SAID PUBLIC RECORDS ALSO BEING A POINT ON THE WESTERLY LINE OF SAID 150.00 WIDE JACKSONVILLE ELECTRIC AUTHORITY EASEMENT; THENCE SOUTH 80°36'52" WEST ALONG THE NORTH LINE OF SAID PARCEL NO. 5 AND ITS WESTERLY

PROLONGATION THEREOF, A DISTANCE OF 1139.84 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF THOSE LANDS AS DESCRIBED IN OFFICIAL RECORDS BOOK 1031, PAGE 326 OF SAID PUBLIC RECORDS; THENCE WESTERLY NORTHERLY AND SOUTHERLY ALONG THE BOUNDARY OF SAID LANDS THE FOLLOWING 22 COURSES: COURSE NO. 1) NORTH 09°55'59" WEST, A DISTANCE OF 618.40 FEET; COURSE NO. 2) NORTH 17°20'53" WEST, A DISTANCE OF 213.11 FEET; COURSE NO. 3) NORTH 73°12'02" WEST, A DISTANCE OF 538.09 FEET; COURSE NO. 4) NORTH 15°46'44" WEST, A DISTANCE OF 311.55 FEET; COURSE NO. 5) NORTH 31°38'15" WEST, A DISTANCE OF 675.98 FEET; COURSE NO. 6) NORTH 53°33'49" WEST, A DISTANCE OF 236.22 FEET; COURSE NO. 7) NORTH 86°59'29" WEST, A DISTANCE OF 675.63 FEET; COURSE NO. 8) NORTH 46°30'55" WEST, A DISTANCE OF 640.21 FEET; COURSE NO. 9) SOUTH 57°52'19" WEST, A DISTANCE OF 413.48 FEET; COURSE NO. 10) SOUTH 17°16'40" WEST, A DISTANCE OF 339.73 FEET; COURSE NO. 11) SOUTH 82°27'31" WEST, A DISTANCE OF 180.62 FEET; COURSE NO. 12) NORTH 55°54'28" WEST, A DISTANCE OF 265.00 FEET; COURSE NO. 13) NORTH 85°31'26" WEST, A DISTANCE OF 480.00 FEET; COURSE NO. 14) NORTH 50°40'57" WEST, A DISTANCE OF 451.81 FEET; COURSE NO. 15) NORTH 20°36'22" WEST, A DISTANCE OF 105.00 FEET; COURSE NO. 16) NORTH 06°03'15" EAST, A DISTANCE OF 401.86 FEET; COURSE NO. 17) NORTH 67°59'52" WEST, A DISTANCE OF 245.00 FEET; COURSE NO. 18) NORTH 88°08'30" WEST, A DISTANCE OF 294.91 FEET; COURSE NO. 19) SOUTH 60°04'20" WEST, A DISTANCE OF 411.95 FEET; COURSE NO. 20) SOUTH 42°57'55" WEST, A DISTANCE OF 250.05 FEET; COURSE NO. 21) SOUTH 52°34'50" WEST, A DISTANCE OF 603.91 FEET; COURSE NO. 22) SOUTH 34°07'31" WEST, A DISTANCE OF 1311.18 FEET; THENCE DEPARTING SAID LANDS, NORTH 30°30'08" WEST, A DISTANCE OF 2272.31 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 11; THENCE NORTH 02°46'51" WEST, A DISTANCE OF 5404.28 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 11; THENCE NORTH 89°24'45" EAST ALONG THE NORTH LINE OF SAID SECTION 11, A DISTANCE OF 1602.17 FEET TO THE POINT OF BEGINNING.

CONTAINING 2048.75 ACRES MORE OR LESS.
EXCEPTION PARCEL

A PART OF SECTION 7, TOWNSHIP 5 SOUTH, RANGE 28 EAST ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 7; THENCE NORTH 88°44'53" EAST ALONG THE SOUTH LINE OF SAID SECTION 7, A DISTANCE OF 1341.66 FEET TO A

POINT ON THE CENTERLINE OF AN EXISTING 150.00 FOOT WIDE JACKSONVILLE ELECTRIC AUTHORITY EASEMENT, AS RECORDED IN OFFICIAL RECORDS BOOK 2176, PAGE 27 OF THE PUBLIC RECORDS OF SAID COUNTY; THENCE NORTH 09°21'51" WEST ALONG SAID CENTERLINE OF A 150.00 FOOT WIDE JACKSONVILLE ELECTRIC AUTHORITY EASEMENT, A DISTANCE OF 904.57 FEET; THENCE SOUTH 61°56'23" WEST ALONG THE CENTERLINE OF A 130.00 FOOT WIDE JACKSONVILLE ELECTRIC AUTHORITY EASEMENT, A DISTANCE OF 866.83 FEET; THENCE DEPARTING SAID CENTERLINE, SOUTH 28°03'37" EAST, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 28°03'37" EAST, A DISTANCE OF 160.00 FEET; THENCE SOUTH 61°56'23" WEST, A DISTANCE OF 217.33 FEET; THENCE SOUTH 81°19'30" WEST, A DISTANCE OF 122.50 FEET; THENCE NORTH 11°19'01" EAST, A DISTANCE OF 55.55 FEET; THENCE NORTH 36°44'51" WEST, A DISTANCE OF 82.50 FEET; THENCE NORTH 08°40'30" WEST, A DISTANCE OF 35.00 FEET; THENCE NORTH 81°19'30" EAST, A DISTANCE OF 114.99 FEET; THENCE NORTH 61°56'23" EAST, A DISTANCE OF 190.01 FEET TO THE POINT OF BEGINNING.

CONTAINING 1.15 ACRES MORE OR LESS. THE ABOVE DESCRIBED EXCEPTION PARCEL BEING THE SAME LANDS AS THOSE INTENDED TO BE DESCRIBED IN OFFICIAL RECORDS BOOK 919, PAGE 1114, PARCEL 2 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History—New _____.

42MM-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: Patrick E. Sessions, Jason R. Sessions, Kenneth Strauss, Leo Johns, and Susan Woods.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission, Room 1802, The Capitol, Tallahassee, Florida 32399-0001

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2003

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

LAND AND WATER ADJUDICATORY COMMISSION

Aberdeen Community Development District

RULE CHAPTER TITLE: Aberdeen Community Development

RULE CHAPTER NO.: 42NN-1

District 42NN-1

RULE TITLES: Establishment 42NN-1.001

Boundary 42NN-1.002

Supervisors 42NN-1.003

PURPOSE, EFFECT AND SUMMARY: The purpose of this proposed rule is to establish a community development district ("CDD"), the Aberdeen Community Development District ("Aberdeen CDD"), pursuant to Chapter 190, F.S. The petition to establish the District, filed by SouthStar Development Partners, Inc. ("Petitioner"), requests that the Florida Land and Water Adjudicatory Commission establish by rule the Aberdeen CDD. A Notice of Receipt of Petition for the Aberdeen CDD was published in the May 30, 2003, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 1,313 acres. The proposed District is generally located west of Russell Sampson Road, east of State Road 13, south of Race Track Road, and north of Greenbriar Road in St. Johns County. There are two out-parcels located within the external boundaries of the proposed District which are to be excluded from the District. The out-parcels consist of mitigation parcels of 1.01 acres and .31 acres, more or less, that will not be adversely impacted by the establishment of the District. The development plan for the proposed lands within the District includes the construction of approximately 60,000 square feet of commercial space, 40,000 square feet of office space, 1,623 single-family units and 395 multi-family units, parks and an amenity center. The proposed land uses within the District are subject to the Aberdeen Development of Regional Impact Development Order ("DRI") approved by St. Johns County. The Petitioner has obtained written consent to establish the District from the owners of 100% of the real property located within the proposed District. The District, if established, currently intends to participate in the provision of certain infrastructure improvements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition to establish the District. The complete text of the SERC is contained as Exhibit 13 to the petition to establish the District. The scope of the SERC is limited to evaluating the regulatory costs consequences of approving the proposal to establish the District. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number and types of individuals likely to be required to comply with the rule or who will be affected; (b) a good faith estimate of the costs to any state and local government entities of implementing and enforcing the

proposed rule, and any anticipated effect on state and local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities; (d) an analysis of the impact on small businesses, small counties, and small cities; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under paragraph (1)(a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the principle entities that are likely to be required to comply with the rules include the District, the State of Florida, and St. Johns County. In addition, future property owners will be affected by the establishment of the proposed District. Under section (b), the FLWAC and State of Florida will incur minimal administrative costs. St. Johns County will also incur one-time administrative costs which are offset by the required filing fee paid to St. Johns County by the Petitioner. Adoption of the proposed rule to approve the formation of the District will not have adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future landowners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operations and maintenance of the District. Under section (d), approval of the petition to establish the District will have only incidental or a positive impact on a small business and will not have any impact on small counties and cities. St. Johns County is not a small county as such is defined. Under section (e), the analysis was based on a straightforward application of economic theory with input received from the developer's engineer and other professionals associated with the developer.

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.

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, A HEARING WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m. – 4:00 p.m., Monday, August 25, 2003

PLACE: Room 1802M, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least five (5) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Barbara Leighty, Senior Policy Analyst, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS:

ABERDEEN COMMUNITY DEVELOPMENT DISTRICT

42NN-1.001 Establishment.

The Aberdeen Community Development District is hereby established.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History—New _____.

42NN-1.002 Boundary.

The boundaries of the district are as follows:

A PART OF SECTIONS 3, 4, 5, 9 AND 10, TOWNSHIP 5 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 9; THENCE NORTH 02°44'57" WEST ALONG THE WEST LINE OF SAID SECTION 9, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID SECTION LINE NORTH 86°42'20" EAST, A DISTANCE OF 485.98 FEET; THENCE NORTH 32°46'32" EAST, A DISTANCE OF 462.32 FEET TO A POINT LYING ON A NORTHERLY BOUNDARY OF A JEA SUBSTATION; THENCE NORTH 89°29'07" EAST ALONG SAID NORTHERLY BOUNDARY LINE, A DISTANCE OF 580.00 FEET; THENCE SOUTH 00°30'53" EAST ALONG THE EASTERLY SIDE OF SAID SUBSTATION, A DISTANCE OF 440.00 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID SECTION 9; THENCE NORTH 89°29'07" EAST ALONG SAID SECTION LINE, A DISTANCE OF 4102.05 FEET; THENCE NORTH 02°41'24" WEST ALONG THE EAST LINE OF SAID SECTION 9, A DISTANCE OF 1358.28 FEET; THENCE DEPARTING SAID SECTION LINE SOUTH 87°48'11" EAST, A DISTANCE OF 128.44 FEET; THENCE NORTH 00°00'02" EAST, A DISTANCE OF 985.03 FEET TO A POINT ON THE NORTH LINE OF THE UNITED WATER PARCEL; THENCE SOUTH 87°48'16" EAST ALONG SAID NORTH LINE AND AN EASTWARD EXTENSION THEREOF, A DISTANCE OF 2146.23 FEET; THENCE NORTH 03°57'36" WEST, A DISTANCE OF 3162.69 FEET; THENCE NORTH 02°35'44" WEST, A DISTANCE OF 2600.00 FEET; THENCE NORTH 62°35'44" WEST, A DISTANCE OF 898.23 FEET; THENCE NORTH 00°46'54" EAST, A DISTANCE OF 2323.50 FEET TO A POINT ON A NORTH LINE OF SAID SECTION 3; THENCE SOUTH 89°13'18" WEST ALONG THE NORTH LINE OF SAID SECTION 3, A DISTANCE OF 1500.56 FEET; THENCE SOUTH 00°46'54" WEST ALONG THE

WEST LINE OF SAID SECTION 3, A DISTANCE OF 1331.35 FEET; THENCE SOUTH 00°48'58" EAST, CONTINUING ALONG SAID SECTION LINE, A DISTANCE OF 2682.06 FEET; THENCE SOUTH 89°34'41" WEST ALONG THE SOUTH LINE OF JULINGTON CREEK PLANTATION, A DISTANCE OF 2649.95 FEET; THENCE SOUTH 89°32'30" WEST CONTINUING ALONG SAID SOUTH LINE, A DISTANCE OF 1328.72 FEET; THENCE NORTH 89°30'21" WEST CONTINUING ALONG SAID SOUTH LINE, A DISTANCE OF 1342.28 FEET; THENCE SOUTH 89°25'38" WEST, A DISTANCE OF 1345.27 FEET; THENCE SOUTH 00°41'24" EAST ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 5, A DISTANCE OF 1341.58 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 5; THENCE NORTH 89°25'45" EAST ALONG SAID SECTION LINE, A DISTANCE OF 1344.92 FEET; THENCE SOUTH 02°44'57" EAST ALONG THE WEST LINE OF SAID SECTION 9, A DISTANCE OF 5352.09 FEET TO THE POINT OF BEGINNING.

CONTAINING 1267.66 ACRES MORE OR LESS.

ABERDEEN SECTION 17

A PART OF SECTION 17, TOWNSHIP 5 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 17; THENCE SOUTH 02°39'34" EAST ALONG THE EAST LINE OF SAID SECTION 17, A DISTANCE OF 50.03 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 02°39'34" EAST ALONG SAID SECTION LINE, A DISTANCE OF 2242.37 FEET; THENCE NORTH 40°43'28" WEST ALONG THE SOUTHWEST LINE OF SAID SECTION 17, A DISTANCE OF 2930.08 FEET; THENCE DEPARTING SAID SECTION LINE NORTH 89°23'09" EAST, A DISTANCE OF 1807.72 FEET TO THE POINT OF BEGINNING.

CONTAINING 46.50 ACRES MORE OR LESS.

LESS AND EXCEPT:

JEA MITIGATION PARCEL

A PART OF SECTION 9, TOWNSHIP 5 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 9; THENCE NORTH 89°29'07" EAST ALONG THE SOUTH LINE OF SAID SECTION 9, A DISTANCE OF 1318.00 FEET; THENCE DEPARTING SAID LINE NORTH 00°30'53" WEST ALONG THE EAST LINE OF A JEA SUBSTATION, A DISTANCE 255.06 FEET TO A POINT ON THE CENTERLINE OF A 130.00 FOOT WIDE JEA POWER LINE EASEMENT; THENCE NORTH 75°43'43" EAST

ALONG SAID CENTERLINE, A DISTANCE OF 1373.36 FEET; THENCE DEPARTING SAID CENTERLINE SOUTH 14°16'17" EAST, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH 75°43'43" EAST, A DISTANCE OF 250.00 FEET; THENCE SOUTH 14°16'17" EAST, A DISTANCE OF 199.00 FEET; THENCE SOUTH 75°43'43" WEST, A DISTANCE OF 100.00 FEET; THENCE NORTH 75°54'08" WEST, A DISTANCE OF 113.65 FEET; THENCE SOUTH 87°02'19" WEST, A DISTANCE OF 50.99 FEET; THENCE NORTH 14°16'17" WEST, A DISTANCE OF 135.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1.01 ACRES MORE OR LESS.

JEA OUTPARCEL

A PART OF SECTION 9, TOWNSHIP 5 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 9; THENCE NORTH 89°29'07" EAST ALONG THE SOUTH LINE OF SAID SECTION 9, A DISTANCE OF 1318.00 FEET; THENCE DEPARTING SAID LINE NORTH 00°30'53" WEST ALONG THE EAST LINE OF A JEA SUBSTATION, A DISTANCE 255.06 FEET TO A POINT ON THE CENTERLINE OF A 130.00 FOOT WIDE JEA POWER LINE EASEMENT; THENCE NORTH 75°43'43" EAST ALONG SAID CENTERLINE, A DISTANCE OF 1173.36 FEET; THENCE DEPARTING SAID CENTERLINE SOUTH 14°16'17" EAST, A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH 75°43'43" EAST, A DISTANCE OF 200.00 FEET; THENCE SOUTH 14°16'17" EAST, A DISTANCE OF 98.14 FEET; THENCE NORTH 71°07'50" WEST, A DISTANCE OF 69.86; THENCE SOUTH 67°56'24" WEST, A DISTANCE OF 52.06 FEET; THENCE SOUTH 83°42'15" WEST, A DISTANCE OF 50.34 FEET; THENCE SOUTH 70°23'36" WEST, A DISTANCE OF 40.25 FEET; THENCE NORTH 14°16'17" WEST, A DISTANCE OF 63.76 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.31 ACRES MORE OR LESS.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History–New _____.

42NN-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: J. Thomas Gillette, III, Thaddeus Rutherford, Leo Johns, L. Alfredo Rodriguez-Walling, and Charlie Hillyer.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Teresa Tinker, Florida Land and Water Adjudicatory Commission, Room 1802, The Capitol, Tallahassee, Florida 32399-0001

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2003

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLES:	RULE NOS.:
Definitions	61G15-20.001
Application for Licensure by Examination Experience	61G15-20.0010
Rules Governing Candidates Qualifying Under the Provisions of 471.013(1)(a)3., F.S.	61G15-20.002
Educational Requirements	61G15-20.005
	61G15-20.006

PURPOSE AND EFFECT: The Board proposes to amend Rule 61G15-20.001, F.A.C., to clarify the definition of “Board approved engineering programs” as used in the rules. Rule 61G15-20.0010, F.A.C., is being amended to correct the rule cite for the definition of Board approved engineering programs to read subsection 61G15-20.001(2), F.A.C. Rule 61G15-20.002, F.A.C., is being amended to clarify the Board approved engineering programs and adds the cite to subsection 61G15-20.001(2), F.A.C. Rule 61G15-20.005, F.A.C., is being amended to correct obsolete language. Rule 61G15-20.006, F.A.C., is being repealed. Rule 61G15-20.007, F.A.C., is being amended to update the language to clarify foreign degree requirements.

SUMMARY: Rule 61G15-20.001, F.A.C., clarifies the Board’s definition of “Board approved engineering programs” as used in the rules. Rule 61G15-20.0010, F.A.C., sets out the requirements for Application for Licensure by Examination. Rule 61G15-20.002, F.A.C., clarifies Board approved engineering programs and adds the cite to subsection 61G15-20.001(2), F.A.C., defining same. Rule 61G15-20.005, F.A.C., clarifies rules that govern candidates qualifying under the provisions of Section 471.013(1)(a)3., F.S. Rule 61G15-20.006, F.A.C., covering educational requirements is being repealed. Rule 61G15-20.007, F.A.C., clarifies foreign degree requirements.

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

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

SPECIFIC AUTHORITY: 471.008, 471.013(1)(a), 471.015 FS.

LAW IMPLEMENTED: 471.005(6), 471.013(1)(a), 471.015 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW. (IF NOT REQUESTED IN WRITING, A HEARING WILL NOT BE HELD)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Natalie Lowe, Executive Director, Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULES IS:

61G15-20.001 Definitions.

As used hereinafter in this chapter the following words or phrases shall be defined as follows:

(1) “Year” shall mean 12 months of full-time employment or a full-time academic year of graduate or undergraduate college education.

(2) “Board approved engineering programs” shall mean:

(a) Engineering programs ~~curricula~~ accredited by the Engineering Accreditation Commission of the Accreditation Board for Engineering and Technology, Inc. (EAC/ABET), programs approved by ABET as substantially equivalent to EAC/ABET accredited programs in the United States, including those programs accredited by foreign boards that are signatories to the Washington Accord, approved by the Board of Professional Engineers as substantially equivalent to an EAC/ABET accredited engineering program pursuant to Rule 61G15-20.007, F.A.C., or

(b) In the case of an applicant who did not graduate from an approved program as set forth in paragraph (2)(a) above, and who holds a post-baccalaureate degree from a school or college in the United States which has an EAC/ABET accredited engineering program in a related discipline at the baccalaureate level, provided the applicant can articulate a baccalaureate in engineering by demonstrating substantial equivalency to an EAC/ABET accredited program pursuant to subsection 61G15-20.007(2), F.A.C., or

(c) Programs which have been approved by the Board of Professional Engineers under the provisions of Section 455.11(3), F.S.

Specific Authority 471.013(1)(a) FS. Law Implemented 471.013(1)(a) FS. History—New 1-8-80, Amended 4-15-80, 7-7-83, 9-13-83, Formerly 21H-20.01, Amended 4-20-86, 8-3-86, 5-20-92, 2-2-93, Formerly 21H-20.001, Amended _____.

61G15-20.0010 Application for Licensure by Examination.

(1) through (b) No change.

(2) Any person desiring to take an examination for the purpose of determining whether he or she is qualified to practice as an engineering intern in this state shall submit a completed application to the Board. There are two engineer intern applications from which to choose, the instructions and application Form FBPE/003 (06/01), entitled, "Application for Engineer Intern", which is hereby incorporated by reference, effective 9-27-01, copies of which may be obtained from the Board office, or the instructions and application Form FBPE/004 (06/01), copies of which may be obtained from the Board office. The Board shall certify as eligible to take the Fundamentals examination only those applicants who have completed the application form, remitted the application and examination fee required by Chapter 61G15-24, F.A.C., and who have demonstrated to the Board that they are in the final year of, or have graduated from, "a Board approved engineering program" as defined by subsection 61G15-20.001(2), Chapter 61G15-20, F.A.C.

Specific Authority 471.008, 471.013, 471.015 FS. Law Implemented 471.013, 471.015 FS. History--New 9-27-01, Amended _____.

61G15-20.002 Experience.

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

(2) In order to verify an applicant's experience record, the Board will require evidence of employment from employers or supervisors who are employed in the engineering profession or are professional engineers, who shall set forth the quality and character of the applicant's duties and responsibilities. In addition to the employer verification, an applicant must list three personal references who are professional engineers. Should the Board find the information submitted by the applicant is insufficient or incomplete, the Board may require the applicant to supply additional references or evidence regarding the applicant's experience and background or both so that an intelligent decision may be made on whether admittance to the examination is allowable.

The Board will accept as equivalent to one year's experience a masters degree in engineering from a college or university from a Board approved engineering program as defined in subsection 61G15-20.001(2), F.A.C. approved pursuant to Section 471.013, F.S. The Board will also accept as equivalent to one year's experience a doctorate in engineering from a college or university from a Board approved engineering program as defined in subsection 61G15-20.001(2), F.A.C. approved pursuant to Section 471.013, F.S.

Specific Authority 471.013(1)(a) FS. Law Implemented 471.005(6), 471.013(1)(a) FS. History--New 1-8-80, Amended 3-11-80, 6-23-80, 7-7-83, 9-13-84, Formerly 21H-20.01, Amended 8-18-87, 12-4-91, Formerly 21H-20.002, Amended 12-26-94, 5-20-02, _____.

61G15-20.005 Rules Governing Candidates Qualifying Under the Provisions of 471.013(1)(a)3., Florida Statutes.

(1) No change.

(2) Compliance with the above does not indicate automatic acceptance for examination, nor does it exempt said applicant from meeting the criteria set forth in Sections 471.001 through ~~471.045, F.S., 539 Florida Statutes,~~ and Chapter 61G15, ~~F.A.C. Florida Administrative Code.~~ Each application filed will be reviewed and acted upon by the Board of Engineers on an individual basis.

Specific Authority 471.008 FS. Law Implemented 471.013(1)(a)3. FS. History--New 10-25-84, Formerly 21H-20.05, 21H-20.005, Amended 10-19-97, _____.

61G15-20.006 Educational Requirements.

