

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Educational Facilities
 RULE NO.: 6-2.001

PURPOSE AND EFFECT: To review existing rules for public educational facilities to determine any amendments necessary to comply with class size reduction requirements pursuant to Section 1 of Article IX of the State Constitution as amended November 2002 limiting the maximum number of students assigned to a teacher in core-curricula classrooms to 18 in grades PK-3, 22 in grades 4-8, and 25 in grades 9-12.

SUBJECT AREA TO BE ADDRESSED: State educational facilities rule [State Requirements for Educational Facilities (SREF)] relating to class size reduction, including Section 6.1, Size of Space and Occupant Design Criteria Table.

SPECIFIC AUTHORITY: Section 1(a) Article IX, State Constitution, Sections 1001.02(1), 1001.42(9), 1013.02(2), 1013.37 FS.

LAW IMPLEMENTED: Section 1(a) Article IX, State Constitution, Sections 50.011, 50.021, 50.031, 50.041, 50.051, 50.061, 50.071, 1001.02, 1001.42(9), 1001.453, 1011.09, 1011.74, 1301.01, 1013.03, 1013.31, 1013.35, 1013.37, 1013.371, 1013.60, 1013.61, 1013.64, 1013.735, 1013.736, 1013.737 FS.

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

TIME AND DATE: 1:30 p.m. – 4:30 p.m., March 31, 2004

PLACE: Department of Education, Turlington Building, 17th Floor, 325 West Gaines Street, Tallahassee, Florida 32399-0400

TIME AND DATE: 9:00 a.m. – 12:00 Noon, April 5, 2004

PLACE: Best Western Rolling Hills Resort, 3501 West Rolling Hills Circle, Fort Lauderdale, Florida 33328

TIME AND DATE: 12:00 Noon – 3:00 p.m., April 12, 2004

PLACE: Amerisuites, Orlando Airport/Northeast, 7500 Augusta National Drive, Orlando, Florida 32822

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Charles L. Wooten, Acting Director, Office of Educational Facilities, 325 West Gaines Street, Room 1054, Tallahassee, Florida 32399-0400

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

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE TITLE: Medical Clinical Clerkship Programs
 RULE NO.: 6E-2.0042

PURPOSE AND EFFECT: The Commission proposes this rule amendment to clarify the criteria.

SUBJECT AREA TO BE ADDRESSED: Medical Clinical Clerkship Programs.

SPECIFIC AUTHORITY: 1005.22(1)(e)1., 1005.31(2),(3),(11) FS.

LAW IMPLEMENTED: 1005.31(11) F.S.

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 LAW WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 2650 Apalachee Parkway, Suite A, Tallahassee, Florida 32301

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 CORRECTIONS

RULE TITLE: Routine Mail
 RULE NO.: 33-210.101

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to allow wardens to restrict correspondence between inmates and sexually violent predators incarcerated at civil commitment centers when it is determined that the intended correspondence would present a substantial threat of interference with the security, order or rehabilitative objectives of the correctional institution.

SUBJECT AREA TO BE ADDRESSED: Routine Mail.

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:

33-210.101 Routine Mail.

(1) through (7) No change.

(8) Correspondence with individuals under civil commitment as sexually violent predators shall be subject to the approval of the warden. The warden shall withhold approval if he finds that the intended correspondence would present a substantial threat of interference with the security, order or rehabilitative objectives of his institution.

(8) through (20) renumbered (9) through (21) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 10-8-76, Amended 10-11-77, 4-19-79, 11-19-81, 3-12-84, 10-15-84, Formerly 33-3.04, Amended 7-8-86, 9-4-88, 3-9-89, 9-1-93, 9-30-96, 5-25-97, 6-1-97, 10-7-97, 5-10-98, Formerly 33-3.004, Amended 12-20-99, Formerly 33-602.401, Amended 12-4-02, 8-5-03, 10-27-03.

DEPARTMENT OF CORRECTIONS

RULE TITLE:

RULE NO.:

Temporary Release of Inmates for Specific Purposes

33-601.601

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify requirements for an inmate to be temporarily released to the custody of another agency for funeral attendance or a deathbed visit, and to provide the circumstances under which an inmate will not be eligible for temporary release for this purpose.