~~(1) The evaluation of curricula and standards of accreditation for approval of degree programs required by Section 471.013, F.S., shall be based upon:~~

~~(a) An overview of engineering programs within the United States accredited by the Engineering Accreditation Commission of the Accreditation Board for Engineering and Technology, Inc., (ABET), and~~

~~(b) An evaluation of such programs and schools, following the definition of the practice of engineering set forth in Section 471.005(6), F.S.~~

~~(2) This rule shall not apply to Board approved engineering programs or where ABET accreditation is available to a school or college of engineering.~~

~~(3) Acceptable curricula requirements and degree programs shall conform to the criteria for accrediting engineering programs set forth by the Engineering Accreditation Commission of the Accreditation Board for Engineering and Technology, Inc., (ABET) and found in the applicable Annual Report of ABET.~~

~~(4) The evaluation of the applicant's transcript and degree program shall include a determination of whether such a transcript and degree program is comparable to the above mentioned model by the Education Advisory Committee as defined in Rule 61G15-18.015, F.A.C.~~

~~(5) In order to verify the applicant's curriculum and engineering program the Board may require evidence from the applicant's institution(s) at the cost of the applicant as to the areas mentioned in subsection 61G15-20.006(3), F.A.C., including when the information necessary for the evaluation set forth in (4) above is not available, a site visit by Educational Advisory Committee of the Board at the expense of the applicant.~~

Specific Authority 471.013(1)(a)3. FS. Law Implemented 471.013(1)(a)3., 471.005(6) FS. History--New 8-18-87, Formerly 21H-20.006, Amended 12-26-94, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 19, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 21, 2003

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLES:	RULE NOS.:
Biennial Renewal Fee	64B1-2.001
Tutorial Application Fee	64B1-2.007

PURPOSE AND EFFECT: These proposed amendments are for the purpose of revising the biennial renewal fees and to repeal the tutorial application fee.

SUMMARY: The Board determined to reduce the biennial renewal fees for the active and inactive licenses in Rule 64B1-2.001 and to repeal Rule 64B1-2.007, F.A.C., because it is no longer necessary.

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

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

SPECIFIC AUTHORITY: 456.036(3), 457.104, 457.107(1), 457.108(2) FS.

LAW IMPLEMENTED: 456.036(3), 457.107(1), 457.108(2) 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: Pamela King, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULES IS:

64B1-2.001 Biennial Renewal Fee.

(1) The biennial renewal fee for an active license shall be \$300.00 ~~\$400~~.

(2) The biennial renewal fee for an inactive license shall be \$150.00 ~~\$200~~.

Specific Authority 456.036(3), 457.104, 457.107(1), 457.108(2) FS. Law Implemented 456.036(3), 457.107(1), 457.108(2) FS. History–New 4-5-84, Amended 11-19-85, Formerly 21AA-2.01, Amended 12-21-87, 7-16-89, Formerly 21AA-2.001, 61F1-2.001, Amended 10-25-95, Formerly 59M-2.001, Amended 5-8-00, _____

64B1-2.007 Tutorial Application Fee.

Specific Authority 457.104, 457.105(2)(d) FS. Law Implemented 457.105(2)(d) FS. History–New 5-12-87, Formerly 21AA-2.007, 61F1-2.007, 59M-2.007, Repealed _____

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 20, 2003

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

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE TITLE:	RULE NO.:
Tutorial	64B1-4.002

PURPOSE AND EFFECT: To repeal this rule as it is no longer necessary.

SUMMARY: The Board proposes to repeal this rule as the time-frame of the tutorial program has expired.

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: 457.104, 457.105 FS.

LAW IMPLEMENTED: 457.105 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: Pamela King, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-4.002 Tutorial.

Specific Authority 457.104, 457.105 FS. Law Implemented 457.105 FS. History–New 8-15-84, Formerly 21AA-4.02, Amended 5-7-87, 9-19-89, 3-18-92, Formerly 21AA-4.002, 61F1-4.002, Amended 11-26-95, 5-1-97, Formerly 59M-4.002, Repealed _____

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 20, 2003

DEPARTMENT OF HEALTH

Board of Acupuncture

Table with 2 columns: RULE TITLES and RULE NOS.: Board Approved Tutorial Programs 64B1-5.001, Definitions 64B1-5.002, Qualifications of Preceptor 64B1-5.004, Requirements for Approval of an Acupuncture Tutorial Program 64B1-5.005, Responsibilities of Trainee 64B1-5.006, Responsibilities of Preceptor 64B1-5.007, Termination of Tutorial Program: Change of Preceptor; Temporary Discontinuance Enforcement 64B1-5.009

PURPOSE AND EFFECT: To repeal these rules as they are no longer necessary.

SUMMARY: The Board proposes the repeal of these rules as the time-frame of the tutorial program has expired.

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: 457.104, 457.105(2)(b) FS.

LAW IMPLEMENTED: 457.105(2)(b) 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 RULES IS: Pamela King, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULES IS:

64B1-5.001 Board Approved Tutorial Programs.

Specific Authority 457.104, 457.105 FS. Law Implemented 457.105 FS. History--New 5-10-87, Amended 11-2-88, Formerly 21AA-5.001, 61F1-5.001, Amended 1-16-97, Formerly 59M-5.001, Amended 11-23-97, 4-7-98, Repealed

64B1-5.002 Definitions.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Amended 5-17-90, Formerly 21AA-5.002, 61F1-5.002, Amended 10-25-95, 1-16-97, Formerly 59M-5.002, Amended 4-25-00, Repealed

64B1-5.004 Qualifications of Preceptor.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Amended 2-24-88, 12-30-92, Formerly 21AA-5.004, 61F1-5.004, Amended 5-1-97, Formerly 59M-5.004, Amended 11-23-97, Repealed

64B1-5.005 Requirements for Approval of an Acupuncture Tutorial Program.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Amended 8-8-89, 5-17-90, 7-8-91, Formerly 21AA-5.005, Amended 7-4-94, Formerly 61F1-5.005, Amended 10-25-95, 1-16-97, Formerly 59M-5.005, Repealed

64B1-5.006 Responsibilities of Trainee.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Formerly 21AA-5.006, 61F1-5.006, Amended 1-16-97, Formerly 59M-5.006, Repealed

64B1-5.007 Responsibilities of Preceptor.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Amended 2-24-88, 8-8-89, Formerly 21AA-5.007, 61F1-5.007, Amended 1-16-97, Formerly 59M-5.007, Repealed

64B1-5.008 Termination of Tutorial Program; Change of Preceptor; Temporary Discontinuance.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Formerly 21AA-5.008, 61F1-5.008, Amended 5-1-97, Formerly 59M-5.008, Repealed

64B1-5.009 Enforcement.

Specific Authority 457.104, 457.105(2)(b) FS. Law Implemented 457.105(2)(b) FS. History--New 5-10-87, Formerly 21AA-5.009, 61F1-5.009, Amended 4-10-97, Formerly 59M-5.009, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 20, 2003

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Specific Regulations for Type I Wildlife Management Areas -- North Central Region 68A-15.062

PURPOSE AND EFFECT: The purpose of the proposed changes is to establish specific regulations for Lochloosa, Gulf Hammock, and Grove Park Wildlife Management Areas (WMAs). The effect would be to require recreational user permits for public access on these privately-owned WMAs.

SUMMARY: The proposed changes would establish specific rules for Grove Park WMA and revise specific rules for Lochloosa and Gulf Hammock WMAs to accommodate conversion of privately-owned lands to the Recreational User Permit Program. Proposed revisions on Gulf Hammock would

restrict access to only those individuals possessing a recreational user permit, except as provided by s. 372.57, F.S., and add a 3-day muzzleloading gun season.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: It is estimated that the proposed action will cost the agency approximately \$275 for administrative preparation and \$375 for legal advertising. No other significant economic impacts are expected.

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: Art. IV, Sec. 9, Fla. Const.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

A HEARING ON THE PROPOSED RULE WILL BE HELD AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, September 3-5, 2003

PLACE: Clarion Suites Resort, 20 Via DeLuna, Pensacola, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE AND ECONOMIC STATEMENT IS: James Antista, General Counsel, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

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

(1) through (2) No change.

(3) Gulf Hammock Wildlife Management Area.

(a) Open season:

1. General gun – November 8 through January 4.

2. Spring turkey – March 20 through April 25.

3. Archery – September 20 through October 19.

4. Muzzleloading gun – October 31 through November 2.

~~5.4.~~ Fishing and frogging – Permitted only during periods when hunting is allowed.

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

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

(d) General regulations:

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

2. Vehicles may be operated only on established roads.

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

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

5. Fires other than campfires are prohibited.

6. Access is permitted only by individuals possessing a valid recreational user permit, except as provided by s. 372.57, F.S.

7. The taking of wildlife by use of a gun on or from the right-of-way of Butler Road south of its intersection with Buckhead Road is prohibited as provided by Rule 68A-4.008, F.A.C.

(4) Lochloosa Wildlife Management Area.

(a) Open season:

1. General gun – November 8 through January 4.

2. Spring turkey – March 20 through April 25.

3. Archery – September 20 through October 19.

4. Muzzleloading gun – October 24-26.

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

6. Fishing and frogging – Throughout year.

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

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

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

(d) General regulations:

~~1.2. Hunting with dogs other than bird dogs is prohibited west of County Road 325 and north of County Road 2082 during general gun season.~~

1.2. The taking of hogs by the use of dogs is prohibited.

~~2.3. Vehicles are prohibited year round in the still hunt areas west of and including Old Rail Bed Road, south of County Road 346, and north of County Road 2082. Vehicles are restricted to established roads in the remaining portion of the area. Non-motorized bicycles are permitted, but may be ridden only on established roads.~~

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

~~4.5.~~ Taking of wildlife by use of a gun on or from the rights-of-way of County Roads 325 ~~and 346~~ is prohibited as provided by Rule 68A-4.008, F.A.C.

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

5.7. Fires are prohibited on the area.

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

(5) through (33) No change.

(34) Grove Park Wildlife Management Area (Alachua County)

(a) Open season:

1. Archery – September 20 through October 19.

2. Muzzleloading gun – October 24-26.

3. General gun – November 8 through January 4.

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

5. Trapping – December 1 through January 4.

6. Spring turkey – March 20 through April 25.

7. Fish and frogging – Throughout year.

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

(c) Camping: Prohibited

(d) General regulations:

1. Hunting with dogs other than bird dogs is prohibited.

2. Vehicles are prohibited year-round in the Camps Canal area, in those lands lying south of County Road 346, and in those lands lying north of County Road 2082. Vehicles are restricted to established roads in the remaining portion of the area. Non-motorized bicycles are permitted, but may be ridden only on established roads.

3. Taking of wildlife by use of a gun on or from the rights-of-way of County Roads 325, 2082, and 346 is prohibited as provided by Rule 68A-4.008, F.A.C.

4. Fires are prohibited on the area.

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

6. Access is permitted only by individuals possessing a valid recreational user permit, except as provided by s. 372.57, F.S.

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

NAME OF PERSON ORIGINATING PROPOSED RULE:
Timothy A. Breault

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Kenneth D. Haddad

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

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

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT

CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

RULE NO.:
4-167.002

RULE TITLE:
Private Passenger Motor Vehicle
Insurance; Completion of
Underwriting Notice of Incorrect
Premium, Return of Unearned
Premium

NOTICE OF WITHDRAWAL

Notice is hereby given that the above as noticed in Vol. 27, No. 14, April 6, 2001, of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Dairy Industry

RULE NO.:
5D-1.012

RULE TITLE:
Future Dairy Farms, Milk Plants
and Frozen Dessert Plants

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. 26, June 27, 2003 issue of the Florida Administrative Weekly.

5D-1.012 Future Dairy Farms, Milk Plants and Frozen Dessert Plants.

(1) Milk barn, stable or parlor and milkhouse or room construction.

(a) Walls, ventilation and light. Walls shall be of smooth finish impervious to water. ~~Cement plaster over concrete block walls painted light in color with enamel dairy paint or new type epoxy finish is suggested. Tile blocks are satisfactory. A light color plaster finish on cement will not require painting.~~ Ten percent of wall area shall be windowed of the ventilating type, unless adequate mechanical ventilation ~~is and light are~~ furnished. Pipes penetrating walls shall be ~~shielded and~~ sufficiently tight as to prevent any open space between the pipe and the wall penetration.

(2) Milk plant, frozen dessert plant, receiving station or transfer station construction.

(a) Walls. Walls shall be of smooth finish impervious to water. ~~Cement plaster over concrete block walls painted light in color with enamel dairy paint or new type epoxy finish is suggested. Tile block walls are satisfactory. Ten percent of wall area should be windowed.~~

(b) Ceiling. Ceiling shall ~~have be~~ a minimum height of 12 feet except for refrigerator or cold storage rooms and of smooth finish impervious to water. ~~Ceilings painted in light color with enamel dairy paint or new type epoxy finish is suggested.~~

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-3.0012	Definitions
12-3.0017	Adoption of Materials That Contain Departmental Procedures

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to these proposed rules, as published in the Vol. 28, No. 51, pp. 5571-5573, December 20, 2002, issue of the Florida Administrative Weekly. These changes are in accordance with subparagraph 120.54(3)(d)1., F.S.

Subsections (3) and (4) of Rule 12-3.0012, F.A.C., have been changed so that, when adopted, these subsections will read:

12-3.0012 Definitions.

(3) “Adequate records” means books, accounts, and other records sufficient to permit a reliable determination of a tax deficiency or overpayment. Incomplete records can be determined to be adequate.

(a) To be sufficient to make a reliable determination, adequate records, including supporting documentation, must be:

1. Accurate, that is, the records must be free from material error;
2. Inclusive, that is, the records must capture transactions that are needed to determine a tax deficiency or overpayment;
3. Authentic, that is, the records must be worthy of acceptance as based on fact; and
4. Systematic, that is, the records must organize transactions in an orderly manner.

(b) The nature of the taxpayer’s business, the nature of the industry, materiality, third-party confirmations and other corroborating evidence such as related supporting documentation, and the audit methods that are suitable for use in the audit, will be used to establish that the taxpayer has adequate records.

(c) Nothing herein is intended to render any portion of Part II, Rule Chapter 12-24, F.A.C., inapplicable but rather this subsection prescribes a standard of adequacy of records for purposes of determining a tax deficiency or overpayment by the Department.

(d) Section 212.12(6)(b), F.S., does not allow the Department to use a sample to project an overpayment when the records are inadequate.

(4) “Voluminous records” means records maintained by the taxpayer that are so numerous and extensive that their provision by the taxpayer and review by the Department would not be practical under the circumstances of the time, space, and other logistical constraints of the taxpayer and the Department.

Rule 12-3.0017, F.A.C., has been changed so that, when adopted, this rule will read:

12-3.0017 Adoption of Materials that Contain Departmental Procedures.

(1) The following subsections of this rule describe materials and publications which contain procedures used by the Department in performing its statutory responsibilities, and these materials and publications are hereby incorporated by reference in this rule. A copy of these materials and publications may be obtained by one or more of the following methods:

(a) Writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304; or,

(b) Faxing the Distribution Center at (850)922-2208; or,

(c) Using a fax machine telephone handset to call the Department’s automated Fax On Demand system at (850)922-3676; or,

(d) Visiting any local Department of Revenue Service Center to personally obtain a copy; or,

(e) Calling the Forms Request Line during regular office hours at (800)352-3671 (in Florida only) or (850)488-6800; or,

(f) Downloading selected forms from the Department’s Internet site at the address shown inside the parentheses (www.myflorida.com/dor). Persons with hearing impairments or speech impairments may call the Department’s TDD at 1(800)367-8331.

(2) GT400514, Basic Electronic Auditing Manual (e-Auditing) (n. 9/02), which instructs the Department’s auditors on electronic audit techniques.

(3) GT400116, Stratified Statistical Sampling Manual (r. 5/02), which instructs the Department’s auditors on how to perform a stratified statistical sample of a taxpayer’s books and records.

(4) GT300034, Auditing in an Electronic Environment (e-Auditing) and Stratified Statistical Sampling (r. 5/02), which explains to audit candidates (taxpayers) the benefits of electronic auditing and what techniques the Department can use.

Specific Authority 213.06(1) FS. Law Implemented 212.12, 212.13, 213.35 FS. History–New _____

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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 CITRUS

RULE CHAPTER NO.: 20-34
 RULE NO.: 20-34.005
 RULE CHAPTER TITLE: Fresh Fruit Maturity Tests
 RULE TITLE: Requirements for Break in Color

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule amendment published in the Florida Administrative Weekly, Vol. 29, No. 17, April 25, 2003 has been withdrawn.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-1.659
 RULE TITLE: Publications Incorporated by Reference

NOTICE OF CHANGE

In accordance with subparagraph 120.54(3)(d)1., F.S., notice is hereby given that changes were made to Form 0881B, incorporated by reference in Rule 40E-1.659, F.A.C., in response to comments received from the regulated community prior to the final public hearing. On July 10, 2003, the South Florida Water Management District's Governing Board adopted the proposed rule as published in the June 6, 2003, Vol. 29, No. 23, issue of the Florida Administrative Weekly, with changes to Form 0881B to delete the language in the Form stating that existing wet retention/detention area side slopes are no steeper than 2:1 (horizontal:vertical) from top of bank to two feet below the control elevation, except at headwalls and/or other structural connections.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-4.091
 RULE TITLE: Publications, Rules and Interagency Agreements Incorporated by Reference

NOTICE OF CHANGE

In accordance with subparagraph 120.54(3)(d)1., F.S., notice is hereby given that changes were made to Section 10.1 of the "Basis of Review for Environmental Resource Permit

Applications Within the South Florida Water Management District – April 2003", incorporated by reference in Rule 40E-4.091, F.A.C., in response to comments received from the regulated community prior to the final public hearing. On July 10, 2003, the South Florida Water Management District's Governing Board adopted the proposed rule as published in the June 6, 2003, Vol. 29, No. 23, issue of the Florida Administrative Weekly, with the following changes to Section 10.1 of the "Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – April 2003", incorporated by reference in Rule 40E-4.091, F.A.C.:

10.1 Construction Completion Certification.

(a) through (c) No change.

(d) The District will accept Construction Completion Certification Form #0881B for surface water management systems with wet retention/detention areas for projects permitted prior to October 3, 1995 provided that a Florida licensed Professional Engineer certifies that:

1. Existing side slopes are no steeper than 2:1 (horizontal:vertical) from top of bank out to a minimum depth of two feet below the control elevation, except at headwalls, and/or other structural connections;

2. The surface water management system currently functions as intended, consistent with the permitted surface water management system, including level of water quality treatment, level of flood protection, and storm attenuation;

3. The wet retention/detention area side slopes have been adequately maintained and stabilized to support the operation of the surface water management system;

4. All other components and facilities associated with the permitted surface water management system are certified as being constructed in substantial conformance with the plans and specifications permitted by the District;

5. Form 0881B is signed and sealed by a Florida licensed Professional Engineer.

DEPARTMENT OF ELDER AFFAIRS

Aging and Assisted Living Programs

RULE NOS.:	RULE TITLES:
58A-1.001	Definitions
58A-1.004	Responsibilities of the Department of Elder Affairs as the State Agency on Aging
58A-1.006	The Area Agency on Aging's Area Plan
58A-1.007	Area Agency on Aging Functions and Responsibilities

NOTICE OF WITHDRAWAL

Notice is hereby given that the Notice of Proposed Rulemaking regarding the above rules, as noticed in Vol. 28, No. 42, October 18, 2002, Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-5.022 RULE TITLE: Physical Plant Requirement for Ambulatory Surgical Centers

NOTICE OF WITHDRAWAL

Notice is hereby given that the Notice of Proposed Rulemaking published in Vol. 26, No. 39, September 29, 2000, issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.190 RULE TITLE: Independent Laboratory Services

NOTICE OF CHANGE

Notice is hereby given that the following two changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 29, No. 27, July 3, 2003, issue of the Florida Administrative Weekly. First, the date the proposed rule was approved by the Agency Head was April 18, 2003, not June 25, 2002. Second, to add the following summary omitted in error.

SUMMARY: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Independent Laboratory Coverage and Limitations Handbook, January 2002. The handbook changes include the January 2002 Independent Laboratory Fee Schedule, elimination of the -22 modifier, revisions to the Procedure Code Frequency Limitations (Appendix C), revisions to procedure codes in the Family Planning Waiver Laboratory (Appendix D), and replaces the Health Care Financing Administration (HCFA) with the new name Centers for Medicare and Medicaid Services (CMS).

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

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

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 29, No. 21, May 23, 2003, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: 61G7-6.001 RULE TITLE: Definitions

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. 26, June 27, 2003, issue of the Florida Administrative Weekly. The Board at its June 18, 2003, meeting voted to make the following changes to subsection 2 of the above rule:

(2) "Assumes responsibility for the payment of wages" as used in s. 468.525(4)(b), F.S., means the obligation of the employee leasing company to comply with the terms of employment established by the employee leasing company with an employee relating to the payment of wages of the employee. The term does not include any obligation on the part of the employee leasing company to assume any contractual obligation which may exist between a client of an employee leasing company and any leased employee, or any other compensation or benefit, in any form, unless the employee leasing company specifically adopts such obligations by way of a written agreement entered into with the leased employee.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-20.007 RULE TITLE: Foreign Degrees

NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule published in Vol. 29, No. 20, May 16, 2003, issue of the Florida Administrative Weekly. At its June meeting, the Board voted to make the following changes to the above referenced rules. These changes were made in response to comment from the Joint Administrative Procedures Committee.

61G15-20.007 Foreign Degrees.

(1) Applicants having degrees from foreign institutions shall be required to document "substantial equivalency" to the 2002 ABET Accreditation Yearbook for Accreditation Cycle Ended Sept. 30, 2002 Board for Engineering and Technology, Inc. (ABET) engineering criteria, as found in the 1996 annual report of ABET. This document is hereby incorporated by reference.

(2) In order to document “substantial equivalency” to an ABET accredited engineering program, degree, the applicant candidate must demonstrate:

(a) ~~32~~ 16 college credit hours of higher mathematics and basic sciences. ~~The These~~ hours of mathematics must be beyond algebra and trigonometry and must emphasize mathematical concepts and principles rather than computation. Courses in probability and statistics, differential calculus, integral calculus, and differential equations are required. Additional courses may include probability, statistics, linear algebra, numerical analysis, and advanced calculus. As for the hours in basic sciences,

~~(b) 16 college credit hours of basic sciences. courses~~ Courses in general chemistry and calculus-based general physics are required, with at least a two semester (or equivalent) sequence of study in either area. Additional basic sciences courses may include life sciences (biology), earth sciences (geology), and advanced chemistry or physics. Computer skills and/or programming courses cannot be used to satisfy mathematics or basic science requirements.

~~(b)(e)~~ No change.

~~(c)(d)~~ No change.

~~(d)(e)~~ In addition, evidence of attainment of appropriate laboratory experience, computer based skills with engineering applications, competency in English, ~~knowledge of probability and statistics,~~ and understanding of the ethical, social, economic and safety considerations of engineering practice must be presented. As for competency in English, transcripts of course work completed, course content syllabi, testimonials from employers, college level advanced placement tests, Test of English as a Foreign Language (TOEFL) scores of at least 550 in the paper-based version, or 213 in the computer-based version, will be accepted as satisfactory evidence.

(3) No change.

~~(4) The Educational Advisory Committee in making its evaluation will consider the following elements: faculty, curricula, students, administration and commitment.~~

~~(a) Institutional factors including but not limited to, recognition by appropriate governmental authority, standing within the profession, accreditation status, and recognition by other evaluation agencies shall be considered.~~

~~(b) ABET minimum curricular content requirements in mathematics and basic sciences, humanities and social sciences, engineering sciences, and engineering design must be met as set forth in subsection (2).~~

~~(c) Transcripts of course work completed, course content syllabi, notarized testimonials from employers, college level advance placement tests, Test of English as a Foreign Language (TOEFL) scores of at least 550 in the paper based version, or 213 in the computer based version, will be accepted as satisfactory evidence.~~

(5) through (7) renumbered (4) through (6) No change.

Specific Authority 471.008 FS. Law Implemented 471.013, 471.015 FS. History—New 7-20-95, Amended 6-5-96, 4-16-98, 1-17-99, 7-28-99, 1-6-02, 6-13-02, 6-30-02, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Natalie Lowe, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE NO.:
61G17-3.004

RULE TITLE:
Application for Retired Status

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. 4, January 24, 2003, issue of the Florida Administrative Weekly. The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). The Board, at its meeting on July 17, 2003 in Pensacola Florida, voted to change the rule as follows:

61G17-3.004 Application for Retired Status.

(1) A person wishing to apply for Retired Status shall submit a completed application to the Board. The application entitled “Surveyor and Mapper Retired Status Application.” SM-4757, is incorporated by reference, effective _____. Copies of the form may be obtained from the Board office. The Board shall certify as eligible for Retired Status any applicant who has completed the application form and who has chosen to relinquish or not to renew his or her license.

(2) Professional Surveyors and Mappers on Retired Status may use the term “Professional Surveyor and Mapper Retired or PLS Retired”; however, such surveyor or mapper shall refrain from any practice of surveying and mapping and the use of his or her seal. Any Professional Surveyor and Mapper in Retired Status who wishes to become active shall make application for licensure and meet the licensure criteria in effect at the time of application.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

FLORIDA HOUSING FINANCE CORPORATION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
67-49	Procurement of Commodities or Contractual Services
RULE NOS.:	RULE TITLES:
67-49.001	Definitions
67-49.002	Procurement of Commodities or Contractual Services
67-49.003	Withdrawal of Invitation to Bid, Invitation to Negotiate, Request for Proposals or Request for Qualifications
67-49.0031	Emergency Purchases
67-49.004	Modification of Terms of Invitation to Bid, Invitation to Negotiate, Request for Proposals or Request for Qualifications
67-49.005	Responsibility of Bidders and Offerors
67-49.007	Evaluation of Responses
67-49.008	Identical (Tie) Responses
67-49.009	Right to Waive Minor Irregularities
67-49.011	Nonresponsive Bids
67-49.012	Contract Administrator

NOTICE OF CORRECTION

The Florida Housing Finance Corporation hereby publishes this Notice of Correction to the Notice of Proposed Rulemaking, Rule Chapter 67-49, F.A.C., which was published in Vol. 29, No. 25, June 20, 2003 issue of the Florida Administrative Weekly.

SUMMARY: This Rule Chapter is to establish guidelines for the procurement of materials and services for use by the Corporation. The proposed rule amendments are necessary and appropriate for clarifying and streamlining these guidelines.

The above Summary was omitted from the Notice of Proposed Rulemaking.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 29, No. 30, July 25, 2003 issue of the Florida Administrative Weekly has been withdrawn.

A different version of the amendment of the rule is being proposed elsewhere in this issue.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

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

NOTICE OF CONTINUED HEARING

The public hearing on these proposed amendments to Rule Chapter 68B-35, F.A.C., as originally published in the April 25, 2003 issue of the Florida Administrative Weekly, will be continued by the Fish and Wildlife Conservation Commission at its next regular meeting:

TIME AND DATES: 8:30 each day, September 3-5, 2003

PLACE: Clarion Suites Resort, 20 Via DeLuna, Pensacola Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the consideration of changes to the proposed rules. Such changes may include, but not be limited to, adjustment of minimum size limits in lieu of bag limit adjustments or a combination of size limit and bag limit adjustments.

**Section IV
Emergency Rules**

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE TITLE:	RULE NO.:
License Fees and Examination Fees	61J2ER03-2

SPECIFIC FACTS AND REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY, OR WELFARE: The Division of Real Estate is only authorized to regulate professionals to preserve the health, safety and welfare of the public under the police powers of the state. The Division's ability to maintain its regulatory responsibilities are negatively impacted by the fee increase for criminal history information records charged by the Florida Department of Law Enforcement. This fee increase was

mandated by the 2003 Florida Legislature in Senate Bill 10-A. Currently, the Division must take money from other areas to meet the additional cost for obtaining criminal history information records. The Division must act quickly to prevent a budget shortfall in other areas.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The emergency rule will allow maximum notice to applicants for licensure and will reduce the current negative impact of the fee increase on the Division’s fiscal resources. The bill was approved by the Governor on June 26, 2003 and took effect July 1, 2003.

SUMMARY OF THE RULE: Emergency Rule 61J2ER03-2, F.A.C., increases the fingerprint card processing fee from \$39 to \$47 for persons and entities licensed under Chapter 475, Florida Statutes.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Juana Watkins, Chief Attorney, Department of Business and Professional Regulation, Division of Real Estate, 800 West Robinson Street, Suite N802, Orlando, Florida 32801-1736

THE FULL TEXT OF THE EMERGENCY RULE IS:

61J2ER03-2 (61J2-1.011) License Fees and Examination Fees.

(1) Every person, partnership, limited liability partnership, corporation or limited liability company deemed and held to be a licensee under Chapter 475, Florida Statutes, must register with the Florida Real Estate Commission (Commission) and must secure a license for each license period.

(2) The application fee for licensure shall be as follows:

(a) Initial application.

Broker \$20.00

Salesperson \$20.00

(b) Fingerprint Card Processing Fee \$47.00 ~~\$39.00~~

(3) through (6) No change.

(7) The license fee for school related categories shall be as follows:

(a) Application for School Instructor \$20.00

(b) Fingerprint Card Processing Fee \$47.00 ~~\$39.00~~

(c) The biennial Permit Fees shall be:

School Permitholder \$130.00

Additional Location for Permitholder \$45.00

Chief Administrative Person \$80.00

School Instructor \$80.00

(8) through (11) No change.

Specific Authority 475.05 FS. Law Implemented 455.217, 455.2281, 475.04, 475.125, 475.15, 475.182, 475.24, 475.451, 68.065(2) FS. History—New 10-10-79, Amended 1-1-80, 4-14-81, 9-13-82, 10-19-83, 8-12-84, 10-13-85, Formerly 21V-1.11, Amended 2-1-87, 1-1-88, 5-5-88, 10-13-88, 9-10-89, 1-4-90, 2-13-90, 3-27-90, 8-21-90, 10-9-90, 1-13-91, 8-19-91, 7-1-93, Formerly 21V-1.011, Amended 7-18-94, 12-17-95, 12-30-97, 1-19-99, 4-18-99, 2-24-00, 7-17-03.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 17, 2003

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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.”

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on July 18, 2003, South Florida Water Management District (District) received a petition for waiver from Collier County Public Utilities Engineering Department, Application Number 03-0703-6 for issuance of a Right of Way Occupancy Permit, for utilization of Works or Lands of the District known as the Golden Gate Main Canal, Collier County, for installation of a proposed pile-supported force main located 30 feet east of the east face of the existing Santa Barbara Boulevard bridge crossing the Golden Gate Main Canal, Section 21, Township 49 South, Range 26 East. The petition seeks relief from paragraph 40E-6.221(2)(j), Fla. Admin. Code, which governs the placement of above-ground permanent and/or semi-permanent encroachments within the District’s 100 foot long designated equipment staging areas located at all bridges and pile-supported crossings 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 July 22, 2003, South Florida Water Management District (District) received an amended petition for waiver from the Florida Department of Transportation, Application No. 03-0616-6M, for utilization of Works or Lands of the District known as the C-11 Canal, Broward County, for an existing signal control cabinet within the north right of way of C-11 canal immediately west of the Davie Road bridge, Section 27, Township 51 South, Range 41

East. The petition seeks relief from subsections 40E-6.011(4),(5),(6) and paragraph 40E-6.221(2)(j) Fla. Admin. Code, which governs the placement of above-ground permanent and/or semi-permanent encroachments within 40 feet of top of canal bank, and within 100 foot staging areas 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are 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."

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Department of State, Division of Library and Information Services** announces the Florida Library Network Council Meeting.

DATES AND TIMES: August 21, 2003, 9:30 a.m. – 5:00 p.m.; August 22, 2003, 9:00 a.m. – 12:00 p.m.

PLACE: Celebration Hotel, The Sabal Room, 700 Bloom Street, Celebration, FL 34747

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Florida Virtual Library Plan; to review reports from RMG Consultants, Inc. and from the Information Use Management and Policy Institute relating to pilot project assessment; development of an evaluation module for the Florida Electronic Library to review the Plan's implementation timeline; discussion of promotion activities; review of Florida Library Network Council organization and operations.

For additional information contact: Judith Ring, State Librarian, (850)245-6600 or Suncom 205-6600.

Any person requiring special accommodations due to disability or physical impairment should contact the agency at least five days prior to the meeting in order to request any special assistance by calling (850)245-6600 or TDD (850)922-4085.

The **Department of State** and the **Department of Community Affairs** announce public meetings to which all persons are invited:

Session 1:

DATE AND TIME: Thursday, August 14, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: National Entrepreneur Center, Training Room, Suite 100, 315 East Robinson Street, Landmark Building I, Orlando, Florida

Session 2:

DATE AND TIME: Friday, August 15, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Franklin Templeton Investment, Office Auditorium, Bldg. 100, 100 Fountain Parkway, North, St. Petersburg, Florida

Session 3:

DATE AND TIME: Monday, August 25, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Hyatt Regency Coconut Point, 5001 Coconut Road, Bonita Springs, Florida

Session 4:

DATE AND TIME: Thursday, September 4, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Westin Hotel Fort Lauderdale, 400 Corporate Drive, Ft. Lauderdale, Florida

Session 5:

DATE AND TIME: Tuesday, September 9, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Florida Community College at Jacksonville, Advanced Technology Center, 401 West State Street, Jacksonville, Florida

Session 6:

DATE AND TIME: Friday, September 12, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Florida State University/Panama City Campus, Auditorium, 4750 Collegiate Drive, Panama City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To gather input from constituent groups that may be affected by any departmental changes resulting from a directive issued to the Department of State by the Florida Legislature during the 2003 Legislative Session. The directive requires the Department to evaluate its programs, functions and activities in order to recommend statutory and budgetary changes for achieving efficiencies in management and operation, improving service delivery to the public, and ensuring compliance with federal and state laws. Input will also be gathered on the proposed merger between the Department of State and the Department of Community Affairs.

Further information regarding these meetings can be accessed through the 'Creating Opportunities for Quality Communities' website at <http://COQC.dos.state.fl.us> or by contacting:

Christina Johnson, 500 South Bronough Street, R. A. Gray Building, Tallahassee, Florida 32399-0250, (850)245-6506 or e-mail: COQC@dos.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, persons needing special accommodations to participate in the meetings, or who require language interpretation services, should contact Christina Johnson, (850)245-6506, at least three days in advance of the meeting.

These meetings will also be held on the same date and same location as the State Strategic Plan for Economic Development workshops, each to be held from 8:00 a.m. – 12:00 p.m. The focus of the eight workshops is to develop, with broad grassroots and stakeholder participation, a road map of key priorities for ensuring Florida’s competitiveness in the global economy.

Details for the two additional State Strategic Plan for Economic Development workshops are as follows:

DATE AND TIME: Friday, September 5, 2003, 8:00 a.m. – 12:00 Noon

PLACE: Chateau Elan Hotel, 150 Midway Drive, Sebring, Florida

DATE AND TIME: Monday, September 8, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Lake City Community College, Route 19, Lake City, Florida

Further information regarding the State Strategic Plan on Economic Development workshops can be accessed through the Enterprise Florida, Inc. website at www.eflorida.com/strategicplan or by contacting: Enterprise Florida, (407)316-4600.

DEPARTMENT OF LEGAL AFFAIRS

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

DATE AND TIME: August 12, 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.

Note: If a quorum of members does not attend, items on this agenda will be discussed as a workshop by those present, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

The Annual Report Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate

DATE AND TIME: August 13, 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.

Note: If a quorum of members does not attend, items on this agenda will be discussed as a workshop by those present, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

The Women’s Hall of Fame Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: August 13, 2003, 3:00 p.m.

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

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

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

Note: If a quorum of members does not attend, items on this agenda will be discussed as a workshop by those present, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

The Finance and Budget Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested persons are invited to participate

DATE AND TIME: August 14, 2003, 10:00 a.m.

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

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

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

Note: If a quorum of members does not attend, items on this agenda will be discussed as a workshop by those present, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

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

DATE AND TIME: August 20, 2003, 9:00 a.m.

PLACE: Clayton Hutchinson Center, Exhibit Hall A, 559 Military Trail, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Council during which there will be a review of pertinent pesticide issues impacting on human health and environment.

A copy of agenda may be obtained by contacting: Bureau of Pesticides, 3125 Conner Boulevard, Mail Station L6, Tallahassee, Florida 32399-1650.

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

The **Subcommittee on Aerial Application** announces the First Business Meeting to which all interested persons are invited.

DATE AND TIME: August 29, 2003, 10:00 a.m. – 5:00 p.m.

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The focus of this committee is to develop both pure research and operational research to fill information gaps in our knowledge base on optimization of aerial pesticide application. find funding for the research and organize dedicated teams to produce the caliber and quantity of data necessary.

Contact: Jane A.S. Barber, Florida A & M University, Public Health Entomology Research And Education Center, (850)872-4184

The first meeting of the aerial subcommittee will be used to orientate this focus group.

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

DATE AND TIME: Thursday, August 14, 2003, 1:30 p.m.

PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, Florida 33030

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct the general business of the Florida Tropical Fruit Advisory Council.

For additional information or if you have special accommodations, call: Louise King, (350)246-8460.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry**, announces a public meeting of the Off Highway Recreation Advisory Committee which is open to all interested persons.

DATE AND TIME: 10:00 a.m., Wednesday, August 20, 2003

PLACE: Broward County Extension Auditorium, 3245 College Avenue, Davie, Florida 33314

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the Off Highway Recreation Advisory Committee.

A copy of the agenda may be obtained by contacting: John Waldron, 3125 Conner Boulevard, C25, Tallahassee, FL 32399-1650, (850)414-9852.

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

DATE AND TIME: August 26, 2003, 10:00 a.m.

PLACE: Division of Aquaculture, Conference Room, 1203 Governor's Square Boulevard, Fifth Floor, Tallahassee, 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 **Department of Agriculture and Consumer Services** announces a conference call meeting of the Florida Aquaculture Review Council. Guests and other parties interested in participating should meet at the **Division of Aquaculture** at the appointed time.

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

PLACE: Division of Aquaculture, Conference Room, 1203 Governor's Square Blvd., Fifth Floor, Tallahassee, FL 32303

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.

DEPARTMENT OF EDUCATION

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

DATE AND TIME: August 14, 2003, 10:00 a.m. (EDT)

PLACE: Garner Seminar Room, Gulf Coast Community College, Panama City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting.

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

The Board of Trustees, **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 22, 2003, 1:00 p.m.

PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop relating to matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by writing: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 or by calling (904)823-4000.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he 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.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

The Board of Trustees, **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

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

PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind, including a Rule Development workshop on the following Rules: 6D-3.008 – Discrimination Complaint Procedures for Student Access; 6D-6.020 – Discrimination Complaint Procedures for Employment; 6D-12.002 – Campus Security/Police Department; 6D-16.002 – Human Resource Management and Development; and 6D-17.002 – Purchasing Department, F.A.C.

A copy of the agenda may be obtained by writing: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 or by calling (904)827-2000.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he 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.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

The **Commission for Independent Education** announces committee meetings to which all persons are invited:

Foreign Medical School Committee meeting with Non Traditional Education Committee meeting to follow

DATE AND TIME: August 20, 2003, 10:00 a.m.

PLACE: City College, 853 East Highway 435, Suite 200, Casselberry, Florida 32707

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Foreign Medical School Committee and the Non Traditional Education Committee.

A copy of the agenda may be obtained by writing: Commission for Independent Education, Department of Education, Florida Education Center, Tallahassee, Florida 32399.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

DATE AND TIME: Friday, August 1, 2003, 1:00 p.m. – 5:00 p.m.

PLACE: Via teleconference, Phone (850)488-5778

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

If you have any questions, please contact: FFAST, Inc., 325 John Knox Road, Bldg. B., Tallahassee, FL 32303 or by calling (850)487-3278.

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

If a person decides to appeal any decision made by the Board of Directors with respect to any matter considered at such meetings, the person will need a record of the proceedings.

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

The **Articulation Coordinatig Committee** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, August 20, 2003, 9:30 a.m. – 12:30 p.m.

PLACE: Room 1703/07, Turlington Building, 325 West Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Articulation issues regarding secondary and postsecondary education.

A copy of the items to be addressed may be obtained by contacting: Office of Articulation, Florida Department of Education, Room 1402, Turlington Building, Tallahassee, Florida 32399-0400, (850)245-0427 or Suncom 205-0427.

DEPARTMENT OF COMMUNITY AFFAIRS

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

Education Technical Advisory Committee Workshop

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

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

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

A copy of the Committee meeting agenda may be obtained by sending a request in writing: Ila Jones, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436 or looking on the web site at www.floridabuilding.org

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

Any person requiring a special accommodation at the meeting because of a disability or physical impairment should contact Ms. Kathryn Willis, Department of Community Affairs,

(850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Community Affairs** announces the schedule of public meetings of the Wekiva River Basin Coordinating Committee to which all persons are invited.

DATES AND TIMES: Wednesday, August 13, 2003, 6:00 p.m. – 9:00 p.m.; Thursday, August 14, 2003, 8:30 a.m. – 1:00 p.m.; Wednesday, August 27, 2003, 10:00 a.m. – conclusion; Thursday, August 28, 2003, 9:00 a.m. – conclusion; Tuesday, September 16, 2003, 10:00 a.m. – conclusion; Wednesday, September 17, 2003, 9:00 a.m. – conclusion

PLACE: Embassy Suites Hotel Orlando-North, 225 East Altamonte Drive, Altamonte Springs, Florida 32701, (407)834-2400, Fax (407)834-2117 and e-mail: www.embassysuites.com/es/orlando-north.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The coordinating committee is created by Executive Order 2003-112 and charged with presenting a report and making recommendations to (1) delineate the Wekiva Study Area; (2) identify enhanced land use planning strategies and development standards consistent with property rights, and which improve and assure protection of surface and ground water resources of the Wekiva Study Area; (3) consider the recommendations of the Wekiva Basin Area Task Force, and the most current and new information being developed regarding groundwater recharge in the Wekiva Study Area; (4) consider the use of innovative planning and development strategies; (5) address the issues of compatibility with existing comprehensive plans and land development regulations of local governments with jurisdiction over lands within the Wekiva River Protection Area; (6) consider, evaluate and make recommendations concerning mechanisms for coordinating federal, state, regional and local efforts, public education and state and regional agency actions for protection of the Study Area's resources and for implementing the identified land use planning strategies and development standards, and (7) solicit and consider public comment from affected citizens and state, regional and federal agencies.

Additional meeting dates will be scheduled in the near future.

In addition, a helicopter tour is being planned for the Chairman, the Secretary of Community Affairs and other committee members based on space availability between August 13, 2003 and September 17, 2003. Due to space limitations members of the public cannot be accommodated.

More information, when available, will be posted on the Department's website at www.dca.state.fl.us/fdcp/DCP/wekiva/wekivariver.htm or at the East Central Florida Regional Planning Council's website at www.ecfrpc.org.

At the August meetings, the coordinating committee will handle organizational matters, receive information, have discussions related to its charges and delineate the Study Area after solicitation of public comment. At the September and future meetings, the coordinating committee will continue to receive information, solicit public comment and begin deliberations and development of recommendations regarding its charge.

ACTION TO BE TAKEN: Consideration of above-stated business. Meeting agendas will be available at www.dca.state.fl.us/fdcp/DCP/wekiva/wekivariver.htm, prior to the meeting dates, or by calling: Maria Abadal Cahill, (850)922-1781.

Persons requiring a special accommodation for a disability or physical impairment should contact Erin Kary, East Central Florida Regional Planning Council, (407)623-1075, at least five days prior to the meeting. If hearing or speech impaired, contact Erin Kary, East Central Florida Regional Planning Council using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District 7 invites you to attend and participate in a public hearing for SR 50 PD&E Reevaluation Study, WPI No: 407951 1; FAP No. 300-1(7).

DATE AND TIME: August 21, 2003, 4:30 p.m. – 7:30 p.m. (formal portion – 6:00 p.m.)

PLACE: St. Anthony's Catholic Church, 20428 Cortez Blvd., Brooksville, FL 34601

GENERAL SUBJECT MATTER TO BE CONSIDERED: The hearing provides interested citizens an opportunity to ask questions and offer comments about the proposed Recommended "Build" Alternative, presented by the Florida Department of Transportation in cooperation with the Federal Highway Administration (FHWA). The proposed project involves improving SR 50 from US 19 (SR 55) to the east intersection of SR 50/50A (along the Brooksville Bypass) from the existing four lanes to six lanes in Hernando County.

This public hearing is being held in accordance with 23 CFR 771, U.S.C., and Chapter 120 and Section 339.155, Florida Statutes. The public hearing is in compliance with Titles VI and VIII of the Civil Rights Act and Americans with Disabilities Act. Individuals who may require special accommodations at the hearing, under ADA, should contact: Mike Seifert, 1(800)226-7220 or (813)975-6922, at least seven (7) days prior to the public hearing.

A copy of the agenda may be obtained by writing: Mike Seifert, P.E., District Seven Project Manager, Florida Department of Transportation, MS 7-500, 11201 N. McKinley Drive, Tampa, FL 33612.

Sarasota County and the **Department of Transportation**, District 1, in association with Charlotte County announce a public hearing to which all persons are invited:

DATE AND TIME: Monday, August 25, 2003, 4:00 p.m. – 6:00 p.m. – Open house; 6:00 p.m. – Public Hearing

PLACE: Englewood United Methodist Church, 700 E. Dearborn Street, Englewood, Florida 34223

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Federal Aid Project No.: FL38 001 R, Financial Project I.D. No.: 200610-1-22-01, otherwise known as the Englewood Interstate Connector (EIC) Project Development and Environment (PD&E) Study. The limits of the project corridor are from SR 776 in Charlotte County, Florida, to the I-75/River Road interchange in Sarasota County, Florida. The hearing will begin with an open house at 4:00 p.m., at which time the public may review maps, drawings, and other pertinent information developed by the FDOT, Sarasota County and their consultants. The open house will be followed by a formal presentation at 6:00 p.m.

Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write: Sarasota County Public Works, 1001 Sarasota Center Boulevard, Sarasota, Florida 34240 or call Mr. Robert Fakhri, Engineering Section Supervisor, (941)861-0942. You may also contact Mr. Steve Ferrell, P.E., Project Manager, Wilbur Smith Associates, 3535 Lawton Road, Suite 100, Orlando, FL 32803-3729, (941)460-9254, Ext. 357. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing.

The Florida **Department of Transportation**, District 5 announces a public hearing to which all persons are invited.

DATE AND TIME: Thursday, August 28, 2003, 5:00 p.m. – 6:00 p.m. – Project information will be on display; 6:00 p.m. – Formal presentation (involving a project presentation and an opportunity for citizens to make formal statements)

PLACE: School Board of Brevard County Complex, Boardroom, 2700 Judge Fran Jamieson Way, Viera, FL 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Financial Project ID Number 405506-1-22-1 and Federal-Aid Number 0953 0 93I, otherwise known as, the I-95/Pineda Causeway Extension Interchange Project Development and Environment (PD&E) Study.

The limits of the project corridor, from south to north, encompass the stretch of I-95 approximately two miles south of Wickham Road (CR 509) and two miles north of the Lake

Washington Road overpass (Milepost 27.6 to Milepost 29.3). From west to east, the proposed improvement will extend from a proposed unnamed cross street intersection, located approximately 0.5 miles west of the existing I-95 centerline, to approximately 0.25 miles east of the existing I-95 centerline, in Brevard County, Florida.

Anyone needing project or Public Hearing information (including the agenda) or special accommodations under the Americans With Disabilities Act of 1990 should write: Ms. Karen Campblin, Public Involvement Coordinator, c/o Glatting Jackson, 33 East Pine Street, Orlando, Florida 32801, 1(800)496-2768 (toll free) or e-mail: kcampblin@glatting.com. Special accommodation requests under the Americans With Disabilities Act should be made at least seven (7) days prior to the Public Hearing.

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

DATE AND TIMES: August 28, 2003, 6:00 p.m. – Open House; 7:00 p.m. – Formal Presentation

PLACE: Turnpike Enterprise Headquarters Auditorium, Turkey Lake Service Plaza, Mile Post 263, Building 5315, Ocoee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The hearing is being conducted pursuant to the provisions of Rule Chapter 14-97, Florida Administrative Code, and Section 335.18, Florida Statutes. This hearing is being held in accordance with the Section 339.155, Florida Statutes and is also consistent with the Americans with Disabilities Act of 1990. This hearing is also in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968, as amended. This hearing is being held to afford interested persons the opportunity to express their views concerning the proposed project Financial Project Identification Number: 411488-1 otherwise known as Florida's Turnpike Mainline Widening from US 192 to SR 50 (Clermont). Potential encroachment on wetlands and floodplains may be given special consideration under Executive Orders 11990 and 11988.

Anyone needing project or public hearing information, including a copy of the hearing agenda, may contact: Henry Pinzon, P.E., Project Manager, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761-3069, (407)532-3999, Ext. 3803, e-mail: henry.pinzon@dot.state.fl.us.

Anyone requiring special accommodations under the Americans With Disabilities Act of 1990 should contact Mr. Jeffrey LeClaire, P.E., Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761-3069, (407)532-3999, Ext. 3826, e-mail: jeffrey.leclaire@dot.state.fl.us. Special

accommodation requests under the Americans With Disabilities Act should be received at least seven (7) days prior to the hearing.

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

DATE AND TIME: August 14, 2003, 8:30 a.m.

PLACE: Department of Transportation Turnpike Headquarters Auditorium, Mile Post 263, Turkey Lake Service Plaza, Building 5315, Ocoee, 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.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the **Board of Trustees of the Internal Improvement Trust Fund** are 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 CITRUS

The **Department of Citrus** announces a public meeting of the Citrus Harvesting Research Advisory Council to which all persons are invited.

DATE AND TIME: Tuesday, July 12, 2003, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to discuss the results of the late season Valencia field test and the status of programs for the 2003-04 fiscal year and other business that might come before the council for consideration.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Art Johnson at the above address or by telephone at (863)499-2510.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, August 13, 2003, 9:00 a.m.
 PLACE: Florida Parole Commission, 2601 Blairstone Road, Bldg. C., Third Floor, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made, Chapter 80-150, Laws of Florida (1980). A copy of the Agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

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

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: *August 18, 2003, 9:30 a.m.
 PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission through the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

* In the event of a scheduling conflict, this meeting may be rescheduled to August 19, 2003, in Room 140, immediately preceding or immediately following the Commission Conference.

THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.

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

Docket No. 030137-TP – Petition for arbitration of unresolved issues in negotiation of interconnection agreement with BellSouth Telecommunications, Inc. by ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom.
 DATE AND TIME: August 18, 2003, 1:30 p.m.

PLACE: Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

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

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

Docket No. 020907-WS – Application for amendment of Certificate Nos. 496-W and 465-S to extend water and wastewater service areas in Lake County by Lake Utility Services, Inc.

DATE AND TIME: August 18, 2003, 1:30 p.m.
 PLACE: Hearing Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

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

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: August 19, 2003, 9:30 a.m.

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Commission Hearing Room 148, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy. (\$1.00 per copy, Statement of Agency Organization and Operations), by contacting: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge.

If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

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

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

Docket No. 020071-WS – Application for rate increase in Marion, Orange, Pasco, Pinellas, and Seminole Counties by Utilities, Inc. of Florida.

DATES AND TIME: August 20-22, 2003, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the application for rate increase in Marion, Orange, Pasco, Pinellas, and Seminole Counties by Utilities, Inc. of Florida, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on August 4, 2003. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

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

EXECUTIVE OFFICE OF THE GOVERNOR

The **Administration Commission** announces the following meeting to which all persons are invited.

DATE AND TIME: August 19, 2003, 2:00 p.m. – 5:00 p.m.

PLACE: Room 2107, The Capitol, Tallahassee, FL 32399-0001

DATE AND TIME: August 26, 2003, 2:00 p.m. – 5:00 p.m.

PLACE: Room 2103, The Capitol, Tallahassee, FL 32399-0001

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

PLACE: Room 2107, The Capitol, Tallahassee, FL 32399-0001

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

PLACE: Room 2103, The Capitol, Tallahassee, FL 32399-0001

DATE AND TIME: September 16, 2003, 9:00 a.m. – 5:00 p.m.
PLACE: Room 2107, The Capitol, Tallahassee, FL 32399-0001

DATE AND TIME: September 18, 2003, 2:00 p.m. – 5:00 p.m.
PLACE: Room 2107, The Capitol, Tallahassee, FL 32399-0001

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meetings is to discuss issues relating to the selection and recommendation of candidates to fill the vacancy of Executive Director and Chief Administrative Law Judge of

the Division of Administrative Hearings. The Selection Committee, appointed by the Administration Commission, will meet to conduct general business, discuss applicants, conduct interviews, and finalize recommendations.

MEETING AGENDAS: Copies of meeting agendas may be obtained by contacting: Barbara Leighty or Teresa Tinker, (850)487-1884. If you wish to write for a copy of the above meeting agendas, please write: Barbara Leighty, Office of the Governor, Room 1802, The Capitol, Tallahassee, Florida 32399-0001.

SPECIAL ACCOMMODATIONS: Any person requiring a special accommodation at a meeting because of a disability or physical impairment should contact Barbara Leighty, (850)487-1884, at least 5 days prior to the meeting.

REGIONAL PLANNING COUNCILS

The **Northeast Florida Regional Planning Council**, Local Emergency Preparedness Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: Wednesday, August 20, 2003, 10:00 a.m.

PLACE: Northeast Florida Regional Planning Council Board Room, 6850 Belfort Oaks Place, Jacksonville, Florida 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

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

Individuals needing materials in alternate format, sign language interpreter, or other meeting information, call Jeanie Palmer, (904)279-0880, Ext. 146, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.

Notice is also given that two or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes may attend and speak at the meeting.

The **Northeast Florida Regional Planning Council**, Ad Hoc Committee on Policies, Procedures and Priorities announces the following public meeting to which all persons are invited:

DATE AND TIME: Wednesday, August 27, 2003, 10:00 a.m.

PLACE: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee is established to examine how the Council can transform and conduct business to help meet new challenges.

A copy of the Ad Hoc Committee Charge agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

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

DATE AND TIMES: Wednesday, August 20, 2003, 9:00 a.m. – Finance Committee; 9:30 a.m. – Executive Committee

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751, (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Executive and Finance Committees.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

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

DATE AND TIME: Wednesday, August 20, 2003, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751

The **East Central Florida Regional Planning Council**, District Six, Local Emergency Planning Committee (LEPC) for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 29, 2003, 10:00 a.m. – 12:00 Noon

PLACE: ECFRPC offices at 631 North Wymore Road, Suite 100, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Business Meeting of the District Six, Local Emergency Planning Committee (LEPC) for Hazardous Materials.

In the event that a quorum is not present, a workshop will be convened to discuss the business of the Committee.

A copy of the agenda and more information may be obtained by writing: Ms. Teri Hunalp, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, FL 32751, (407)623-1075, Ext.335.

NOTICE OF CANCELLATION – The Southwest Florida Regional Planning Council announces that its regular meeting has been canceled:

DATE AND TIME: August 21, 2003, 9:30 a.m.
 PLACE: Southwest Florida Regional Planning Council Conference Room, 4980 Bayline Drive, 4th Floor, North Fort Myers, Florida 33917

The next regular meeting is scheduled for September 18, 2003, 9:30 a.m.

The District XI, **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2003, 1:00 p.m.
 PLACE: Fire Fighters Memorial Hall, Fire Tower Building, 8000 N. W. 21st Street, Miami, Florida 33122-1605
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY 2002/03.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021 or by calling (954)985-4416 in Broward, SunCom 473-4416 or 1(800)985-4416 toll-free statewide.

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: August 12, 2003, 9:00 a.m.
 PLACE: District Headquarters, 9225 CR 49, Live Oak, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting – to consider District business, and conduct public hearings on regulatory and land acquisition matters. Public hearing in accordance with Section 373.59, F.S., concerning the proposed purchase of the Rayonier/Sandlin Bay Inholding, 550 acres +/- in Columbia County, Florida, with funds from the Florida Forever Trust Fund; also, the proposed purchase of the Rayonier/Lake Rowell Tract, 607 acres +/- in Bradford County, Florida, with funds from the Florida Forever Trust Fund

DATE AND TIME: August 12, 2003, following the Board Meeting
 PLACE: District Headquarters, Live Oak, Florida 32060
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (386)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

The **St. Johns River Water Management District** announces the following public meetings and hearings.

PROJECTS AND LAND COMMITTEE MEETING AND PUBLIC WORKSHOP

DATE AND TIME: Thursday, August 7, 2003, 6:00 p.m.
 PLACE: City of Port Orange Library Auditorium, 1005 City Center Circle, Port Orange, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Briefing on Northern Coastal Basin Project Areas and Briefing of Northern Coastal Basin SWIM (Surface Water Improvement Management Plan) 2003.

PROJECTS AND LAND COMMITTEE MEETING AND TOUR

DATE AND TIME: Friday, August 8, 2003, 8:00 a.m.
 PLACE: City of Port Orange Library, Auditorium, 1005 City Center Circle, Port Orange, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business. A tour of the Northern Coastal Basin Project area will follow the meeting.

The **St. Johns River Water Management District** announces the following public hearing will be held at the time and place listed below.

DATE AND TIME: August 12, 2003, following Governing Board/Regulatory meeting, which begins at 1:30

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of Northern Coast Basin SWIM Plan 2003.

GOVERNING BOARD MEETING
 PLACE: Ravine State Gardens, Roy Campbell Civil Center, 1600 Twigg Street, Palatka, Florida

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting (386)312-2330. If you are hearing or speech impaired, please contact the agency by calling (386)329-4450 (TDD).

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)312-2330. If you are hearing or speech impaired, please contact the agency by calling (386)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

NOTICE OF CHANGE – The Southwest Florida Water Management District (SWFWMD) announces the following public meetings to which all interested persons are invited:

MANASOTA BASIN BOARD MEETING (Note: This is a change of date from what was originally scheduled on the published year-long calendar.)

DATE AND TIME: Tuesday, August 12, 2003, 9:00 a.m.

PLACE: SWFWMD, Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL

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

PINELLAS-ANCLOTE RIVER BASIN BOARD MEETING (Note: This is a change of location from what was originally scheduled on the published year-long calendar.)

DATE AND TIME: Wednesday, August 13, 2003, 9:00 a.m.

PLACE: City of Indian Rocks Beach, 1507 Bay Palm Boulevard, Indian Rocks Beach, FL

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

HILLSBOROUGH RIVER BASIN BOARD MEETING

DATE AND TIME: Thursday, August 14, 2003, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including adoption of Fiscal Year 2004 final millage and budget. Following the meeting, Board members may attend a ribbon cutting event to celebrate the opening of Harney Park, on the bypass canal at Highway 301, Tampa.

PEACE RIVER BASIN BOARD MEETING (Note: This is a change of location from what was originally scheduled on the published year-long calendar.)

DATE AND TIME: Friday, August 15, 2003, 9:30 a.m.

PLACE: Turner Center, 2250 Roan Street, Arcadia, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including adoption of Fiscal Year 2004 final millage and budget. Following the meeting,

Board members may attend a tour of the Peace River/Manasota Regional Water Supply Authority Water Treatment Plant located at 8998 S. W. County Road 769, Arcadia.

WITHLACOOCHIE RIVER BASIN BOARD MEMBER TOUR OF CITRUS COUNTY

DATE AND TIME: Friday, August 15, 2003, 9:00 a.m.

PLACE: Citrus County Courthouse, 110 North Apopka Avenue, Inverness, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board members and other officials will tour areas of Citrus County that have water management significance.

ALAFIA RIVER BASIN BOARD MEETING (Note: This meeting was originally scheduled for August 7, 2003.)

DATE AND TIME: Tuesday, August 19, 2003, 9:00 a.m.

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

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

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

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

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

DATE AND TIME: Tuesday, August 12, 2003, 10:00 a.m. – 3:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Everglades Technical Oversight Committee (TOC) Meeting.

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

A copy of the agenda may be obtained at: (1) District Website (<http://www.sfwmd.gov/org/ema/toc/draftagenda.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: Dr. Garth Redfield, Environmental Monitoring and Assessment Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4610, West Palm Beach, FL 33406, (561)682-6611.

The **South Florida Water Management District** announces a public meeting which may be conducted by means of or in conjunction with communications media technology, specifically by telephonic conference to which all interested parties are invited:

DATE AND TIME: August 20, 2003, 10:00 a.m. – 12:00 Noon
GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget and Finance Advisory Commission meeting to discuss SFWMD Budget and finance-related matters.

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

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

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

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

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

DEPARTMENT OF ELDER AFFAIRS

The **Northeast Florida Area Agency on Aging** announces a public hearing to which all persons are invited.

DATE AND TIME: Friday, August 1, 2003, 1:30 – 3:00 p.m.

PLACE: Northeast Florida Area Agency on Aging, Conference Room, 4401 Wesconnett Blvd., Jacksonville, FL 32210

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Northeast Florida Area Agency on Aging (NEFLAAA) is seeking public comment on the Information and Referral (I&R), Family Caregiver Support Program, Title III-E, and the Health and Wellness Promotion Program services currently being provided by that agency to the 7 counties of Planning and Service Area 4. The NEFLAAA plans to request a waiver from the Florida State Department of Elder Affairs, to continue to directly provide the services.

For more information contact: NEFAAA, 1(888)242-4464.

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

DATE AND TIME: August 22, 2003, 10:00 a.m. – 11:30 a.m.

PLACE: Jupiter Community Center, 210 Military Trail, Jupiter, Florida, (561)741-2400

DATE AND TIME: August 18, 2003, 10:00 a.m. – 11:30 a.m.

PLACE: Department of Corrections, 2601 Blairstone Road, Tallahassee, Florida, (850)922-6834

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public hearings to receive comments on the Department's proposed revision to the Intrastate Funding Formula (IFF) for Older Americans Act programs. The funding formula is being revised to reflect Florida population changes as documented in the 2000 Census. The Department's proposed funding formula is designed to cause no disruption of services and to serve as many elders as possible while also serving rural areas. Any increases of funding will be directed to those areas with an increased elder population.

The specific details of the proposed IFF will be available on the Department's Web site (<http://elderaffairs.state.fl.us>) in early August. You may also obtain a copy by contacting: Anne Cooper, Department of Elder Affairs, Planning and Evaluation, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2391, Fax (850)414-2008, email: Coopera@elderaffairs.org.

In order to ensure adequate accommodations, please make a reservation to attend either hearing by contacting Ms. Cooper (please see above contact information.)

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Ms. Cooper, (850)414-2391. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Wednesday, August 20, 2003, 10:30 a.m.

PLACE: Anyone interested in participating may telephone (850)488-8295 or Suncom 278-8295

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

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

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

DEPARTMENT OF MANAGEMENT SERVICES

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: Wednesday, August 13, 2003, 10:00 a.m. – 12:00 Noon

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: Taylor Smith, Department of Management Services, 4040 Esplanade Way, Tallahassee, FL 32399-0950, (850)922-5449, at least 48 hours prior to the workshop.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Real Estate Commission** announces a Taskforce Committee meeting to which all persons are invited at the time, date and place shown below:

DATE AND TIME: August 18, 2003, 10:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room N901, 400 W. Robinson Street, Hurston Building, North Tower, Orlando, Florida 32801, (407)245-0800

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Florida Administrative Code, Chapter 61J2. The purpose of the workshop is to perform a rule review workshop to discuss necessary changes to comply with the newly adopted statutory changes.

Any person requiring a special accommodation at this workshop because of a disability or physical impairment should contact the Division of Real Estate, (407)481-5632 (between the hours of 9:00 a.m. and 4:00 p.m.), at least five calendar days prior to the workshop. If you are hearing or speech impaired, please call the Florida Real Estate Commission using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801.

The **Florida Real Estate Commission** announces the meeting of the Education Foundation Committee, to be chaired by Vice-Chairman of the Commission, Carlos L. Valdes. Any interested party is encouraged to participate.

DATE AND TIME: Monday, August 11, 2003, 4:00 p.m. (EST)

PLACE: Via Teleconference or Division of Real Estate, Conference Room 901, Hurston North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To establish procedures for disbursement of allocated Education Foundation funds.

THE PERSON TO BE CONTACTED REGARDING THE MEETING IS: JoEllen Peacock, Education Coordinator, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801, (407)481-5662.

Any person requiring special accommodations due to a disability or physical impairment should contact the agency at least five days prior to the meeting in order to request any special assistance by calling (407)481-5632.

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies**, announces an official general business meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2003, 8:30 a.m. or soon thereafter

PLACE: Sheraton Suites Tampa Airport, 4400 W. Cypress Street, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting of the Board.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida, 32399-0767 or by calling (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting the board office at (850)487-8304. 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.

For further information, contact: Florida Board of Employee Leasing Companies at 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the **Department of Environmental Protection** are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

The Florida **Department of Health, Division of Medical Quality Assurance** announces a telephone conference call to be held via meet me number.

DATE AND TIME: Friday, August 8, 2003, 12:00 Noon

PLACE: Contact Florida Division of Medical Quality Assurance, (850)245-4124, for the meet me number

GENERAL SUBJECT MATTER TO BE CONSIDERED: Initial organizational meeting of an ad hoc advisory group on prescription drug issues.

Section 286.0105, F.S. – Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The requirements of this section do not apply to the notice provided in Section 200.065(3), F.S.

History.--s. 1, ch. 80-150; s. 14, ch. 88-216; s. 209, ch. 95-148.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Medical Quality Assurance, (850)245-4124, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call Florida Medical Quality Assurance using the Florida Dual Party Relay System that 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: Amy M. Jones, Director, 4052 Bald Cypress Way, Bin #C00, Tallahassee, Florida 32399-3253.

The Florida **Board of Medicine**, announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, September 3, 2003, 12:00 Noon

PLACE: Contact Florida Board of Medicine, (850)245-4131, for the meet me number

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

Section 286.0105, F.S. – Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The requirements of this section do not apply to the notice provided in Section 200.065(3), F.S.

History.--s. 1, ch. 80-150; s. 14, ch. 88-216; s. 209, ch. 95-148.

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 **Board of Nursing**, Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: August 18, 2003, 6:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)488-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4125, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda item may be obtained by writing: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Board of Nursing**, Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: August 19, 2003, 4:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)488-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4125, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda item may be obtained by writing: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Board of Nursing**, Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: August 28, 2003, 5:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)488-5778

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4125, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda item may be obtained by writing: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Board of Speech-Language Pathology and Audiology** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Wednesday, August 20, 2003, 4:00 p.m. or soon thereafter

PLACE: Wyndham Resort & Spa, 250 Racquet Club Road, Ft. Lauderdale, FL 33326, (954)389-3300

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

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Speech-Language Pathology and Audiology, (850)245-4161, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

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

The **Board of Speech-Language Pathology and Audiology** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Thursday, August 21, 2003, 9:00 a.m. or soon thereafter

PLACE: Wyndham Resort & Spa, 250 Racquet Club Road, Ft. Lauderdale, FL 33326, (954)389-3300

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

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Speech-Language Pathology and Audiology, (850)245-4161, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings,

and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited:

Alliance Meeting:

DATE AND TIME: Friday, August 8, 2003, 8:30 a.m. – 10:30 a.m.

PLACE: Workplace Development Board, 9350 S. U.S. #1, Port St. Lucie, FL

For more information, please contact: Betty Robinson, CBC Liaison, 337 North 4th Street, Room 327, Fort Pierce, Florida 34950, (772)467-4174

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System 1(800)8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Children and Family Services**, District 11 announces the following series of meetings with Our Kids of Miami-Dade/Monroe, Inc. of Miami Dade and Monroe Counties. The categories of meetings are as follows:

- Client Population Workgroup will meet monthly to discuss issues related children in foster care, demographics, geographic distribution, case planning, placement, etc.
- Human Resources Workgroup will meet monthly to discuss issues related to staffing patterns within the department in transition to community based care, and recruitment, orientation and training of new employees for both the department and the lead agency as well as issues related communications to employees during the transition period.
- Information Technology (IT) Workgroup will meet monthly to discuss issues related to the infrastructure of data collection, storage and reporting within Federal, State and local requirements for child in care and to determine and analysis needs for data integration and reporting across systems.
- Shared Risk Workgroup will meet twice a month to discuss potential risk models and best practices, funding streams, and to develop an action plan to include details to generate additional federal funding, identification of local and other revenue maximization and to address barriers.
- Community of Landmark Workgroup will meet once a

- month to discuss issues related to community based foster care and related services in the Community of Landmark.
- Technical data and information sharing for all of the above may take place on a weekly basis as needed.

All meetings and data/information sharing are subject to change.

For exact times, dates and locations of meetings, all interested parties should contact: Beatrice Maldonado, Administrative Assistant, Office of Peter D. Coats, District 11, (305)377-7018 or (305)377-5002.

The **Department of Children and Family Services**, District 11 announces the following series of committee and subcommittee meetings with The Community Based Alliance of Miami Dade and Monroe Counties.