SUBJECT AREA TO BE ADDRESSED: Temporary release for funeral attendance or deathbed visit.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.601 Temporary Release of Inmates for Specific Purposes.

(1) Except as provided below, an inmate in close management status or under sentence of death, any inmate in the custody of the Department of Corrections

who is not eligible for furlough may be released to attend a funeral of, or make a deathbed visit to a member of his immediate family ~~or to another relative or adopted relative who has been instrumental in the rearing of the inmate.~~ Temporary releases for the above stated purposes may be in this state or to any other state under the following conditions set forth in this rule.

(2) An inmate shall not be released to have both a deathbed visit and attend the funeral of the same immediate family member.

(3) An inmate will not be eligible to attend a funeral or deathbed visit if any of the following conditions exist:

(a) Inmate is under sentence of death.

(b) Inmate is close custody.

(c) Inmate has become a management problem and close management status is under consideration.

(d) Inmate has prior history of escape or attempted escape; conviction not required.

(e) In the last six months, the inmate has had one or more major disciplinary violations as defined in subsection 33-601.302(11), F.A.C.

(f) Family has requested a Sheriff or Chief of Tribal Police in a jurisdiction or county different from the location of the funeral or deathbed visit to take custody of the inmate.

~~(4)~~ No change.

(5)(2) The family of a non-furlough eligible an inmate wishing to have the such inmate attend a funeral or make a deathbed visit must contact the Sheriff or Chief of Tribal Police of the county or jurisdiction in which the where such funeral or deathbed visit is to occur be made and, at their expense, arrange with the Sheriff or Chief of Tribal Police to secure the custody and transportation of the inmate.

~~(6)~~(3) No change.

(7)(4) The Secretary or his designee shall have the discretion of determining whether the inmate may be safely released for such purposes after giving due regard to the custody requirements of the inmate. If the Secretary or his designee is satisfied that the inmate meets these requirements, he will authorize the Sheriff or Chief of Tribal Police to take custody and advise him of the location of the inmate. The Secretary or his designee shall establish the date the inmate is to be returned to the custody of the Department of Corrections and any conditions of the transfer of custody when necessary to insure the efficient and orderly operation of the facility. If the inmate is to be transported out of state, the inmate must sign a waiver of extradition agreeing to the transfer to the other state for the purpose stated and his subsequent return to the Department of Corrections. The warden or Officer-in-Charge of the institution where such inmate is located shall obtain such waiver as a condition of the inmate's release to out-of-state authorities.

~~(8)~~(5) No change.

~~(7)~~(6) The warden or the Officer-in-Charge having custody of such inmate shall verify ~~satisfy himself as to~~ the identity and authority of the agent arriving officer calling at the institution to take custody and shall secure a receipt of the temporary transfer of custody such inmate upon his release.

~~(9)~~(7) It shall be the responsibility of the Sheriff or Chief of Tribal Police at all times to retain custody of the inmate and to return him to the institution from which custody was obtained at the time set by the Secretary. Upon the return of the inmate to the institution, institution staff shall provide a receipt to the agent returning the inmate, certifying the return of the ~~shall be given to the Sheriff or Chief of Tribal Police for such inmate.~~

Specific Authority 20.315, 944.09 FS. Law Implemented 944.09 FS. History—New 10-8-76, Formerly 33-7.03, Amended 4-25-86, 2-12-97, 11-16-97, Formerly 33-7.003, Amended _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE TITLE: _____ RULE NO.: _____

Publications, Rules and Interagency Agreements Incorporated by Reference 40E-4.091

PURPOSE, EFFECT AND SUBJECT AREA TO BE ADDRESSED: To amend Section 4.2.8 of the “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – September 2003” to revise the drainage basins in the environmental resource permitting rules to consider cumulative impacts on a scale of 38 more naturally derived watersheds, which are already adopted by rule in the Basis of Review for Environmental Resource Permits (Figure 4.4-1).

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171, 373.413 FS.