- Public Policy Advocacy and Education Committee will meet monthly to discuss issues related to public policy as it relates to child welfare, the work of the Alliance and efforts to educate the public.
- Quality Assurance and Evaluation Committee will meet monthly to discuss issues related to the quality of care for children in care and performance evaluation tools for the department, providers and the prospective lead agency.
- Membership Committee will meet monthly to discuss issues related to membership and bylaws of the Alliance.
- System of Care Committee will meet monthly to discuss issues related to the overall system of care for all age groups of children in care by the department, providers and the prospective lead agency.
- System of Care 0-5 Subcommittee will meet monthly to discuss issues related to children in the 0 to 5 age group in care by the department, providers and the prospective lead agency.
- System of Care 6-12 Subcommittee will meet monthly to discuss issues related to children in the 6 to 12 age group in care by the department, providers and the prospective lead agency.
- System of Care 13-18 Subcommittee will meet monthly to discuss issues related to children in the 13 to 18 age group in care by the department, providers and the prospective lead agency.

All meetings are subject to change.

For exact times, dates and locations of meeting, all interested parties are asked to contact: Beatrice Maldonado, Administrative Assistant, Office of Peter D. Coats, District 11, (305)377-7018 or (305)377-5002.

NAVIGATION DISTRICTS

The Board of Commissioners of the **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 15, 2003, 8:30 a.m.

PLACE: The Sonesta Hotel Coconut Grove, 2889 McFarlane Road, Coconut Grove, Miami-Dade County, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Finance and Budget, Personnel and Land Acquisition and Management Committees will meet.

Please contact the District office, 1314 Marcinski Road, Jupiter, FL 33477, (561)627-3386, for more information.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission, Marine Fisheries** announces a public meeting to which all interested persons are invited.

DATES AND TIME: September 3-5, 2003, 8:30 a.m. each day

PLACE: Clarion Suites Resort, 20 Via DeLuna, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed Rules and policy issues.

A copy of the proposed agenda may be obtained from: Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop or meeting is asked to advise the Commission at least 5 calendar days prior by calling: Cindy

Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

LEGAL AUTHORITY: Article IV, Section 9, Florida Constitution.

DEPARTMENT OF FINANCIAL SERVICES

AMENDED NOTICE OF PUBLIC HEARING – Notice is hereby given that the following change has been made in the subject matter to be considered at the August 12, 2003 public hearing before the **Financial Services Commission**, which was noticed in Vol. 29, No. 30, on July 25, 2003:

Rule 4-154.525, Standard and Basis Benefit Plans, has been deleted from the agenda.

The remainder of the notice reads as previously published.

The Florida **Financial Management Information System (FFMIS)** Coordinating Council and the Enterprise Resource Planning Integration Task Force announce the following joint public meeting to which all persons are invited.

DATE AND TIME: August 13, 2003, 10:00 a.m.

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

Please Note: The above date, time and place of the meeting are tentative. Please check the following website beginning on August 1, 2003 to confirm the actual meeting date, time and location: http://www.dbf.state.fl.us/flair_replacement/

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of issues relating to the Florida Financial Management Information System and to the Enterprise Resource Planning Integration Task Force.

A copy of the agenda may be obtained by contacting: Martin Young, Department of Financial Services, 200 E. Gaines Street, Tallahassee, FL 32399-0352, (850)410-9415, Fax (850)410-9364, e-mail: myoung@dfs.state.fl.us

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces a teleconference meeting of its Board of Governors.

DATE AND TIME: Thursday, July 31, 2003, 11:00 a.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, proposed catastrophe financing plan.

For additional information, please call: 1(800)807-7647, Extension 3702.

FLORIDA HEALTHY KIDS

The Florida **Healthy Kids Corporation** announces its Board of Directors Meeting to which all persons are invited to attend.

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

PLACE: Conference Center, PGA National Resort and Spa, 400 Avenue of the Champions, Palm Beach Gardens, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors.

Further details and an agenda for the meeting may be obtained by contacting: Florida Healthy Kids Corp., P. O. Box 980, Tallahassee, FL 32302 or by calling (850)224-5437.

COUNCIL FOR EDUCATION POLICY, RESEARCH AND IMPROVEMENT

The **Council for Education Policy, Research and Improvement** announces a public meeting.

DATE AND TIME: Wednesday, August 13, 2003, 8:30 a.m. – 4:00 p.m.

PLACE: Florida Gulf Coast University, Ft. Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will discuss the master plan, studies related to university contracts and workforce funding, and other current assignments.

Related material may be accessed at the Council website: www.cepri.state.fl.us.

An informal discussion will be held the evening of August 12, 2003, 5:30 p.m. – 8:00 p.m., at the same location. A conference call may be scheduled one week after the Council meeting to address any follow-up required. If so, the time and contact number will be posted on the Council website.

For further information, call: Council office, (850)488-7894.

CRIMINAL JUSTICE TRAINING INSTITUTE

The Indian River Community College, **Criminal Justice Training Institute** announces a public meeting for the Region XI, Training Council, to which the public is invited.

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

PLACE: Indian River Community College, Indian River Academy, 5900 Tedder Road, Fort Pierce, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review information gathered at the August State Commission meeting, provide update on training classes, and any other issues involving the region.

DUVAL COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Duval County Research and Development Authority** announces a business meeting will be held on:

DATE AND TIME: August 27, 2003, 12:00 Noon – 2:00 p.m.

PLACE: University of North Florida, University Center, Room 1095E, 12000 Alumni Drive, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business Meeting.

A copy of the meeting agenda may be obtained by contacting: Earle Traynham, Executive Director, Duval County Research and Development Authority, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224-2645.

FLORIDA CENTER FOR SOLID AND HAZARDOUS WASTE MANAGEMENT

The **Florida Center for Solid and Hazardous Waste Management** announces a Advisory Board Meeting to which all interested persons are invited.

DATE AND TIME: September 5, 2003, 9:00 a.m. – 1:00 p.m.

PLACE: Tampa, Florida (For Further Information: Please call (352)392-6264 or visit our website: www.floridacenter.org)

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces an FAJUA public meeting to which all persons are invited:

FAJUA Board of Governors Meeting

DATE AND TIME: Tuesday, September 23, 2003, 8:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive reports of the general manager, all committees, and counsel; to consider and take actions based on those reports; to consider statutorily required rate filing; to discuss proposed 2003-2004 FAJUA budget; and to consider any other matters that may come before the Board.

PLACE: J. W. Marriott Hotel, 1109 Brickell Avenue, Miami, Florida

Additional information may be obtained from: Lisa B. Stoutamire, FAJUA, 1425 Piedmont Drive East, #201A, Tallahassee, FL 32308, (850)681-2003, e-mail: lstoutamire@fajua.org.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN THAT the Department of Education has issued a response to a Petition for a declaratory statement from Ricco Longo. The Department denied the Petition, since such petition is subject to review by the Florida Building Commission via the declaratory statement procedure, and is therefore not the proper subject of a petition before the Department of Education.

A copy of the Final Order may be obtained from: Scott J. Odenbach, Assistant General Counsel, Department of Education, 325 West Gaines Street, Suite 1244, Tallahassee, Florida 32399-0400.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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 CORRECTIONS

NOTICE IS HEREBY GIVEN THAT the Department of Corrections has issued an order disposing of the petition for Declaratory Statement filed by Exum Walker on the July 15, 2003.

The final order was issued on July 17, 2003 denying the petition because a declaratory statement is not appropriate when the issue presented is speculative and does not present an actual controversy that can be addressed by the agency.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT the Public Employees Relations Commission has issued an order disposing of the petition for Declaratory Statement filed by the School Board of Monroe County and the United Teachers of Dade on April 15, 2003.

Case No.: DS-2003-001

The petition was denied because the question it posed was not appropriate for resolution in a proceeding seeking a declaratory statement. The petition inappropriately inquired into a current dispute rather than seeking guidance for future actions, sought guidance into a dispute that involved a third party that was not one of the petitioners, sought interpretation of a statute that was not within the Commission's jurisdiction, and sought contractual interpretation rather than guidance concerning the

interpretation of the Commission's statutory, rule and decisional authority. The Commission opined that the parties had the option to resolve current disputes concerning the public employer for benefit purposes of employees of a charter school through the Commission's representation of unfair labor practice procedures.

A copy of the order may be obtained by writing: Clerk, Public Employees Relations Commission, 4050 Esplanade Way, Tallahassee, Florida 32399-0950

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, issued a Declaratory Statement on July 18, 2003, in response to a petition filed April 23, 2003 by Vincent R. Shook, on behalf of Florida Orange Groves, Inc. Notice of the petition was published in the Florida Administrative Weekly, Vol. 29, No. 19, Page 1995, May 9, 2003. The Declaratory Statement provides in summary that it is not statutorily permissible under Section 561.42, F.S., to implement Petitioner's supply and distribution agreement regarding citrus wines with newly established vendors holding package store alcoholic beverage licenses.

A copy of the Declaratory Statement, Docket No. DS2003-011, may be obtained by writing: Sarah Wachman, Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1020.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a petition for declaratory statement In Re: Holiday Manor Co-Operative, Inc.

The Petitioner requests a declaratory statement as to whether the monthly financial reports which show the Co-Operatives' financing of each individual shareholder's purchase of a unit, is confidential and exempt from disclosure as a co-operative record under Section 719.104(2)(c)2., Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number 2003070145, 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 32399-1029.

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: Crescent Gardens, Eurofund Crescent Lake, Ltd.

The Petitioner requests a declaratory statement as to whether a developer, who turned over control of the association to the unit owners under Section 718.301(4), Florida Statutes, in 1999 and then repurchased all of the units in a later year, and who intends to file amended and restated governing documents for review with the division, must turnover control of the association to the prospective unit owners within seven (7) years from the date of first recording on May 11, 1992 or from the date of recording the amended documents under Section 718.301(1) Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number 2003070083, 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 32399-1029.

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: Crescent Gardens, Eurofund Crescent Lake, Ltd.

The Petitioner requests a declaratory statement as to whether under Section 718.301, Florida Statutes (2002), a developer may turnover control of the association to a majority of unit owners before three months after 90 percent of the units that will be operated by the association have been conveyed to purchasers; and, if so, may a unit owner controlled association exclude the developer from holding a seat on the board.

A copy of the Petition for Declaratory Statement, Docket Number 2003070952, 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 32399-1029.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are 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 FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Ricco Longo, Fire Code Official's Office of Collier County, Florida. The following is a summary of the agency's disposition of the petition:

Question A.: Do a D.O.E. official and/or the D.O.E. have the authority to render a formal interpretation regarding the application of the requirements of NFPA 101, 9.7.1.3 to Section 423.7.7 of the Florida Building Code 2001?

Response.: The Department of Community Affairs or the Department of Education render interpretations of the Florida Building Code which pertain to educational facilities, pursuant to Chapters 553 and 1013, Florida Statutes, and the State Fire Marshal has sole and exclusive jurisdiction to render interpretations of the Florida Fire Prevention Code, pursuant to Sections 633.01 and 1013.12, Florida Statutes.

Question B.: Although the language in NFPA 101, Subdivision 9.7.1.3 appears to refer to the omission of devices only where required by NFPA 101... "automatic heat-detection devices required by other sections of this Code" ...and not devices required by the Florida Building Code, Subdivision 423.7.7, can NFPA, Section 9.7.1.3 be used to permit the omission of heat or smoke detectors required and outlined in Section 423.7.7 of the Florida Building Code?

Response: (i) With respect to the portion of Question 5.B. relating to NFPA 101, under the Florida Fire Prevention Code, NFPA 101, 2000 edition, as adopted in Rule 4A-60.004, Florida Administrative Code, Subdivision 9.7.1.3 provides, "In areas protected by automatic sprinklers, automatic heat-detection devices required by other sections of this Code shall be permitted to be omitted." Under NFPA 101, therefore, which is the Code to which "...this Code..." refers, in areas protected by automatic sprinklers, automatic heat-detection devices required by other sections of NFPA 101 are not required. Firesafety inspectors are only permitted to enforce the Florida Fire Prevention Code, not the Florida Building Code.

(ii) With respect to the portion of Question 5.B. relating to the Florida Building Code, the appropriate building official should consult with the Florida Department of Community Affairs or the Florida Department of Education.

(iii) If a conflict exists between the Florida Building Code and the Florida Fire Prevention Code, the conflict must be brought to the attention of the State Fire Marshal for resolution pursuant to Section 633.01 and Chapter 553, Florida Statutes.

Question C.: Does the DCA have sole purview in this matter or does the State Fire Marshal also have purview in this matter and able to render a declaratory statement regarding these matters?

Response: The State Fire Marshal only has jurisdiction to issue a declaratory statement on the Florida Fire Prevention Code. (Section 633.01, Florida Statutes). The Department of Education or the Department of Community Affairs should be consulted on matters relating to the Florida Building Code and educational facilities.

Question D.: Must all new schools, permitted through the local building department and whose plan submittals the local government code enforcement offices and Fire Code Official’s office review, comply with the requirements of F.B.C., Section 423.7.7?

Response: For an interpretation of Section 423.7.7 of the Florida Building Code, the Department of Community Affairs or the Department of Education should be consulted; however, firesafety officials have jurisdiction to interpret the Florida Fire Prevention Code, not the Florida Building Code.

Question E.: Are there any codes, standards or reference sections adopted by the State Fire Marshal that will permit the requirement for the automatic detector devices outlined in F.B.C. Section 423.7.7 to be omitted under any circumstances?

Response: As previously indicated, the State Fire Marshal does not have jurisdiction to render an interpretation of the Florida Building Code. Also as previously stated, if a provision is located in the Florida Building Code, even if the provision relates to firesafety as may be the case with Section 423.7.7, that provision is to be enforced by building code officials, not firesafety code officials.

In summary, the State Fire Marshal does not have jurisdiction to render an interpretation of the Florida Building Code. Fire officials do not have jurisdiction to interpret, apply, or enforce the Florida Building Code or any building codes of this state. If a question is raised to a fire official relating to the Florida Building Code, or if a fire official notes a problem relating to the Florida Building Code, the fire official must refer the question or the problem to the building official in the same manner that a building official must refer questions relating to the Florida Fire Prevention Code to the fire official. Fire officials only have authority to interpret, apply, or enforce the firesafety laws, rules, codes, and standards. Those include but are not necessarily limited to Chapter 633, Florida Statutes, Rule Chapter 4A-58, Florida Administrative Code, relating to existing educational facilities, Rule Chapter 4A-60, Florida Administrative Code, the “Florida Fire Prevention Code,” and the codes and standards adopted by the Florida Fire Prevention Code. If there is a dispute or disagreement between a fire official and a building official, the dispute must be brought to

the attention of the State Fire Marshal to be resolved in accordance with Section 633.01(5) and Chapter 553, Florida Statutes.

A copy of the declaratory statement may be obtained in any of the following ways:

1. Write to, call or send a fax to Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, phone (850)413-3604, fax number (850)922-1235 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in the event any question arises), or
2. E-mail your request to mazzeog@doi.state.fl.us (please be sure to specify if you want an unofficial, unsigned but exact duplicate copy e-mailed back to you, or if you want a copy of the official, signed declaratory statement mailed or faxed to you), or
3. Obtain an unofficial, unsigned but exact duplicate copy by visiting the State Fire Marshal’s website at [http://www.doi.state.fl.us/SFM/sfmdeclaratorystatement .htm](http://www.doi.state.fl.us/SFM/sfmdeclaratorystatement.htm).

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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."

REGIONAL PLANNING COUNCILS

The North Central Florida Regional Planning Council (Council) desires planning consultants to submit a statement of qualifications and a proposed scope of work for the following project.

PROJECT NAME: "North Central Florida Continuity of Operations/Continuity of Government (COOP/COG) Project."

DESCRIPTION: Prepare Continuity of Operations/Continuity of Government (COOP/COG) plans. This project will include working closely with Council staff and local governments to develop COOP/COG plans that meet all the requirements established by the Florida Division of Emergency Management. All work must be completed by April 1, 2004.

It is estimated that the cost of this project will total \$110,000 for six counties. Potential consultants can call Dwayne Mundy, (352)955-2200, Extension 108, for more specific information.

QUALIFICATION REQUIREMENTS: Experience in the emergency management and/or emergency response planning.

SUBMITTAL REQUIREMENTS: Firms desiring consideration for this project must submit a clean, single-sided, black-and-white original that can be used to make additional copies. The submittal must, as a minimum, include the following information:

1. Name, address, contact person and phone number;
2. Listing of key staff and resumes showing qualifications;
3. Listing of any subconsultants anticipated to be used on this project;
4. An indication of the firm's ability (available staff) to complete the work prior to April 1, 2004;
5. Proposed scope of work and timeline to complete the project; and Experience with emergency management and/or response planning projects.

SELECTION PROCESS: It is anticipated the North Central Florida Regional Planning Council will select one or more consultants at its August 28, 2003, meeting. It is anticipated that the project may be divided between one or more consultants.

LETTER OF RESPONSE DEADLINE: Friday, August 22, 2003, at 2:00 p.m. Late proposals will not be accepted. Facsimile and electronic mail responses will not be accepted.

REQUESTING RESPONSE ADDRESS: North Central Florida Regional Planning Council, ATTN: Mr. Charles Justice, 2009 NW 67 Place, Suite A, Gainesville, FL 32653-1603.

The Council reserves the right to accept or reject any and all responses in the best interest of the Council.

DEPARTMENT OF CORRECTIONS

NOTICE TO PROFESSIONAL CONSULTANTS PUBLIC ANNOUNCEMENT FOR ENGINEERING SERVICES

The State of Florida, Department of Corrections, Bureau of Facilities Services, announces that Professional Services are required from Structural Engineering firms for the project listed below. Applications from qualified firms are to be sent to the attention Jim Ervin, Bureau of Facilities Services, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

INSTRUCTIONS

Any firm desiring to provide professional services for this project shall apply for consideration with a letter of application, indicating within the body of the letter, your firm's specific abilities respective to the particular project's requirements, and attach current copies of:

1. A copy of the Department of Corrections' current "Professional Qualifications Supplement" (PQS) (dated July 2000), with current data.
2. A reproduction of the firm's current Florida State Board License with the appropriate board governing the discipline offered. If the firm is a corporation, it must be properly chartered with the Department of State to operate in Florida. Include copy of charter.
3. Attach a copy of the SF 254 for the office(s) who will be performing the work.

Submit one original letter of application and three copies of the required data. Faxed copies will not be accepted. Applications that do not comply with the instructions set forth above may be considered improper and disqualified. The plans and specifications developed by the firm awarded this project are subject to reuse in accordance with the requirements of Section 287.055, Florida Statutes, ("Consultants' Competitive Negotiation Act").

Respondents will be ranked by a Competitive Selection Committee based on information received in response to this RFQ. Interviews of all ranked respondents may or may not be required, at the discretion of the Committee.

Under the authority delegated to the Secretary of the Department of Corrections by Florida Statute 287.055, sitting as the head of the Department of Corrections, Professional

Services Contracts will be awarded to one or more firms following the recommendations of the Competitive Selection Committee, and in accord with the statutory negotiation procedures. Selected firms will be notified after approval by the Secretary; all applicants will receive copies of this information.

Response Date: September 2, 2003, 5:00 p.m. Late submittals will not be opened or considered.

PROJECT

PROJECT: Provide Continuing Structural Engineering services whose basic construction cost for each project does not exceed \$1,000,000, or for a planning study activity of which the fee for professional services does not exceed \$25,000.

CONTRACT TERM: Services are for projects authorized within a two (2) year period with an option to renew for one (1) additional two (2) year period.

EXPERIENCE: Candidate firms need to provide information regarding their experience and expertise in structural design of institutional buildings, small buildings, additions to buildings and renovation projects.

LOCATION: Most of the work will be related to working on prototype designs for projects statewide, thus, Tallahassee is designated as the project site for purposes of the selection process.

Architect: Jim Ervin, (850)410-4210 or (850)487-1330

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are 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."

SARASOTA COUNTY PUBLIC HOSPITAL BOARD

ANNOUNCEMENT OF REQUEST

For
PROPOSAL

For
**THE DEVELOPMENT AND FINANCING
OF AN OFFICE BUILDING AND MEDICALLY BASED
WELLNESS CENTER**

The Sarasota County Public Hospital Board is accepting proposals for the development and financing of an office building and medically based wellness center to be built on land owned by the Hospital Board at Clark Road and Rand Boulevard in Sarasota, Florida. The Hospital Board, dba, Sarasota Memorial Hospital, has commissioned Healthplex® Associates to conduct a study of the market demand to support

the need for a fitness center. A need for a 40,000 square foot Healthplex® fitness center has been identified, as well as 40,000 additional square feet of clinical and medical office space. The total project is estimated at 80,000 square feet. Sarasota Memorial Hospital seeks a single financing and development arrangement to assure the synergy of the component parts and to achieve cost savings. The parties are seeking off balance sheet financing structures that yield optimal financing costs and maximum flexibility.

Qualifications sought are:

- Full Service Real Estate Development Capabilities
- Medical/Healthcare Development and Construction Expertise
- Construction Management Background
- Property Management
- Financial Strength
- Preconstruction Expertise
- Financial Projections
- Financing Approach and Terms

All interested firms are further informed as follows:

1. SMH reserves the right to reject any or all submittals. Three final candidates may be asked to make presentations to a selection committee.
2. SMH reserves the right to request additional information beyond the data set forth above.
3. Please call Mr. Steven A. Robbins, Esq., President of Healthplex® Associates, at (610)328-8899 or e-mail: stephen.robbs@crozer.org for a complete RFP package.
4. Proposals must be received no later than 3:30 P.M., August 22, 2003. Proposals received after this deadline will be returned. Proposals must be submitted with 4 copies to the following address:

Mr. Marc Lazarus
Chief Business Development Officer
Sarasota Memorial Hospital
1991 Main Street, Suite 147
Sarasota, FL 34236

FLORIDA SHERIFFS ASSOCIATION

BID ANNOUNCEMENTS

- BID NUMBER:** 03-11-0825
- BID TITLE:** PURSUIT, ADMINISTRATIVE
NON-PURSUIT, UTILITY
VEHICLES, TRUCKS &
VANS, & OTHER FLEET
EQUIPMENT
- ADVERTISEMENT:** AUGUST 1, 2003 AND ON
THE WEBSITE:
www.flsheriffs.org
- PRE-BID CONFERENCE:** AUGUST 6, 2003, 10:00 a.m.

PRE-BID CONFERENCE TO BE HELD AT:
 MARION COUNTY
 SHERIFF'S OFFICE
 CONFERENCE ROOM
 692 N.W. 30TH AVENUE
 OCALA, FL 34475-5608

BID OPENING DATE: AUGUST 25, 2003, 11:00 a.m.
 BID OPENING TO BE HELD AT:

FLORIDA SHERIFFS
 ASSOCIATION
 COOPERATIVE BID
 COORDINATOR'S OFFICE
 2617 MAHAN DR. (32308)
 P. O. BOX 12519
 TALLAHASSEE, FL
 32317-2519

BIDS MUST BE CONTAINED IN A SEALED ENVELOPE
 ADDRESSED TO THE FLORIDA SHERIFFS
 ASSOCIATION. INDICATE ON THE OUTSIDE OF THE
 ENVELOPE THE BID NUMBER, TITLE, OPENING DATE
 AND TIME. ALL BIDS MUST BE RECEIVED ON OR
 BEFORE THE DATE AND TIME NOTED ABOVE.
 ALL QUESTIONS PERTAINING TO THIS BID, SHOULD
 BE DIRECTED TO LYNN MEEK OR PEGGY GOFF WITH
 THE FLORIDA SHERIFFS ASSOCIATION AT
 (850)877-2165.

BID ANNOUNCEMENTS

BID NUMBER: 03-04-0828
 BID TITLE: FIRE/RESCUE VEHICLES &
 OTHER FLEET EQUIPMENT

ADVERTISEMENT: AUGUST 1, 2003 AND ON
 THE WEBSITE:
 www.flsheriffs.org

PRE-BID CONFERENCE: AUGUST 7, 2003 at 10:00 a.m.
 PRE-BID CONFERENCE TO BE HELD AT:

MARION COUNTY
 SHERIFF'S OFFICE
 CONFERENCE ROOM
 692 N. W. 30TH AVENUE
 OCALA, FL 34475-5608

BID OPENING DATE: AUGUST 28, 2003 at 11:00 a.m.
 BID OPENING TO BE HELD AT:

FLORIDA SHERIFFS
 ASSOCIATION
 COOPERATIVE BID
 COORDINATOR'S OFFICE
 2617 MAHAN DR. (32308)
 P. O. BOX 12519
 TALLAHASSEE, FL
 32317-2519

BIDS MUST BE CONTAINED IN A SEALED ENVELOPE
 ADDRESSED TO THE FLORIDA SHERIFFS
 ASSOCIATION. INDICATE ON THE OUTSIDE OF THE
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 BE DIRECTED TO LYNN MEEK OR PEGGY GOFF WITH
 THE FLORIDA SHERIFFS ASSOCIATION AT
 (850)877-2165.

DEVELOPMENTAL DISABILITIES COUNCIL

Invitation to Negotiate (ITN)

The Florida Developmental Disabilities Council (FDDC) announces the availability an Invitation to Negotiate (ITN). Copies of the ITN can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing or calling FDDC, 124 Marriott Drive, Suite 203, Tallahassee, Florida 32301, (850)488-4180 or Toll Free 1(800)580-7801 or TDD toll free (888)488-8633. Register for electronic (email) notice of future FDDC ITNs or RFPs by going to the website (www.fddc.org) and click on the "RFPs" button near the top of the page. Then, click on the "Sign up" line and follow the instructions.

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce this Invitation to Negotiate (ITN 2003-CD-800) for the Sexuality and Children with Developmental Disabilities Project. The intent of this ITN is to develop educational materials for parents and educators that would deal directly with this issue as it relates to children with developmental disabilities.

The deadline for submitting written questions and letters of intent for this ITN is 4:00 p.m. on August 22, 2003. In order for a proposal to be considered, a letter of intent must have been received by the above referenced deadline (See attachment VI for required form). The answers to the written questions will be posted on FDDC website on or before August 29, 2003. The deadline for submitting proposals is 2:00 p.m. EST on September 30, 2003.

Invitation to Negotiate (ITN)

The Florida Developmental Disabilities Council (FDDC) announces the availability an Invitation to Negotiate (ITN). Copies of the ITN can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing or calling FDDC, 124 Marriott Drive, Suite 203, Tallahassee, Florida 32301, (850)488-4180 or Toll Free 1(800)580-7801 or TDD toll free (888)488-8633. Register for electronic (email) notice of future FDDC ITNs or RFPs by going to the website (www.fddc.org) and click on the "RFPs" button near the top of the page. Then, click on the "Sign up" line and follow the instructions.

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce this Invitation to Negotiate (ITN 2003-CD-900) for the You Make a Difference recognition project. The intent of this ITN is to develop a recognition process for teachers, teaching teams or administrators in the Florida Public School System who provide exceptional contributions in the area of inclusion, for children with developmental disabilities.

The deadline for submitting written questions and letters of intent for this ITN is 4:00 p.m. on August 22, 2003. In order for a proposal to be considered, a letter of intent must have been received by the above referenced deadline (See attachment VI for required form). The answers to the written questions will be posted on FDDC website on or before August 29, 2003. The deadline for submitting proposals is 2:00 p.m. EST on September 30, 2003.

PARSONS BRINCKERHOFF CONSTRUCTION SERVICES

NOTICE TO PROFESSIONAL CONSULTANTS

Parsons Brinckerhoff Construction Services, Inc. requests Letters of Interest from qualified firms to provide Construction Materials Inspection & Testing, Independent Assurance (IA) & Geotechnical Services for the construction of S.R. 429, Western Expressway – Part C Phase 2 and for the widening of S.R. 408, East-West Expressway.

Description: Services may include laboratory testing services, including concrete, aggregates, soils, asphalt, corrosives; geotechnical services; asphalt plant and prestress fabrication inspection services. The construction involves roadway, major bridge, and toll plaza construction.

Minimum Qualifications: Firms must be certified in FDOT Groups 9.1, 9.2, 9.3 and 10.3 and have qualified FDOT laboratory for IA and resolution by either AASHTO accreditation or FHWA approved qualification program. Firms are encouraged to team with qualified M/WBE firms to a maximize participation objectives.

Submittal Requirements: Letters of Interest shall be a maximum of 5 pages total, exclusive of certificates, resumes & schedule of values, and should be organized into 5 sections: (1) Experience: provide evidence of similar current/completed services within the last 3 years Indicate project name, location, services provided and reference names with phone numbers. References will be checked. (2) Project Approach: Provide a narrative describing the firm’s approach to delivering the services; a proposed project organization chart including subconsultant personnel; a matrix summarizing proposed personnel experience on similar assignments, including registrations/certifications; detailed resumes identifying similar relevant experience. Resumes should include client/owner references for key personnel for the past 5 years and availability date for each individual. (3) Certifications: provide evidence of FDOT certification in Groups 9.1, 9.2, 9.3,

10.3 and Florida DPR registration for prime consultant and subconsultants. (4) Current/Projected Firm Workload: Indicate ability to staff/manage this assignment and indicate, as a percentage, the current/projected workload of current staff. Indicate the total number of firm’s professional, technical and administrative personnel by discipline, location and office responsible for administering this contract. (5) Schedule of Values: Include current schedule of values for standard tests.

Selection/Negotiation: A Scope of Services meeting for all interested consultants will be held at the Parsons Brinckerhoff Construction Services CMC’s office, 5276 ORL Tower Road, Orlando, FL 32807, on August 12, 2003 at 9:00 am. Three (3) firms will be selected from the Submitted Letters of Interest on August 29, 2003. Direct questions to Steve Wigle, P.E., CMC Program Manager, (407)273-9919.

Deadline: Friday August 22, 2003, 12 Noon, EST. Submit four (4) copies of Letter of Interest to: Parsons Brinckerhoff Construction Services, Inc., Attn: Steve Wigle, P.E.; 5276 ORL Tower Rd., Orlando, FL 32807. Label submittals as: Letter of Interest, S.R. 429, Western Expressway – Part C, Phase 2 and S.R. 408 East-West Expressway Construction Materials Testing and Geotechnical Services.

PINELLAS SUNCOAST TRANSIT AUTHORITY

03-010P GENERAL CONSTRUCTION CONTRACT ADVERTISEMENT

Project Name	New Administration, Operations and Maintenance Facility
Owner	Pinellas Suncoast Transit Authority
Location	14840 49th Street North, Clearwater, FL
ZipCode	33762
County	PINELLAS
Contact Name	Scott Gerke, Purchasing Manager, Phone (727)533-4362
Submittal Date	September 12, 2003 at 3:00 p.m. (EST)
URL	http://www.psta.net
PSTA Proposal No.	03-010P

The Pinellas Suncoast Transit Authority (PSTA) is soliciting Construction Services for the construction of a new Transit Administration, Operations and Maintenance Facility. The construction phase of the project will start in November 2003 with anticipated completion by March 2005. The engineer’s construction estimate for this project is approximately \$35 million.

PSTA will be consolidating two existing transit service facilities into one new facility. The new facility will be constructed on a vacant 36-acre site in Pinellas County, FL (Clearwater, FL). The total proposed building area is approximately 175,000 SF and will accommodate 125 administrative personnel, 160 maintenance personnel, and 600

drivers. The PSTA transit vehicle and employee/visitor-parking area will accommodate 600 regular vehicles and 300 buses.

The new PSTA Administration, Operations and Maintenance Facility will include an administration building, connector bridge, maintenance building, revenue collection building, fueling facility (diesel, gas and CNG), wash facility, tank farm, light and heavy duty concrete/asphalt pavement, stormwater detention ponds, landscaped areas, and off-site road improvements. There are environmentally sensitive areas on the project site. The contractor will be required to participate in an owner direct purchase program, relocate equipment from existing transit facilities, and coordinate with other PSTA contractors and vendors.

The RFP is a separate attachment to this advertisement. The RFP will be available at: URS Corporation, 7th Floor, 7650 West Courtney Campbell Causeway, Tampa, Florida 33607 starting at 10:00 a.m. (EST) on Tuesday, August 5, 2003. A non-refundable deposit of \$750 will be required for each set of RFP documents. Contact Cindy Moorhead, (813)675-6823 to schedule a pick-up time for RFP documents. All interested contractors are urged to attend the preproposal conference and on-site inspection at 9:00 a.m. (EST) on Friday, August 15, 2003. This procurement will be conducted in two stages. In Stage I, PSTA will receive written proposals. Stage II is an Interview/Presentation Meeting. Proposals will be received no later than Friday, September 12, 2003 at 3:00 p.m. (EST). Proposals will not be opened in public. Please see the RFP for further details. Interested contractors should direct RFP questions to: Scott Gerke, PSTA Purchasing Manager, Phone: (727)533-4362, Fax (727)530-1292, Pinellas Suncoast Transit Authority, 14840 49th Street, North, Clearwater, FL 33762. Any person with a qualified disability requiring special accommodations at the pre-proposal meeting and/or proposal opening shall contact PSTA purchasing at the phone number above at least three (3) working days prior to the event. If you are hearing or speech impaired, contact this office by using the Florida Relay services, 1(800)955-8771 (TDD).

In accordance with Title VI of the Civil Rights Act of 1964, PSTA hereby notifies all bidders that it will affirmatively ensure minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration of award of the contract entered into pursuant to this request. This will be the only notice of solicitation for this procurement.

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: 120085

PROJECT NAME & LOCATION: COMBINED SUPPORT MAINTENANCE SHOP (CSMS), 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

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 has 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.

MINORITY PROGRAM: The Owner encourages the recruitment and utilization of certified and non-certified minority businesses. The Owner, it's 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 more, a Performance Bond and a Labor And Material Payment Bond is required.

MANDATORY PRE-BID MEETING: A Mandatory Pre-Bid meeting will be held on August 21, 2003, 1:00 p.m. local time, at the Post Headquarters, Bldg. #2300, Camp Blanding, FL. Prior notification of attendance and photo identification will be required to enter the Post. Contact Mr. Edward Means, (904)682-3354 or (904)814-6161 (cell), no later than 2:00 p.m., August 26, 2003.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: September 3, 2003, until 2:00 p.m. Local time

PLACE: 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, (904)823-0280, in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be obtained from CH2M HILL, One Harvard Circle, West Palm Beach, FL 33409, for the reproduction and handling cost of \$300.00 per set. All Technical questions shall be directed to the A/E until close of business September 2, 2003.

ARCHITECT-ENGINEER: CH2M HILL, One Harvard Circle, West Palm Beach, FL 33409, (561)515-6519

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 2:00 p.m. local time on September 8, 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 Chapter 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 INTENT TO FIND
PUBLIC SCHOOLS INTERLOCAL AGREEMENT
CONSISTENT WITH SECTION 163.3177(2) AND (3),
FLORIDA STATUTES
DCA DOCKET NO. 49-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") entered into by Osceola County, Kissimmee, St. Cloud and the Osceola County School Board, pursuant to Section 163.3177, F.S., to be consistent with the minimum requirements of Sections 163.3177(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the School District of Osceola County, 817 Bill Beck Blvd., Kissimmee, Florida 34744-4495.

Any affected person, as defined in Section 163.3177(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.3177(2) and (3), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Osceola County, Kissimmee, St. Cloud and the Osceola County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Charles Gauthier, AICP
Acting Division Director
Department of Community Affairs
Division of Community Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

DCA Final Order No.: DCA03-OR-200
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: CITY OF GROVELAND LAND DEVELOPMENT
REGULATIONS ADOPTED BY CITY OF
GROVELAND
ORDINANCE NO. 2002-05-13

FINAL ORDER

The Department of Community Affairs (“Department”) hereby issues its Final Order, pursuant to Section 380.05(6) and (11), Fla. Stat., (2002), approving City of Groveland Ordinance No. 2002-05-13, as set forth below.

FINDINGS OF FACT

1. The Green Swamp Area is a statutorily designated area of critical state concern, and the City of Groveland is a local government within the Green Swamp Area.

2. On May 23, 2003, the Department received for review City of Groveland Ordinance No. 2002-05-13 (“Ordinance”), which was adopted by the City Council of the City of Groveland. The Ordinance was adopted on May 20, 2002. The Ordinance annexes 9.8+/- acres more fully described as:

The Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 30, Township 22 South, Range 25 East of Lake County, Florida.

The Ordinance also zones this annexed land as “GS-1” in accordance with Appendix “A” of the Land Development Code of the City of Groveland, Florida.

3. The Ordinance 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 enacted, amended or rescinded by any local government in the Green Swamp Area of Critical State Concern. Section 380.05(6) and (11), Fla. Stat.

5. The City of Groveland is a local government within the Green Swamp Area of Critical State Concern. Section 380.0551, Fla. Stat. and Rule Chapter 28-26, Fla. Admin. Code.

6. “Land development regulations” include local zoning, subdivision, building and other regulations controlling the development of land. Section 380.031(8), Fla. Stat. The regulation adopted by the Ordinance is a 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 for that area. Section 380.05(6), 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 for guiding development in the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Fla. Admin. Code. (“Principles”).

8. The Ordinance is consistent with the Principles in Rule 28-26.003, Fla. Admin. Code.

WHEREFORE, IT IS ORDERED that Ordinance No. 2002-05-13 is found to be consistent with the Principles for Guiding Development of the Green Swamp 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.

Charles Gauthier, 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 SUBSECTION 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 SUBSECTION 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 July, 2003.

Paula Ford, Agency Clerk

By U.S. Mail:
The Honorable Doris Thompson
Mayor, City of Groveland
156 S. Lake Avenue
Groveland, FL 34736

Jason Yarborough, City Manager
City of Groveland
156 S. Lake Avenue
Groveland, FL 34736

Teresa Greenham
Urban & Regional Planners, Inc.
2001 Old U.S. Highway 441, Ste. 1
Mount Dora, FL 32757

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 FF2 funding cycle. The project plan listed below was 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: 02-098-FF2/Newton Beach Park
- Grantee: Town of Fort Myers Beach
- Amount of Approved Funds: the lesser of 50.00% of the final total project costs or \$1,293,713.37

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 28-106.201, F.A.C. A petition is filed when it is received by the Trust Clerk, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. A petition must specifically request an informal proceeding or a formal hearing, it must admit or deny each material fact contained in this decision, and it must state any defenses upon which the petitioner relies. If the petitioner lacks knowledge of a particular allegation of fact, it must so state and that statement will operate as a denial.

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust waives the right to an informal proceeding or a formal hearing if a Petition for Administrative Proceeding is not filed with the Trust Clerk within 21 days of the date of publication of the notice of final agency action.

DEPARTMENT OF HIGHWAY 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 360.642, Florida Statutes, BMW of North America, LLC ("BMW NA") intends to allow the relocation of the Germain Motor Company dba Germain BMW of Naples ("Germain") dealership operations for the sales and service of the BMW passenger car line-make and the BMW light truck line-make from their present location at 3703 Davis Boulevard, Naples, Collier County, Florida 34104 to a proposed location at 11286 Tamiami Trail North, Naples (Collier County), Florida 34110, on or after December 31, 2003

The name and address of the dealer operator(s) and principal investor(s) of Germain Motor Company d/b/a Germain BMW of Naples are dealer operator(s): Samuel Rusinik, 8028 San Simeon Way, Naples, FL 34109; principal investor(s): Robert L. Germain, Jr., 750 18th Avenue, South, Naples, FL 34102 and Stephen L. Germain, 277 North Parkview, Bexley, OH 43209.

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: Edward Huzyak, Business Development Manager, BMW of North America, LLC, 1280 Hightower Trail, Atlanta, GA 30350.

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, Harley-Davidson Motor Company, intends to allow the establishment of Adamec Cycle Sales Co., Inc. d/b/a Regency Harley-Davidson d/b/a Regency Buell as a dealership for the sale of Harley-Davidson motorcycles, at 8909 Baymeadows Road, Jacksonville (Duval County), Florida 32207, on or after August 1, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Adamec Cycle Sales Co., Inc. d/b/a Regency Harley-Davidson d/b/a Regency Buell are dealer operator(s): Mark Adamec, 136 Oceanforest Drive N., Atlantic Beach, FL 32233; principal investor(s): Chris Adamec, 2316 Beachcomber Trail, Atlantic Beach, FL 32233 and Helen Adamec, 3446 Palm Island, Jacksonville, FL 32250.

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: 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 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, Southeast Toyota Distributors, LLC and Toyota Motor Sales, U.S.A., Inc., intends to allow the establishment of an open point Toyota dealership (Name TBD) as a dealership for the sale of Toyota vehicles on the South side of Belvedere Road, just East of the new Wal-Mart Development on State Road 7, Wellington (Palm Beach County), Florida. See "Legal Description", Exhibit "A" attached. Toyota intends to engage in business with the new Toyota dealership on or after December 31, 2004.

EXHIBIT "A"

LEGAL DESCRIPTION
PROPERTY

All that certain piece parcel or tract of land situate lying and being in section 31, Township 43 South, range 42 East of Tallahassee Base Meridian and being a portion of lot 8, Royal Palm Town Center, as recorded in plat book 95, pages 193 through 195, of the public records of Palm Beach County, Florida. Said lands being more particularly bounded and described as follows, to wit:

Commencing at the Northeast corner of said lot 8; Thence, bearing S. 88°59'17" W, along the North line of said lot 8, a distance of 397.33 feet to the point of beginning of the lands described herein;

Thence, leaving said North line, bearing S 01°00'00" E, a distance of 75.00 feet to a point; Thence bearing S 88°59'05" W, a distance of 47.00 feet to a point; Thence bearing 01°00'00" E, a distance of 264.99 feet to a point; Thence bearing S 89°01'09" W, along the North line of said tract a and the Easterly extension thereof, a distance of 1615.56 feet to point on the West line of said lot 8; Thence bearing N 01°00'03" W. along said West line, a distance of 339.11 feet to a point. Thence bearing N 88°59'17" E along said North line, a distance of 1662.63 Feet to the point of beginning;

Less and except for the following:

All that certain piece parcel or tract of land situate lying and being in section 31, township 43 south, range 42 east of Tallahassee Base Meridian and being a portion of Lot 8, Royal Palm Town Center, as recorded in plat book 95, pages 193-195,

of the public records of Palm Beach County, Florida. Said lands being more particularly bounded and described as follows: to Wit.

Commencing at the Northeast corner of said lot 8; Thence bearing S 88°59'17" W, along the North line of said lot 8, a distance of 1418.46 feet to the point of beginning of the lands described herein;

Thence bearing S 01°00'43" E, parallel to the West line of said lot 8, a distance of 339.46 feet, to a point of intersection with the North line of tract A of said plat;

Thence bearing S 89°01'09" W, along the North line of said tract A, a distance of 641.50 feet to the West line of said lot 8;

Thence bearing N 01°00'43" W, along the West line of said Lot 8, a distance of 339.11 feet to the North line of said lot 8;

Thence bearing N 88°59'17" E, along the North line of said lot 8, a distance of 641.50 feet to the point and place of beginning;

The name and address of the dealer operator(s) and principal investor(s) of Toyota dealership (Name TBD) are dealer operator(s) and principal investor(s): Roger Carter, Responsible Executive, United Auto Group, Inc., 3150 Steve Reynolds Blvd., Suite 200, Duluth, GA 30096.

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: John O'Donoghue, Sr. Market Representation Manager, Southeast Toyota Distributors, LLC and Toyota Motor Sales, U.S.A., Inc., 100 Jim Moran Blvd., Deerfield Beach, FL 33443.

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, Buell Distribution Corporation, intends to allow the establishment of Adamec Cycle Sales Co., Inc. d/b/a Regency Harley-Davidson d/b/a Regency Buell as a dealership for the sale and service of Buell motorcycles, at 8909 Baymeadows Road, Jacksonville (Duval County), Florida 32207, on or after August 1, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Adamec Cycle Sales Co., Inc. d/b/a Regency Harley-Davidson d/b/a Regency Buell are dealer operator(s): Mark Adamec, 136 Oceanforest Drive N., Atlantic Beach, FL 32233; principal investor(s): Chris Adamec, 2316 Beachcomber Trail, Atlantic Beach, FL 32233 and Helen Adamec, 3446 Palm Island, Jacksonville, FL 32250.

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: 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 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, Collins Bus Corporation intends to allow the establishment of America's Bus Superstore, as a dealership for the sale of Collins Bus Activity Bus Line, at 1150 Jetport Drive, Orlando (Orange County), Florida 32809, on or after July 11, 2003.

The name and address of the dealer operator(s) and principal investor(s) of America's Bus Superstore are dealer operator(s) and principal investor(s): Preben Olesen, 1150 Jetport Drive, Orlando, FL 32809.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Kelli Petz, Dealer Services Manager, Collins Bus Corporation, P. O. Box 2946, Hutchinson, KS 67504-2946.

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.