LAW IMPLEMENTED: 373.413, 373.4135, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m. – 12:00 Noon, March 30, 2004
PLACE: South Florida Water Management District, Lower West Coast Regional Service Center, 2301 McGregor Boulevard, Fort Myers, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, March 31, 2004
PLACE: South Florida Water Management District, Orlando Service Center, 1707 Orlando Central Parkway, Orlando, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, April 1, 2004
PLACE: West Lake Park/Anne Kolb Nature Center, 751 Sheridan Street, Hollywood, Florida

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: For technical issues: Robert Robbins, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6951, (561)682-6951, e-mail: rrobbins@sfwmd.gov; For procedural issues: Jan Sluth, Paralegal, Office of Counsel, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6299, (561)682-6299, email: jsluth@sfwmd.gov

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-4.091 Publications, Rules and Interagency Agreements Incorporated by Reference.

(1) No change.

(a) “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – September, 2003”.

(b) through (k) No change.

(2) No change.

Specific Authority 373.044, 373.113, 373.171, 373.413 FS. Law Implemented 373.413, 373.4135, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(1), Amended 5-1-86, 7-1-86, 3-24-87, 4-14-87, 4-21-88, 11-21-89, 11-15-92, 1-23-94, 4-20-94, 10-3-95, 1-7-97, 12-3-98, 5-28-00, 8-16-00, 1-17-01, 7-19-01, 6-26-02, 4-6-03, 4-14-03, 9-16-03, _____.

(The following represents proposed changes to section 4.2.8 of the document entitled “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – September, 2003” incorporated by reference in Rule 40E-4.091, F.A.C.)

4.2.8 Cumulative Impacts

Pursuant to paragraph 4.1.1(g), an applicant must provide reasonable assurances that a regulated activity will not cause unacceptable cumulative impacts upon wetlands and other surface waters within the same drainage basin as the regulated activity for which a permit is sought. The impact on wetlands and other surface waters shall be reviewed by evaluating the impacts to water quality as set forth in subsection 4.1.1(c) and by evaluating the impacts to functions identified in subsection 4.2.2. If an applicant proposes to mitigate these adverse impacts within the same drainage basin as the impacts, and if

the mitigation fully offsets these impacts, the District will consider the regulated activity to have no unacceptable cumulative impacts upon wetlands and other surface water, and consequently the condition for issuance in section 4.1.1(g), will be satisfied. For purposes of performing a cumulative impact analysis, drainage basins shall be those depicted on Figure 4.4-1. The drainage basins within the District are identified on Figure 4.2-8-1.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLES:	RULE NOS.:
The Responsibilities of the Unlicensed Direct Service Developmentally Disabled (DD) Waiver Provider for the Administration of Medications to and for the Supervision of the Self-Administration of Medications by DD Waiver Recipients	59G-8.201
Definitions	59G-8.202
Orientation Requirements for Trainers and the Training and Validation Requirements for the Unlicensed Direct Service Providers	59G-8.203
Requirements for the Administration of Medications to DD Waiver Recipients by Validated Unlicensed Direct Service Providers	59G-8.204
Requirements for the Validated, Unlicensed Direct Service Provider's Supervision of the Self-Administration of Medications by DD Waiver Recipients	59G-8.205
Storage Requirements for Prescription Medications	59G-8.206
Additional Requirements	59G-8.207
Required Record Keeping for Direct Service Providers	59G-8.208
Special Requirements for Recipients who Require Medication While Traveling or Away for a Visit	59G-8.209
Informed Consent	59G-8.210
Recipient Request for Exemption from Rule Requirements	59G-8.211

PURPOSE AND EFFECT: The purpose of this rule is to provide DD waiver direct service providers, or direct service staff employed by a DD waiver provider, who do not currently hold a professional medical license and who provide direct services to DD waiver recipients while in their own or family homes, foster homes, group homes, independent living arrangements, supported living arrangements, and adult day training facilities, with guidelines regarding the following section titles: medication administration training and medication administration skills validation requirements for the unlicensed direct service provider; requirements for

administration of medications; requirements for the supervision of the self-administration of medication; storage requirements for medication; required record keeping for the administration or supervision of self-administration of medication by a validated direct service provider; special requirements for recipients who require medication while traveling, or away for a visit; informed consent; request for exemption; and additional requirements.

The effect will be to establish in the Administrative Code, rules for the supervision of self-administration of medications by and the administration of medications to DD waiver recipients, by unlicensed direct service providers.