**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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."

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE OF LITIGATION

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on July 18, 2003, concerning certificate of need decisions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine substantial interest of person. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Rules 28-5.111 and 28-5.207, F.A.C. In deference to rights of

- substantially affected person, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.
- CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)
- NA LOI N0304028, establish a hospice program, Duval County, Vitas Healthcare Corporation of Florida, (PRH) same as applicant
- NA Denial, CON application to establish a hospice program, Subdistrict 4A, Vitas Healthcare Corporation of Florida, (PRH) same as applicant
- 9643 Denial, establish a 96 bed satellite hospital, or in the alternative, establish a 64 bed satellite hospital, Escambia County, Baptist Hospital, Inc., (PRH) same as applicant
- 9644 Supports approval, establish a 29 bed long term care hospital, Leon County, Sempercare Hospital of Tallahassee, Inc., (PRH) same as applicant
- 9645 Supports denial, establish a 40 bed freestanding long term acute care hospital, Leon County, Sempercare Hospital of Tallahassee, Inc., (PRH) Sempercare Hospital of Tallahassee, Inc.
- 9647 Supports denial, establish a 60 bed long term acute care hospital, Marion County, Select Specialty Hospital – Marion, Inc., (PRH) Kindred Hospitals East, LLC
- 9648 Denial, establish a 31 bed long term acute care hospital, Marion County, Kindred Hospitals East, LLC, (PRH) same as applicant
- 9650 Approval, addition of 44 acute care beds, Alachua County, North Florida Regional Medical Center, Inc., (PRH) Shands Teaching Hospital and Clinics, Inc.
- 9651 Denial, establish a 44 bed adult psychiatric satellite hospital, Duval County, Ten Broeck Jacksonville, LLC d/b/a Ten Broeck Hospital, (PRH) same as applicant
- 9651 Supports denial, establish a 44 bed adult psychiatric satellite hospital, Duval County, Ten Broeck Jacksonville, LLC d/b/a Ten Broeck Hospital, (PRH) Southern Baptist Hospital of Florida, Inc. d/b/a Baptist Medical Center
- 9659 Approval, establish an 80 bed acute care hospital through the delicensure/transfer of 80 beds, Palm Beach County, Bethesda Healthcare System, Inc. d/b/a West Boynton Community Hospital, (PRH) Columbia/JFK Medical Center Limited Partnership d/b/a JFK Medical Center
- 9659 Approval, establish an 80 bed acute care hospital through the delicensure/transfer of 80 beds, Palm Beach County, Bethesda Healthcare System, Inc. d/b/a West Boynton Community Hospital, (PRH) Tenet Healthsystem Hospital, Inc. d/b/a Delray Medical Center
- 9659 Approval, establish an 80 bed acute care hospital through the delicensure/transfer of 80 beds, Palm Beach County, Bethesda Healthcare System, Inc. d/b/a West Boynton Community Hospital, (PRH) Wellington Regional Medical Center, Inc. d/b/a Wellington Regional Medical Center
- 9660 Denial, establish an 80 bed acute care hospital through the delicensure/transfer of 80 acute care beds, Palm Beach County, Columbia/JFK Medical Center Limited Partnership d/b/a JFK Medical Center, (PRH) same as applicant
- 9661 Supports denial, establish a 60 bed long term acute care hospital, Palm Beach County, Select Specialty Hospital – Palm Beach, Inc., (PRH) Kindred Hospitals East, LLC
- 9662 Denial, establish a 70 bed long term care acute hospital, Palm Beach County, Kindred Hospitals East, LLC, (PRH) same as applicant
- 9664 Denial, establish 5 new Level III Neonatal Intensive Care Unit, Palm Beach County, Wellington Regional Medical Center, Inc. d/b/a Wellington Regional Medical Center, (PRH) same as applicant
- 9667 Denial, establish a 6 bed Level III NICU, Dade County, South Miami Hospital, Inc. d/b/a South Miami Hospital, (PRH) same as applicant
- 9669 Denial, addition of 8 Level III NICU beds, Dade County, Variety Children’s Hospital d/b/a Miami Children’s Hospital, (PRH) same as applicant
- 9670 Denial, addition of 10 beds to its existing Level III NICU, Dade County, Public Health Trust, (PRH) same as applicant
- 9672 Approval, addition of 7 Level II NICU beds through the conversion of 7 acute care beds, Dade County, Tenet HealthySystem North Shore, Inc., (PRH) Variety Children’s Hospital, Inc. d/b/a Miami Children’s Hospital
- 9674 Approval, establish a new acute care hospital of 80 beds through delicensure of 80 acute care beds, Dade County, West Kendall Baptist Hospital, Inc., (PRH) Kendall Healthcare Group, Ltd. d/b/a Kendall Regional Medical Center
- 9675 Approval, establish a 100 bed acute care hospital through delicensure of 100 acute care beds, Dade County, Kendall Healthcare Group, Ltd., (PRH) Mount Sinai Medical Center of Florida, Inc.
- 9675 Supports approval, establish a new acute care hospital of 80 beds through delicensure of 80 acute care beds, Kendall Healthcare Group, Ltd. d/b/a Kendall Regional Medical Center, (PRH) same as applicant
- 9676 Denial (expedited CON application), establish a shared adult open heart surgery program, Planning District 10, Northwest Medical Center, Inc. d/b/a

Northwest Medical Center and Columbia Hospital Corporation of South Broward d/b/a Westside Regional Medical Center, (PRH) same as applicant

The Florida Agency for Health Care Administration (the Agency), Bureau of Medicaid Program Analysis provides the following public notice regarding reimbursement for nursing home facilities participating in the Florida Medicaid Program.

PURPOSE: To comply with federal public notice requirements in Section 1902(a)(13)(A) of the Social Security Act in changing reimbursement for nursing home facilities, the Agency is publishing the final rates, the methodologies underlying the establishment of such rates, and justifications for the final rates. The Agency is in the process of amending its Title XIX Long-Term Care Reimbursement Plan (The Plan) to incorporate changes to the reimbursement methodology.

FINAL RATES: Effective July 1, 2003, the final rates for Medicaid nursing home reimbursement will be rates resulting from the current methodology used to calculate per diems rates in the Long-Term Care Reimbursement Plan including the 2003-04 General Appropriations Act, Senate Bill 2-A, Specific Appropriation 198.

1. An elimination of the \$26,925,842 provided in fiscal year 2002-03 for the purpose of re-basing the operating cost component of the Medicaid nursing home per diem rate. These funds were used to address to increased cost of general and professional liability insurance.

METHODOLOGIES: The methodology underlying the establishment of the final rates for Medicaid nursing facilities will be rates resulting from the current methodology used to calculate per diems in the Long-Term Care Reimbursement Plan. The agency is amending the Long-Term Care Reimbursement Plan to eliminate the \$26,925,842 provided in fiscal year 2002-03 for the purpose of re-basing the operating cost component of the Medicaid nursing home per diem rate. These funds were used to address to increased cost of general and professional liability insurance.

JUSTIFICATION: The justification for the final rate change is based on the legislative direction provided in Senate Bill 2-A, 2003-04 General Appropriations Act.

The Agency is proposing the above rates and changes in methodology, effective July 1, 2003. Providers, beneficiaries and their representatives, and other concerned State residents may provide written comment on the final rates, methodologies and justification underlying the establishment of such rates. Written comments may be submitted to: Robert Butler, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308.

Copies of the final reimbursement plan incorporating the above changes are available from the contact the person listed above.

The Florida Agency for Health Care Administration (the Agency), Bureau of Medicaid Program Analysis provides the following public notice regarding reimbursement for outpatient hospitals participating in the Florida Medicaid Program.

PURPOSE: To comply with federal public notice requirements in Section 1902(a)(13)(A) of the Social Security Act in changing reimbursement for outpatient hospitals, the Agency is publishing the final rates, the methodologies underlying the establishment of such rates, and justifications for the final rates. The Agency is in the process of amending its Title XIX Outpatient Hospital Reimbursement Plan (The Plan) to incorporate changes to the reimbursement methodology.

FINAL RATES: Effective July 1, 2003, the final rates for Medicaid outpatient hospitals will be rates resulting from the current methodology used to calculate per diems including appropriations from the 2003-04 General Appropriations Act, Senate Bill 2-A, Specific Appropriation 173.

1. \$45,385,063 is provided to increase the outpatient cap for adults from \$1,000 to \$1,500 per year and to eliminate the outpatient reimbursement ceilings for teaching, specialty and Community Health Education Program hospitals.
2. \$2,728,087 is provided to eliminate the outpatient reimbursement ceilings for hospitals whose charity care and Medicaid days as a percentage of total adjusted hospital days equals or exceeds 11 percent. The Agency shall use the average of the 1997, 1998 and 1999 audited DSH data available as of March 1, 2003. In the event the Agency does not have the prescribed three years of audited DSH data for a hospital, the Agency will use the average of the audited DSH data for 1997, 1998 and 1999 that is available. For those hospitals with only one year of audited DSH data, the Agency shall eliminate the inpatient reimbursement ceilings for only those hospitals with 1999 audited DSH data.
3. \$3,626,006 is provided to eliminate the outpatient reimbursement ceilings for hospitals whose Medicaid days, as a percentage of total hospital days, exceed 9.6%, and are trauma centers. The Agency shall use the average of the 1997, 1998 and 1999 audited DSH data available as of March 1, 2003. In the event the Agency does not have the prescribed three years of audited DSH data for a hospital, the Agency will use the average of the audited DSH data for 1997, 1998 and 1999 that is available.
4. A delay in the July 1, 2003 price level increase until October 1, 2003.
5. A provision limiting the period of time an audited cost report may be reopened.

METHODOLOGIES: The methodology underlying the establishment of the final rates for Medicaid Outpatient Hospitals will be rates resulting from the current methodology used to calculate per diems including the 2003-04 General Appropriations Act, Senate Bill 2-A, Specific Appropriation 173.

JUSTIFICATION: The justification for the final rate change is based on the legislative direction provided in 2003-04 General Appropriations Act, Senate Bill 2-A, Specific Appropriation 173.

The Agency is proposing the above rates and changes in methodology, effective July 1, 2003. Providers, beneficiaries and their representatives, and other concerned State residents may provide written comment on the final rates, methodologies and justification underlying the establishment of such rates. Written comments may be submitted to: Robert Butler, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308.

Copies of the final reimbursement plan incorporating the above changes are available from the contact person listed above.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are 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."

FISH AND WILDLIFE CONSERVATION COMMISSION

The Fish and Wildlife Conservation Commission advises that the following rules being considered by the Commission in public hearings during its September 3-5, 2003 regular meeting in Pensacola Beach, Florida, may be filed with the Department of State for adoption as soon as possible following the meeting if the rules are not changed. If changed, the rules may be filed as soon as possible after publication of a notice of change in

the F.A.W.: 68A-9.004, 68A-15.005, 68A-15.062, 68A-15.063, 68A-15.065, 68A-27.004, 68A-27.005, 68B-35.002, 68B-35.003, 68B-35.004, 68B-35.005

DEPARTMENT OF FINANCIAL SERVICES

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at http://www.dbf.state.fl.us/banking/cu_expansion.html.

Comments may be submitted to the Deputy Director, 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 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., August 22, 2003):

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: VyStar Credit Union, Post Office Box 45085, Jacksonville, Florida 32232

Expansion Includes: Geographic area.

Received: July 15, 2003

Section XIII
Index to Rules Filed During Preceding Week

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**RULES FILED BETWEEN July 14, 2003
and July 18, 2003**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF INSURANCE

4-211.320	7/18/03	8/7/03	29/16	29/23
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DEPARTMENT OF EDUCATION

University of South Florida

6C4-4.0023	7/18/03	8/7/03	Newspaper	
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DEPARTMENT OF TRANSPORTATION

14-12.021	7/18/03	8/7/03	29/6	29/25
14-87.0011	7/18/03	8/7/03	29/14	
14-87.002	7/18/03	8/7/03	29/14	29/26
14-87.004	7/18/03	8/7/03	29/14	

DEPARTMENT OF CORRECTIONS

33-210.101	7/16/03	8/5/03	29/14	
33-602.224	7/18/03	8/7/03	29/24	

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

40D-1.607	7/18/03	8/7/03	29/25	
40D-4.091	7/14/03	8/3/03	29/10	29/22
40D-40.021	7/14/03	8/3/03	29/10	29/22
40D-40.302	7/14/03	8/3/03	29/10	
40D-40.321	7/14/03	8/3/03	29/10	
40D-40.381	7/14/03	8/3/03	29/10	

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid Program Office

59G-4.010	7/16/03	8/5/03	29/18	
59G-4.030	7/16/03	8/5/03	29/18	
59G-4.040	7/16/03	8/5/03	29/18	
59G-4.060	7/16/03	8/5/03	29/18	
59G-4.110	7/16/03	8/5/03	29/18	
59G-4.210	7/16/03	8/5/03	29/18	
59G-4.220	7/16/03	8/5/03	29/18	
59G-4.230	7/16/03	8/5/03	29/18	
59G-4.231	7/16/03	8/5/03	29/18	
59G-4.240	7/16/03	8/5/03	29/22	
59G-4.270	7/16/03	8/5/03	29/18	
59G-4.340	7/16/03	8/5/03	29/18	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

60H-1.007	7/16/03	8/5/03	29/23	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

61B-17.003	7/16/03	8/5/03	29/21	
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Board of Funeral Directors and Embalmers

61G8-30.001	7/18/03	8/7/03	29/23	
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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 Massage

64B7-26.001	7/16/03	8/5/03	29/22	
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Board of Medicine

64B8-9.0091	7/16/03	8/5/03	29/12	29/25
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Board of Speech-Language Pathology and Audiology

64B20-2.002	7/15/03	8/4/03	29/22	29/25
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Section XIV
List of Rules Affected

				Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.				4-149.043	28/51	29/8	29/24
w – Signifies Withdrawal of Proposed Rule(s)				4-149.101	24/3c		
c – Rule Challenge Filed				4-149.102	24/3c		
v – Rule Declared Valid				4-149.103	24/3c		
x – Rule Declared Invalid				4-149.104	24/3c		
d – Rule Challenge Dismissed				4-149.105	24/3c		
dw – Dismissed Upon Withdrawal				4-149.106	24/3c		
Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	4-149.107	24/3c		
STATE				4-149.108	24/3c		
1A-35.005	28/18			4-149.109	24/3c		
1A-35.007	28/18			4-149.110	24/3c		
1B-24.002	26/43			4-149.111	24/3c		
IT-1.001	29/18			4-149.1105	24/3c		
	29/18			4-149.111	24/3c		
	29/18			4-149.112	24/3c		
BANKING AND FINANCE				4-149.112	24/3c		
3D-30.028	29/16		29/26	4-149.113	24/3c		
3D-40.0271	29/31			4-149.114	24/3c		
3D-40.043	29/31			4-149.115	24/3c		
3E-48.005	28/42			4-149.116	24/3c		
3E-600.0132	28/40			4-149.117	24/3c		
3F-5.010	28/48	29/27		4-149.118	24/3c		
INSURANCE				4-149.119	24/3c		
4-137.001	29/12		29/30	4-149.120	24/3c		
4-138.001	29/12		29/30	4-149.121	24/3c		
4-138.047	28/41			4-149.122	24/3c		
4-141.0016	21/2c			4-149.123	24/3c		
4-143.007	29/18			4-149.124	24/3c		
4-143.008	29/18			4-149.125	24/3c		
4-143.015	29/18			4-149.126	24/3c		
4-149	24/3c			4-149.127	24/3c		
	24/3c			4-149.128	24/3c		
4-149.0025	28/51		29/24	4-149.129	24/3c		
4-149.003	19/40	20/14	29/24	4-149.130	24/3c		
	29/1	29/12	29/24	4-149.131	24/3c		
4-149.006	19/40	20/14	29/24	4-149.132	24/3c		
	28/51		29/24	4-149.133	24/3c		
4-149.021	20/43	22/10	29/24				
	29/1	29/12	29/24				
4-149.022	20/43	22/10	29/24				
	28/51		29/24				
4-149.037	28/51	29/8	29/24				
4-149.038	28/51		29/24				
4-149.041	28/51		29/24				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-149.190	24/3c			5B-3.003	29/25		
4-154.112	29/16	29/29		5B-3.0032	29/25		
4-154.201	29/18			5B-3.0035	29/25		
4-154.202	29/18	29/29		5B-3.0038	29/25		
4-154.203	29/18	29/29		5B-58.001	27/29		
4-154.204	29/18	29/29			27/42	27/49	
4-154.210	29/18			5B-58.001(16)	27/50c		
4-154.525	29/16	29/25		5D-1.001	29/26		
		29/29		5D-1.003	29/26		
4-156.011	29/1	29/12	29/24	5D-1.007	29/26		
4-163.0045	29/16	29/29		5D-1.012	29/26	29/31	
4-167.002	27/14		29/31w	5F-2.001	29/17		29/26
4-170.013	29/13		29/24	5F-2.014	29/17		29/26
4-170.014	29/13		29/24	5F-3.001	29/17		29/26
4-170.0141	29/13		29/24	5F-3.016	29/17		29/26
4-170.0142	29/13		29/24	5F-5.001	29/17		29/26
4-170.015	29/13		29/24	5F-7.005	29/17		29/26
4-175.003	29/13		29/24	5F-11.029	29/26		29/29w
4-189.003	29/18			5J-8.003	28/41	29/30	
4-189.0055	29/18			5J-9.002	28/41		
4-191.051	29/1	29/12	29/24	5J-9.006	28/41		
4-193.065	27/27		29/25w	5J-10.002	28/41		
	29/18			5J-13.002	28/41		
4-203.042	29/1	29/12	29/24	5J-13.003	28/41		
4-211.031	27/44			5M-3.001	29/27		
4-211.042	29/12			5M-3.002	29/27		
4-211.320	29/16	29/23	29/31	5M-3.003	29/27		
		29/29	29/31	5M-3.004	29/27		
4-228.055	26/35			5M-3.005	29/27		
4A-3.002	27/12			5M-3.006	29/27		
4A-41.101	29/12		29/27w	5M-3.007	29/27		
	29/28			5M-3.008	29/27		
4A-41.102	29/12	29/25	29/27w	5M-3.009	29/27		
	29/28			5M-4.001	29/22		
4A-41.103	29/12	29/25	29/27w	5M-4.002	29/22		
	29/28			5M-4.003	29/22		
4A-41.104	29/12		29/27w	5M-4.004	29/22		
	29/28						
4A-41.105	29/12	29/25	29/27w				
	29/28						
4A-41.106	29/12	29/25	29/27w	6A-1.09941	29/29		
	29/28			6A-3.0141	29/16		29/25
4A-41.107	29/12		29/27w	6A-4.0021	29/20		29/29
	29/28			6A-4.00821	29/20		29/29
4A-41.108	29/25			6A-4.028	29/16		29/25
	29/28			6A-4.0323	29/16		29/25
4A-61.001	29/15			6A-4.0332	29/16		29/25
4A-63.001	29/10	29/19	29/28	6A-6.080	16/30		
4A-64.005	29/18		29/27	6A-10.024	29/29		
4C-40.0055	28/47			6A-14.057	29/16		29/25
				6C4-4.0023	Newspaper		29/31
				6C5-7.004	Newspaper		29/27
				6C6-6.005	Newspaper		29/26
				6C6-6.0051	Newspaper		29/26
				6C6-6.0052	Newspaper		29/26
				6C6-6.0053	Newspaper		29/26

AGRICULTURE AND CONSUMER SERVICES

EDUCATION

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
6C6-6.0054	Newspaper		29/26	COMMUNITY AFFAIRS			
6C6-6.0056	Newspaper		29/26				
6C6-6.0059	Newspaper		29/26	9B-1.002	29/13		29/28
6C10-6.012	Newspaper		29/27	9B-1.003	29/13		29/28
6C10-6.013	Newspaper		29/27	9B-1.004	29/13		29/28
6C10-6.014	Newspaper		29/27	9B-1.0055	29/13		29/28
6C10-6.015	Newspaper		29/27	9B-1.006	29/13		29/28
6C10-6.016	Newspaper		29/27	9B-1.007	29/13		29/28
6C10-6.017	Newspaper		29/27	9B-1.0085	29/13		29/28
6C10-6.018	Newspaper		29/27	9B-1.009	29/13		29/28
6C10-6.019	Newspaper		29/27	9B-1.0095	29/13		29/28
6C10-6.020	Newspaper		29/27	9B-1.011	29/13		29/28
6C10-8.004	Newspaper		29/26	9B-1.016	29/13		29/28
6C10-8.005	Newspaper		29/26	9B-1.017	29/13		29/28
6E-1.0032	29/29			9B-1.0211	29/13		29/28
6E-2.0042	29/29			9B-1.027	29/13		29/28
6E-3.002	28/43			9B-1.028	29/13		29/28
6F-1.001	28/44		29/28w	9B-3.054	29/13	29/25	
	29/23			9B-22.002	29/10		29/25w
6F-2.001	28/44		29/28w	9B-22.004	29/10		29/25w
	29/23			9B-22.006	29/10		29/25w
6F-2.0015	28/44		29/28w	9B-22.007	29/10		29/25w
	29/23			9B-22.008	29/10		29/25w
6F-2.0016	28/44		29/28w	9B-22.011	29/10		29/25w
	29/23			9B-72.010	29/11	29/18	
6F-2.0017	28/44		29/28w	9B-72.030	29/11		
	29/23			9B-72.040	29/11	29/18	
6F-2.002	28/44		29/28w	9B-72.045	29/11	29/18	
	29/23			9B-72.050	29/11	29/18	
6F-2.0024	28/44		29/28w	9B-72.060	29/11		
	29/23			9B-72.070	29/11	29/18	
6F-2.0026	28/44		29/28w	9B-72.090	29/11	29/18	
	29/23			9B-72.100	29/11	29/18	
6F-2.003	28/44		29/28w	9B-72.130	29/11		
	29/23			9J-5.0055	18/40		
6F-2.004	28/44		29/28w	9K-8.011	28/13		
	29/23			HEALTH AND REHABILITATIVE SERVICES			
6F-2.006	29/23						
6F-3.001	28/44		29/28w	10-5.011(1)(v)	15/46c		
	29/23			10M-9.026	22/1		
6F-3.002	28/44		29/28w	10M-9.045	22/1		
	29/23			LAW ENFORCEMENT			
6F-4.001	28/44		29/28w				
	29/23			11B-27.006	27/17		
6L-1.001	28/12			11B-30.014	19/40		
6L-1.002	28/12			REVENUE			
6L-1.004	28/12						
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6L-1.006	28/12			12-1	29/19c		29/30dw
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6L-1.008	28/12			12-3.0017	28/51	29/31	
6L-1.009	28/12			12-3.012	29/17		29/30
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12A-1.038	28/27			14-87.0011	29/14		29/31
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33-204.005	29/18		29/25	38K-1.0045	23/27		
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40D-2.091	22/48			40E-4.381	29/23	29/25	
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40D-2.601	20/48		29/27w	40E-5.041	29/17		
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40E-1.614	20/18	21/36		41-2.012	29/15		29/26
40E-1.659	29/23	29/25					
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40E-2.091	29/17	29/26		42GG-1.003	29/11		29/24
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42KK-1.003	29/22			58A-1.006	28/42		29/31w
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42NN-1.003	29/31			58L-2.009	29/30		
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46-37.001	20/18			59A-3.2055	22/52	23/10	
46-37.002	20/18	20/25		59A-5.022	26/39	27/10	29/31w
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46-37.004	20/18	20/25		59A-12.0073	29/28		
46-37.005	20/18			59A-12.020	26/32	26/36	
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46-42.003	20/35			59B-7.020	19/30		
46-47.007	22/27			59B-7.021	19/30		
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53ER03-22			29/17	59B-7.025	19/30		
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59E-5.308	29/16		29/26	59G-8.205	29/30		
59E-5.309	29/16		29/26	59G-8.206	29/30		
59E-5.310	29/16		29/26	59G-8.207	29/30		
59E-5.311	29/16		29/26	59G-8.208	29/30		
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59E-5.607	29/16		29/26	59T-15.002	23/22	23/35	
59F-1.002	20/33			59T-16.001	23/22	23/35	
59G-4.001	29/26			59T-16.002	23/22	23/35	
59G-4.010	29/18		29/31	59U-11.019	20/51	21/7	
59G-4.030	29/18		29/31	59U-14.002	23/24	23/35	
59G-4.040	29/18		29/31	59V-3.007	20/34	20/48	
59G-4.055	21/39	21/45		59Y-5.001	23/11		
59G-4.060	27/12	27/19	29/31				
	29/18		29/31				
59G-4.070	27/6	27/18					
59G-4.110	27/12	27/19	29/31	60-1	28/42c		
	29/18		29/31	60-8.001	28/34		
59G-4.160	29/19			60-8.002	28/34		
59G-4.190	29/6		29/29w	60-8.003	28/34		
	29/22			60-8.004	28/34		
	29/23		29/26w	60-8.005	28/34		
	29/27	29/31		60-8.006	28/34		
59G-4.210	27/12	27/19	29/31	60-8.007	28/34		
	29/18		29/31	60A-1.006	29/20		29/26
59G-4.220	29/18		29/31	60A-1.030	29/20		29/26
59G-4.230	27/16	27/24	29/31	60A-1.031	29/20		29/26
	29/18		29/31	60A-1.032	29/20		29/26
59G-4.231	25/8	25/24	29/31	60BB-2.036	29/16		29/30
		27/24	29/31	60H-1.007	29/23		29/31
	29/18		29/31	60S-1.002	29/17	29/29	
59G-4.240	21/38	21/51	29/31w	60S-1.004	29/17		
	29/21		29/31w	60S-1.0045	29/17		
	29/22		29/31	60S-1.005	29/17		
59G-4.270	29/18		29/31	60S-1.0052	29/17		
59G-4.340	29/18		29/31	60S-1.0053	29/17		
59G-5.020	29/26			60S-1.00535	29/17	29/29	
59G-6.020	29/17	29/18	29/26	60S-1.0054	29/17		
59G-8.200	29/30			60S-1.0055	29/17		
59G-8.201	29/30			60S-1.0057	29/17		