SUBJECT AREA TO BE ADDRESSED: The Supervision of the self-administration of medications by and the administration of medication to DD Waiver Recipients by unlicensed direct service providers.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.912 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., March 30, 2004

PLACE: 2727 Mahan Drive, Building 3, Conference Room "C", Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Henderson, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)414-9756

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-8.201 The Responsibilities of the Unlicensed Direct Service Developmentally Disabled (DD) Waiver Provider for the Administration of Medications to and for the Supervision of the Self-Administration of Medications by DD Waiver Recipients.

(1) Notwithstanding the requirements of Chapter 464, F.S. (the Nurse Practice Act), the purpose of this rule is to provide unlicensed direct service DD waiver providers, or unlicensed direct service staff employed by a DD waiver provider who do not currently hold a professional medical license or nursing license, with guidelines regarding:

(a) Definitions for this rule;

(b) Orientation requirements for trainers and training and validation requirements for the unlicensed direct service provider;

(c) Requirements for the administration of medications to DD waiver recipients by validated unlicensed direct service providers;

(d) Requirements for the validated unlicensed direct service provider's supervision of the self-administration of medications by DD waiver recipients;

(e) Storage requirements for prescription medications;

(f) Additional requirements;

(g) Required record keeping for validated unlicensed direct service providers;

(h) Special requirements for recipients who require medications while traveling or away for a visit;

(i) Informed consent; and

(j) Recipient request for exemption from rule requirements.

(2) This rule does not apply to the following:

(a) Unlicensed family members who administer medications to or assist in self-administering medications by DD waiver recipients without compensation and who qualify as exempt from the nursing licensure requirements, in accordance with Chapter 464.002, F.S.;

(b) Unlicensed direct service providers working as employees of or under contract with licensed home health agencies, for the purpose of medication administration activities only;

(c) Unlicensed direct service providers working as employees of or under contract with licensed nurse registries;

(d) Unlicensed direct service providers working as employees of or under contract with licensed hospice agencies;

(e) Group home providers that do not meet the definition of a "group home facility", as defined in Chapter 393.063(23) and (24), F.S.; and

(f) Providers of waiver services not listed in paragraphs 59G-8.204(2)(a)-(i) and 59G-8.205(3)(a)-(i), F.A.C., of this rule.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History—New _____.

59G-8.202 Definitions.

Definitions, as used in Rules 59G-8.201-.211, F.A.C.:

(1) "Adult Day Training (ADT)" means a DD waiver program that provides training services to enrolled DD waiver adults. The ADT program is intended to support the participation of recipients in daily, valued routines of the community, which may include work-like settings that assist the recipient to achieve his or her defined outcomes (goals).

(2) "A.R.N.P." is an advanced registered nurse practitioner, licensed by the Department of Health, practicing within the scope of his or her license, pursuant to Chapter 464, F.S.

(3) "Controlled medication," means a medication that is regulated by law, with regard to possession and use.

(4) "Department" refers to the Department of Children and Families, Developmental Disabilities Office.

(5) "District" means one of the District or Regional Developmental Disabilities offices serving a specified geographic area.

(6) "District Medical Case Manager" is an R.N. or A.R.N.P. employed by the Department and assigned to a specific District. This individual provides nursing oversight regarding the medical care and needs of the DD waiver recipients residing in that District.

(7) "Foster home" is a facility, defined in Chapter 393.063(23), F.S., that provides residential services to enrolled DD waiver recipients. This facility provides a family living environment, including supervision and care, necessary to meet the physical, emotional, and social needs of its residents.

(8) "Group home" is a licensed residential facility that provides a family living environment including supervision and care necessary to meet the physical, emotional, and social needs of its residents. The capacity of such a facility shall be between 3 and 15 residents and meet the definition of group home, as described in Sections 393.063(23) and (24), F.S.

(9) "Health care professional" is a pharmacist, licensed under Chapter 465, F.S., a physician or physician's assistant, licensed under Chapter 458 or 459 F.S., a dentist, licensed under Chapter 466, F.S., or a nurse, licensed under Chapter 464, F.S.

(10) "L.P.N." is a licensed practical nurse, licensed by the Florida Department of Health and practicing within the scope of his or her license, pursuant to Chapter 464, F.S.

(11) "Medication Administration Record (MAR)" is a document on which each instance of medication administration or the supervision of the self-administration of medication is recorded for a specific recipient.

(12) "Narcotic medication" means a medication that is also a controlled medication regulated by law. Narcotic medications used in moderate doses may dull the senses, relieve pain and induce profound sleep, but when used in excessive doses causes stupor, coma or convulsions.

(13) "Nebulizer" means an atomizer equipped to produce an extremely fine spray for deep penetration of the lungs.

(14) "Non-prescription or over-the-counter (OTC) medication" is a medication that is authorized, pursuant to federal or state law, for general distribution and use without a prescription in the treatment of human diseases, ailments, or injuries.

(15) "Ophthalmic medication" means any prescribed eye solution (eye drops) or ointment to be instilled into the eye or applied on or around the eyelid.

(16) "Oral medication" means any medication, tablet, capsule, or liquid introduced into the gastrointestinal tract via oral consumption (by mouth).

(17) "Otic medication" means prescribed solutions or ointments to be applied into the outer ear canal or around the outer ear.

(18) "Parenteral" meaning not in or through the digestive system. Parenteral nutrition is given through the veins of the circulatory system, rather than through the digestive system.

(19) "Physician" means a health care professional who holds an active license pursuant to Chapter 458, F.S., or an osteopathic physician who holds an active license pursuant to Chapter 459, F.S.

(20) "P.O. (*per os*)" means by way of the mouth.

(21) "Prescription medication" is a drug or medication obtained pursuant to a prescription, as defined in Section 465.003(14), F.S.

(22) "PRN" (*pro re nata*) meaning as the situation demands or as needed at a specific time.

(23) "Provider" means the organization or individual enrolled as a DD waiver provider which is responsible for delivering services to the DD waiver recipient.

(24) "Recipient" for the purpose of this rule, means a developmentally disabled individual who is currently enrolled in and is receiving home and community-based services through the DD waiver.

(25) "Rectal medication" means any prescribed medication, capsule or suppository to be administered via the rectum.

(26) "R.N." is a registered nurse, licensed by the Department of Health, practicing within the scope of his or her license, pursuant to Chapter 464, F.S.

(27) "Sample medication" means a prescription medication, dispensed by a licensed physician, dentist, podiatrist, physician's assistant, or A.R.N.P. without charge, which does not contain all of the following information in the label affixed to the medication: the name of the dispensing practitioner, the patient's name, the date the medication was dispensed, the name and strength of the drug, directions for use, and a clearly marked expiration date.

(28) "Special technique" means a medically related approach that is particularly adapted to the special disease or condition being treated.

(29) "Topical medication" means a local application of a prescribed salve, lotion, ointment, cream or solution to a bodily part.

(30) "Transdermal Patch" means an adhesive patch containing a pre-measured amount of topical medication that is absorbed into the body via the epidermis (outer layer of skin) at a fixed rate.

(31) "Unlicensed direct services provider" means an enrolled DD waiver provider, or a staff person of an enrolled DD waiver provider, who is not licensed or qualified to practice nursing or medicine, and renders services directly to DD waiver recipients.

(32) "Validated direct service provider" is an unlicensed direct services provider or an employed or contracted staff member of a provider who has completed the required medication administration training and has met validation

requirements for the administration or the supervision of self-administration of medications to DD waiver recipients, unless otherwise excluded by this rule.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History—New _____.

59G-8.203 Orientation Requirements for Trainers and the Training and Validation Requirements for the Unlicensed Direct Service Providers.

(1) Required medication administration training shall include the following topics:

(a) The safe handling of medications;

(b) The proper administration of allowed medications;

(c) The proper supervision involving the self-administration of medications by DD waiver recipients;

(d) Documentation requirements; and

(e) Other requirements of this rule.