MANAGEMENT SERVICES

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60S-2.002	29/17			61A-5.747	28/41		29/27w
60S-2.004	29/17			61B-17.003	29/21		29/31
60S-2.0041	29/17			61B-30.004	20/19		
60S-2.005	29/17			61B-30.006	22/45		
60S-2.006	29/17			61B-31.001	23/2		
60S-2.007	29/17			61B-31.002	23/2		
60S-2.010	29/17			61B-32.001	21/30		
60S-2.013	29/17			61B-36.001	29/17		
60S-2.015	29/17			61B-36.002	29/17		
60S-3.002	29/17			61B-36.003	29/17		
60S-3.003	29/17			61B-39.001	22/33		
60S-3.0035	29/17			61B-39.002	22/33		
60S-3.006	29/17			61C-1.002	22/23	22/36	
60S-3.008	29/17				29/29		
60S-3.011	29/17			61C-1.008	29/29		
60S-3.012	29/17			61C-3.002	22/23	22/36	
60S-3.013	29/17			61C-5.001	26/24		
60S-4.002	29/17			61C-76.0061	21/35		
60S-4.0025	29/17			61C-76.0062	21/35		
60S-4.003	29/17			61D-3.003	23/36	23/44	
60S-4.0035	29/17			61D-3.004	23/36	23/44	
60S-4.004	29/17			61D-11.010	24/3		
60S-4.005	29/17			61F3-8.002	20/27	20/32	
60S-4.006	29/17			61F6-34.001	20/7		
60S-4.007	29/17			61F6-50.007	18/53	20/24	
60S-4.008	29/17			61F9-6.0035	19/36		
60S-4.010	29/17			61F9-6.011	19/36		
60S-4.011	29/17			61F9-6.013	19/36		
60S-4.012	29/17			61F14-3.016	19/36		
60S-4.015	29/17			61G-3.5082	27/4		
60S-6.001	29/17			61G1-11.005	29/20		29/28
60S-7.009	29/17			61G1-12.004	29/28		
60S-7.010	29/17			61G1-23.010	28/21	29/20	29/26
60S-7.050	29/17			61G1-23.025	29/28		
60S-7.060	29/17			61G1-23.030	29/28		
60S-7.070	29/17			61G1-23.040	29/28		
60S-11.001	29/17			61G1-23.060	29/28		
60S-11.002	29/17	29/29		61G2-3.005	21/33		
60S-11.003	29/17			61G2-3.0055	23/38	24/6	
60S-11.004	29/17	29/29		61G2-4.001	21/29		
60T-25.001	18/41	18/44		61G3-16.0091	27/11		
60T-25.002	18/41	18/44		61G3-20.009	27/11		
60Z-1.017	29/18c			61G3-30.001	28/2		
60Z-1.026	29/10			61G4-12.011	29/27		
	29/18c			61G4-15.002	27/23		
60Z-2.017	29/10			61G4-15.018	29/13	29/21	29/27
				61G4-15.018	21/50	22/7	29/25
				61G4-16.001	29/18		29/25
BUSINESS AND PROFESSIONAL REGULATION							
61-20.508	29/22		29/29	61G4-17.001	19/29		
61AER03-1			29/26	61G4-17.002	29/24		
61A-4.0271	22/47			61G4-18.011	19/38		
61A-5.010	28/41		29/27w	61G4-18.012	19/38		
61A-5.0105	28/41		29/27w	61G4-21.005	29/3	29/18	29/24
61A-5.011	28/41		29/27w	61G6-5.001	29/5	29/7	
61A-5.700	28/41		29/27w	61G7-4.240	29/21		29/31w

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61G7-6.001	29/26	29/31		61H1-28.0061	29/27		
61G7-10.0013	28/51		29/30	61H1-33.007	29/21		29/29
61G7-10.011	26/13			61H1-54.002	21/29		
61G8-16.004	29/9	29/20	29/27	61J1-2.005	28/41	28/43	
61G8-30.001	29/23		29/31			28/46	29/30w
61G10-12.001	26/24			61J1-3.001	28/41	28/43	
61G10-18.001	28/18	29/8 29/19	29/26 29/26	61J1-3.002	28/41	28/43	29/30w
61G11-25.001	20/22					28/46	29/30w
61G14-15.001	27/43			61J1-4.005	28/41	28/43	
61G14-17.004	28/45	29/19	29/26			28/46	29/30w
61G14-19.001	29/19		29/27	61J1-4.240	27/45		
61G14-20.001	29/12	29/19	29/25	61J1-6.001	28/47		29/30w
61G15-20.001	29/31			61J1-7.004	28/41	28/43	
61G15-20.0010	29/31					28/46	29/30w
61G15-20.002	29/31			61J1-7.005	28/41	28/43	
61G15-20.005	29/31					28/46	29/30w
61G15-20.006	29/31			61J2ER03-2			29/31
61G15-20.007	29/20	29/31		61J2-2.027	28/22		
61G15-22.002	29/20		29/30	61J2-2.031	28/22		
61G16-2.001	23/12			61J2-3.008	29/11		
61G16-5.003	21/43	21/50		61J2-3.009	29/11		
61G17-1.006	21/6			61J2-3.010	29/11		
61G17-1.010	29/4			61J2-3.020	29/11		
61G17-3.004	29/4	29/31		61J2-5.016	28/22		
61G17-5.001	29/10		29/25	61J2-17.012	28/3	28/17	
61G17-5.0031	19/20	19/29 19/52	29/25 29/25	61J2-24.001	27/34		
	29/10		29/25	61J8-4.022	29/10		
61G17-5.0041	29/10	29/22		ENVIRONMENTAL PROTECTION			
61G17-5.0043	19/20	19/29 19/52 26/16 26/23		62-4.050	20/21	21/22	
	29/10	29/22		62-17.151	24/45	24/45	
61G17-5.0044	29/10	29/22 19/29 19/52		62-17.161	24/45	24/45	
				62-33.0051	27/11		
61G17-5.0045	29/10		29/25	62-40	29/7c		
		19/29 19/52	29/25 29/25		29/9c		
61G17-5.0051	29/10				29/13c		
61G18-16.002	26/29				29/13c		
61G18-16.003	26/29				29/13c		
61G18-16.0035	26/29				29/18c		
61G18-30.001	29/14		29/29		29/19c		
61G19-6.008	28/48	29/16 29/27		62-40.110	28/51		
61G19-6.016	29/28			62-40.120	28/51		
61G19-7.0010	26/41			62-40.210	28/51		
61H1-20.0053	26/28			62-40.310	28/51		
61H1-28.001	29/27			62-40.410	28/51		
61H1-28.0011	29/27			62-40.411	28/51		
61H1-28.005	29/27			62-40.412	28/51		
61H1-28.0052	29/27			62-40.416	28/51		
61H1-28.006	29/27			62-40.422	28/51		
				62-40.425	28/51		
				62-40.430	28/51		
				62-40.431	28/51		
				62-40.432	28/51		

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62-40.450	28/51			62-555.315	29/18		
62-40.458	28/51			62-555.320	29/18		
62-40.470	28/51			62-555.322	29/18		
62-40.473	28/51			62-555.325	29/18		
62-40.474	28/51			62-555.330	29/18		
62-40.475	28/51			62-555.335	29/18		
62-40.510	28/51			62-555.340	29/18		
62-40.520	28/51			62-555.345	29/18		
62-40.531	28/51			62-555.348	29/18		
62-40.540	28/51			62-555.350	29/18		
62-40.610	28/51			62-555.357	29/18		
62-210.900	29/16		29/24	62-555.360	29/18		
62-210.990	20/36			62-555.365	29/18		
62-213.430	20/52	21/7		62-555.401	29/18		
62-296.401	22/32	22/38		62-555.405	29/18		
62-302.530	29/12			62-555.500	29/18		
62-302.540	27/52			62-555.510	29/18		
	29/12			62-555.520	29/18		
62-304.500	29/25			62-555.525	29/18		
62-304.510	29/25			62-555.527	29/18		
62-312.122	24/18			62-555.528	29/18		
62-330.2001	26/9			62-555.530	29/18		
62-341.602	21/22	21/22		62-555.533	29/18		
62-343.010	21/22			62-555.536	29/18		
62-343.020	21/22			62-555.540	29/18		
62-343.030	21/22			62-555.900	29/18		
62-343.040	21/22			62-561.100	24/52		
62-343.050	21/22			62-610.814	24/52		
62-343.060	21/22			62-621.200	21/52		
62-343.070	21/22			62-624.810	29/9	29/12	
62-343.080	21/22			62-701	22/42c		
62-343.090	21/22			62-707.500	22/30		
62-343.100	21/22			62-712.100	21/34		
62-343.110	21/22			62-712.200	21/34		
62-343.120	21/22			62-712.300	21/34		
62-343.130	21/22			62-712.400	21/34		
62-343.140	21/22			62-712.410	21/34		
62-343.900	21/22			62-712.420	21/34		
62-345.100	29/12			62-712.430	21/34		
62-345.200	29/12			62-712.440	21/34		
62-345.300	29/12			62-712.450	21/34		
62-345.400	29/12			62-712.460	21/34		
62-345.500	29/12			62-712.500	21/34		
62-345.600	29/12			62-712.800	21/34		
62-345.900	29/12			62-712.810	21/34		
62-524.400	20/45			62-712.900	21/34		
62-531.200	29/19		29/28	62-730.050	23/7		
62-531.300	29/19		29/28	62-730.220	28/24		
62-531.330	29/19		29/28	62-761.891	24/14		
62-550.310	20/47			62-771.300	21/52		
62-550.730	20/19			62-775.500	21/52	22/15	
62-550.817	29/18		29/24	62-788.400	25/5		
62-555.310	29/18			62B-2	28/8		
62-555.312	29/18			62D-2.014	21/52	22/13	
62-555.314	29/18						

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62D-2.014(17)	29/18c 29/19c			64B1-5.009	29/31		
62N-3.002	21/43			64B1-31.001	27/51	28/6	
62N-36.004	21/43			64B2-12.020	29/29		
62R-7.002	21/17			64B2-13.004	29/29		
62R-7.010	23/34			64B2-17.0025(4)	29/3c		
62R-7.020	21/17			64B3-2.001	23/51		
62R-7.022	21/17			64B3-2.002	22/34	24/49	
62R-7.025	21/17			64B3-2.003	22/34	24/49	
62R-7.026	21/17			64B3-3.004	23/51		
62R-7.028	21/17			64B3-5.002	29/30		
	22/47			64B3-6.001	27/5	27/17	
62R-7.032	21/17			64B3-6.003	29/30		
62S-1.100	29/18		29/27	64B3-11.003	29/30		
62S-1.300	29/18		29/27	64B3-11.005	29/30		
62S-1.350	29/18		29/27	64B4-3.001	25/22		
62S-1.400	29/18		29/27	64B4-3.003	29/19		29/27
62S-1.450	29/18		29/27	64B4-4.017	25/32		
62S-3.003	29/18		29/30	64B4-4.018	25/32		
62S-4	29/17			64B4-5.007	25/32		
62S-4.001	29/19	29/25		64B4-6.0013	25/32		
				64B4-6.002	29/19		29/27
				64B4-6.0045	25/32		
				64B5-12.013	29/25		
				64B5-12.020	29/25		
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				64B5-14.001	29/26		
				64B5-14.002	29/26		
				64B5-14.003	29/26		
				64B5-14.004	29/26		
				64B5-14.005	29/26		
				64B5-14.006	29/26		
				64B5-14.007	29/26		
				64B5-14.009	29/26		
				64B5-15.010	27/30		
				64B5-17.010	29/25		
				64B6-1.016	28/52		
				64B6-55.004	27/41		
				64B7-26.001	29/22		29/31
				64B7-27.002	29/7		
				64B7-27.012	24/12		
				64B7-32.001	26/6		
				64B7-32.003	28/31	29/16	29/29w
					28/39c		
				64B8-1	29/30c		
				64B8-3.002	29/30		
				64B8-3.003	29/30		
				64B8-4.004	29/30		
				64B8-4.022	29/10		
				64B8-5.001	29/26		
				64B8-8.001	29/26		
				64B8-9.008	27/49c		
				64B8-9.0091	29/12	29/25	29/31
					29/26		
				64B8-9.014	29/8	29/30	
				64B8-13.0045	27/48	28/16	
				64B8-13.005	29/30		

HEALTH

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64B8-30.003	29/21			64B24-4.002	29/16		
64B8-30.005	29/4			64B24-4.004	29/16		
64B8-30.007	29/21		29/30	64B24-4.006	29/16		
64B8-30.008	29/21		29/30	64B24-4.007	29/16		
64B8-30.011	29/30			64B24-4.010	29/16		
64B8-30.012	24/3	24/35	29/26w	64B24-7.007	29/16		29/29
	29/12		29/26w	64B24-7.008	29/16		29/29
	29/23c			64B32-3.002	29/22		29/30
64B8-30.019	29/21		29/30	64B32-5.001	28/3	28/5	
64B8-40.004	29/16	29/18	29/26	64B32-6.004	29/22		29/30
64B8-44.007	29/17		29/28	64B33-2.004	29/21		29/28
64B8-51.006	29/16		29/24	64C-13.018	24/22		
64B8-52.004	29/16	29/18		64C-23.002	27/17		
64B8-54.004	27/41			64C-27.001	27/17		
64B8-55.001	29/19		29/27	64C-27.002	27/17		
64B8-55.002	29/19	29/20	29/28	64E-1.0015	29/11		29/26
64B9-3.002	29/29			64E-1.005	29/11		29/26
64B9-3.007	25/9			64E-1.007	29/11		29/26
64B9-3.008	29/29			64E-1.102	29/11		29/26
64B9-15.001	29/1	29/28		64E-1.105	29/11		29/26
64B9-15.002	29/1		29/28w	64E-1.106	29/11		29/26
64B9-15.007	29/1	29/15		64E-6.007	25/48		
		29/28		64E-6.009	29/17		29/24
64B10-11.001	28/37			64E-6.011	29/17		29/24
64B10-15.002	29/25			64E-6.012	29/17		29/24
64B11-5.006	29/23		29/30	64E-6.019	29/17		29/24
64B12-19.002	27/11			64E-6.020	29/17		29/24
64B13-5.002	28/49	29/27		64E-6.021	29/17		29/24
	29/6c			64E-6.025	29/17		29/24
	29/8c			64E-6.026	29/17		29/24
64B13-6.001	28/45	29/4	29/26	64E-6.027	29/17		29/24
		29/18	29/26	64E-6.029	29/17		29/24
64B14-2.001	28/36			64E-6.0295	29/17		29/24
64B14-4.110(1)(b)	29/30c			64E-11.002	29/13		29/28
64B15-6.001	29/16		29/28	64E-11.003	29/13		29/28
64B15-6.0031	29/16		29/28	64E-11.004	29/13	29/20	29/28
64B15-6.011	29/16		29/28	64E-11.005	29/13		29/28
64B15-13.005	29/26			64E-11.006	29/13	29/20	29/28
64B15-14.0076	29/26			64E-11.007	29/13	29/20	29/28
64B15-19.0055	29/26			64E-11.012	29/13		29/28
64B15-19.007	29/16		29/28	64E-11.013	29/13		29/28
64B16-27.105	27/4	27/21		64E-11.014	29/13		29/28
64B16-27.300	29/13		29/24	64E-17.006	27/50		
64B16-28.140	24/38			64F-12.001	29/10	29/19	29/26
64B16-28.450	28/52	29/13		64F-12.015	29/18		29/27
64B16-28.904	29/30			64F-12.018	29/18		29/27
64B17-4.006	28/50	29/17	29/24	64F-16.005	29/15		29/24
64B18-17.001	29/17			64F-16.006	29/15		29/24
64B19-11.011	29/1			64F-16.007	29/15		29/24
64B19-12.009	29/17		29/24	64F-16.008	29/15		29/24
64B19-18.0025	28/33			64F-19.001	28/47		29/30w
64B20-2.002	25/45	26/30		64F-19.002	28/47		29/30w
	29/22	29/25	29/31				
64B21-504.001	29/29						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
CHILDREN AND FAMILY SERVICES				65C-22.013	28/25		
65-1	29/6c			65C-22.014	28/25		
	29/6c			65C-22.015	28/25		
65A-1.205	29/21			65C-22.026	28/25		
65A-1.400	25/21c			65C-25.001	29/9		29/28
65A-1.601	28/11	28/23		65C-25.002	29/9		29/28w
		28/31		65C-25.003	29/9		29/28
		28/41		65C-25.004	29/9	29/21	29/28
65A-1.701	29/16			65C-25.005	29/9		29/28w
65A-1.702	29/16			65C-25.006	29/9	29/21	29/28
65A-1.703	29/16			65C-25.007	29/9	29/21	29/28
65A-1.710	29/16			65C-25.008	29/9	29/21	29/28
65A-1.711	29/16			65E-2.003	26/20	26/28	
65A-1.712	29/16			65E-11.002	29/9	29/26	
65A-1.713	29/16			65E-11.003	29/9	29/26	
65A-1.714	29/16			65E-11.004	29/9	29/26	
65A-1.716	29/21			65E-11.007	29/9	29/26	
65A-4.213	25/32			65E-12.110	29/9	29/26	
65A-4.216	25/32			65E-14.001	29/10		29/25
65A-4.219	29/12		29/26	65E-14.003	29/10		29/25
65A-15.0095	26/4			65E-14.004	29/10		29/25
65B-4.032	29/9			65E-14.005	29/10		29/25
65B-11.005	29/28			65E-14.007	29/10		29/25
65C-16.001	29/17	29/27		65E-14.011	29/10		29/25
65C-16.002	29/17	29/27		65E-14.014	29/10	29/16	29/25
65C-16.003	29/17			65E-14.016	29/10		29/25
65C-16.004	29/17	29/27		65E-14.017	29/10		29/25
65C-16.005	29/17	29/27		65E-14.018	29/10		29/25
65C-16.007	29/17			65E-14.019	29/10	29/16	29/25
65C-16.008	29/17	29/27		65E-14.020	29/10	29/16	29/25
65C-16.009	29/17			65E-14.021	29/10	29/16	29/25
65C-16.010	29/17			65E-14.022	29/10	29/16	29/25
65C-16.011	29/17			FLORIDA HOUSING FINANCE CORPORATION			
65C-16.012	29/17	29/27		67-18.005	28/42		
65C-16.013	29/17			67-21.019	24/46	24/46	
65C-16.014	29/17			67-32.009	24/28		
65C-16.015	29/17			67-37.002	29/26		
65C-16.016	29/17			67-37.003	29/26		
65C-16.017	29/17	29/27		67-37.005	29/26		
65C-20.008	29/9	29/21	29/28	67-37.006	29/26		
65C-20.009	29/9	29/21	29/28	67-37.007	29/26		
65C-20.010	29/9	29/21	29/28	67-37.008	29/26		
65C-20.011	29/9	29/21	29/28	67-37.010	29/26		
65C-20.012	29/9		29/28	67-37.011	25/37		
65C-20.013	29/9	29/21	29/28		29/26		
65C-21.001	23/20			67-37.015	29/26		
65C-22.001	29/9	29/21	29/28	67-37.016	29/26		
65C-22.002	29/9	29/21	29/28	67-38.002	29/12	29/22	29/29
65C-22.003	27/43	28/5	29/28	67-38.0025	29/12		29/29
	29/9	29/21	29/28	67-38.003	29/12	29/22	29/29
65C-22.004	29/9	29/21	29/28	67-38.004	29/12	29/22	29/29
65C-22.005	29/9	29/21	29/28	67-38.005	29/12	29/22	29/29
65C-22.006	29/9	29/21	29/28	67-38.007	29/12		29/29
65C-22.007	29/9			67-38.008	29/12		29/29
65C-22.011	28/25						

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67-38.010	29/12		29/29	68A-27.004	29/17		29/24w
67-38.011	29/12		29/29		29/30		
67-38.012	29/12		29/29	68A-27.005	29/17		29/24w
67-38.014	29/12		29/29		29/30		
67-38.0145	29/12		29/29	68B-4.0082	29/17		29/26
67-38.015	29/12		29/29	68B-13.005	29/17		29/26
67-38.017	29/12		29/29	68B-13.008	27/31	26/13	
67-48.005	27/45c			68B-13.010	29/17		29/26
67-49.001	29/25			68B-24.002	29/17		29/27
67-49.002	29/25			68B-24.004	29/17		29/27
67-49.003	29/25			68B-24.0055	29/17	29/19	29/27
67-49.0031	29/25					29/24	29/27
67-49.004	29/25			68B-24.006	29/17		29/27
67-49.005	29/25			68B-35.002	29/17		
67-49.007	29/25			68B-35.003	29/17		
67-49.008	29/25			68B-35.004	29/17		
67-49.009	29/25			68B-35.005	29/17		
67-49.011	29/25			68B-38.001	29/17		29/26
67-49.012	29/25			68B-39.001	29/17		29/26
				68B-39.002	29/17		29/26
				68B-39.003	29/17		29/26
				68B-39.004	29/17		29/26
				68B-39.0045	29/17		29/26
				68B-39.0046	29/17		29/26
				68B-39.0047	29/17		29/26
				68B-39.005	29/17		29/26
				68B-39.008	29/17		29/26
				68B-44.006	29/17		29/26
				68B-44.008	29/17		29/26
				68B-45.002	29/17		29/26
				68B-45.006	29/17		29/26
				68B-55.001	29/17		29/26
				68B-55.002	29/17		29/26
				68B-55.003	29/17		29/26
				68B-55.004	29/17		29/26
FISH AND WILDLIFE CONSERVATION COMMISSION							
68-1	29/30c						
68A-9.004	29/17	29/24	29/27				
	29/30						
68A-15.005	29/17		29/26				
	29/30						
68A-15.062	29/17	29/24	29/27				
	29/30		29/31w				
	29/31						
68A-15.063	29/17		29/26				
68A-15.065	29/17		29/26				
	29/30						
68A-24.003	28/17						
68A-24.004	28/17						
68A-24.006	28/17						
68A-27.0012	29/17		29/26				