(2) Training for unlicensed direct service providers shall provide Department approved instruction and training, including step-by-step procedures necessary for the safe administration of medications or for the supervision of the self-administration of medications:

(a) The validated direct service provider shall wash his or her hands prior to the administration of medications to, or the supervision of the self-administration of medications by each recipient;

(b) The validated direct service provider must conduct a double-check of the dosage and time of administration against the medication container label and the MAR before administering any medication or before supervising the self-administration of any medication;

(c) The validated direct service provider shall confirm that the recipient, to whom the medication is to be administered, is the same recipient for whom the medication has been prescribed;

(d) The validated direct service provider shall administer or supervise the self-administration of medications as prescribed and via the route instructed by the recipient's prescribing health care professional;

(e) The validated direct service provider shall ensure the oral medication administered or supervised during self-administration has been completely ingested before leaving the recipient and before recording or documenting the administration of the medication on the MAR;

(f) The validated direct service provider shall record or document the administration or self-administration of each medication in the MAR immediately after the administration or the supervision of self-administration; and

(g) The validated direct service provider shall directly observe the recipient for a period of twenty minutes following the administration or supervision of self-administration of new or PRN medications to immediately detect and react to possible side effects of the medication or to document the

effectiveness of the medication. The validated direct service provider shall review the MAR for special instructions regarding required observation.

(3) If the recipient requires specific positioning or the use of special techniques specific to that individual, all validated direct service providers responsible for administering medication or supervising the administration of medication for that individual shall be trained to use the correct positioning and use of any adaptive equipment required for the proper administration of medications or supervision of the self-administration of medications.

(4) It shall be the responsibility of the validated direct service provider who will be administering or supervising the administration of medication to recipients to obtain and successfully complete the training and receive the validation required by this rule.

(5) Training sessions and validation shall be conducted by a Florida licensed R.N. or A.R.N.P. Medication administration training for unlicensed direct service providers will be provided by or coordinated by the Department.

Registered nurses employed by group home providers, which meet the group home definition in Sections 393.063(23),(24), F.S., shall provide the required training and validation needed for unlicensed direct service employees requiring training and validation. The group home's nurse trainer is responsible for meeting the orientation requirements described in this rule. Registered nurses employed by adult day training facilities shall provide the required medication administration training and validation needed for the unlicensed direct service employees desiring training and validation. The ADT facility's nurse trainer is responsible for meeting the orientation requirements described in this rule.

The orientation of nurse trainers will include contacting the Department's District office and:

(a) Obtaining a current copy of Rules 59G-8.201-.211, F.A.C.;

(b) Receiving instructions for submitting a training curriculum for the Department's approval; and

(c) Signing a statement of receipt for the rule that includes the following information:

(i) Name of the trainer, as it appears on his or her Florida nursing license;

(ii) The trainer's Florida nursing license number and its expiration date;

(iii) Trainer's mailing address and contact number(s); and

(iv) An attached copy of the trainer's current Florida nursing license.

All training curricula, handouts, testing materials, and documents used to comply with the medication administration training and validation requirements of this rule will be pre-approved by the Department. Completing trainer

orientation and obtaining the Department's approval for the training curriculum to be used are required prior to providing training or validation.

(6) To become validated, the unlicensed direct service provider must successfully complete the required training and be able to:

(a) Successfully demonstrate, in a practice setting, his or her ability to correctly administer or supervise the self-administration of medications to a recipient in a safe and sanitary manner;

(b) Correctly and accurately document actions related to the administration or the supervision of self-administration of medications, in accordance with the requirements of this rule;

(c) State the purpose, common side effects, and signs and symptoms of adverse reaction regarding a list of commonly used medications that were included in information provided at the approved medication administration training from memory; or

(d) Demonstrate how he or she obtains that information and maintains it for easy access and reference; and

(e) Demonstrate the proper storage of medications.

(7) Validation documentation will contain the following information:

(a) The name, address and DD waiver provider number of the direct service provider being validated. If the direct service provider is an employee of an agency, list the name of the employing agency and the agency's DD waiver provider number;

(b) Validation date, with an expiration date of 365 days from date of validation;

(c) Printed name and original signature of the validating nurse as it appears on his or her nursing license; and

(d) Validating nurse's Florida nursing license number with expiration date.

(8) The validated direct service provider will maintain his or her required validation documentation on file and make it readily available for review.

(a) Validated direct service providers who are employees of agencies will also provide a copy of validation to his or her employer for inclusion in his or her personnel file;

(b) The employee will provide a copy of his or her revalidation to his or her employer within five working days of the revalidation date; and

(c) The employer will maintain the validated direct service employee's validation and revalidation documentation on file and make it readily available for review.

(9) Any direct service provider who has not successfully renewed his or her validation prior to the expiration date will not be eligible to administer medications to or supervise the self-administration of medication by recipients of DD waiver services until such time that the required re-training and re-validation have been successfully completed.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History—New _____.

59G-8.204 Requirements for the Administration of Medications to DD Waiver Recipients by Validated Unlicensed Direct Service Providers.

(1) Validated direct service providers shall be permitted to administer medications to DD waiver recipients, via the medication routes permitted by this rule, when all of the following requirements have been met:

(a) Has successfully completed the required medication administration training, which was based on a training curriculum approved by the Department and meets the requirements of this rule;

(b) Has his or her medication administration abilities successfully validated by a Florida licensed R.N. or A.R.N.P. and is re-validated at least annually thereafter;

(c) Is able to demonstrate, to the complete satisfaction of the validating nurse, his or her ability to read and follow medication instructions on a prescription label, physician's order or MAR;

(d) Is able to demonstrate, to the complete satisfaction of the validating nurse, his or her ability to write legibly, complete required documentation, and convey accurate and discernable information;

(e) Has a current informed consent, signed by the DD waiver recipient or his or her legal guardian or advocate.

(i) The consent form acknowledges and permits a validated direct service provider to administer medications, currently prescribed for the recipient by a licensed physician, physician's assistant, or A.R.N.P., for an individual DD recipient.

(ii) The informed consent form must be updated at least annually or more often if a recipient's medical or legal circumstances change;

(f) Has received and understands the needed medical history or updated information for each recipient. Recipient history and information can be provided by another direct service provider, the recipient's waiver support coordinator or a family member who is familiar with the recipient's usual behavior and his or her past reactions to medications; and

(g) The recipient has not been determined to be capable of the safe handling and the self-administration of his or her own medications by his prescribing physician.

(2) When all of the above-described prerequisites for administration of medication by validated direct service providers are met, the administration of medications may only occur during the provision of the following DD waiver services:

- (a) Adult Day Training Program, at the ADT facility;
- (b) Behavior Assistant Services;
- (c) Companion Services;
- (d) In-Home Support Services;

(e) Residential Habilitation Services;

(f) Personal Care Assistance;

(g) Respite Care;

(h) Special Medical Home Care; and

(i) Supported Living Coaching.

(3) Validated direct service providers cannot administer medications to DD waiver recipients who are not receiving the services described in paragraphs 59G-8.204(2)(a)-(i), F.A.C., above.

(4) In the following circumstances, the validated unlicensed direct service provider cannot administer medications:

(a) When prescription medications are to be administered by sub-cutaneous, intra-muscular or intravenous injection;

(b) In the absence of a signed informed consent form that would permit the validated direct service provider or the direct service employees or contract staff of a provider agency to administer prescribed medications;

(c) When the validated direct service provider does not meet all requirements listed in paragraphs 59G-8.204(1)(a)-(g), F.A.C., above; or

(d) When the validated direct service provider is not providing a DD waiver service listed in paragraphs 59G-8.204(2)(a)-(i), F.A.C., above.

(5) General considerations governing the administration of medication or the supervision of the self-administration of medications:

(a) Excluding providers of ADT services, all validated direct service DD waiver providers of DD waiver services, listed under subsection 59G-8.204(2), F.A.C., are authorized to administer or supervise the self-administration of prescribed medications via the following medication routes:

(i) Oral (p. o.)

(ii) Topical

(iii) Transdermal

(iv) Inhaled

(v) Rectal

(vi) Vaginal

(vii) Urethral

(viii) Ophthalmic

(ix) Otic

(b) In accordance with Section 393.506, F.S., validated unlicensed direct service providers of ADT services are authorized to administer or supervise prescribed medications via the following medication routes:

(i) Oral (p. o.)

(ii) Topical

(iii) Trans-dermal

(iv) Inhaled

(c) The correct medications shall be administered to or self-administered by the person for whom the medication is prescribed, at the correct time, with the correct dosage, and by the correct route as prescribed by the individual's health care professional;

(d) Medications may not be crushed, diluted or mixed without written directions or instructions from the individual's prescribing health care professional;

(e) The expiration date must be checked before administering each prescription medication;

(f) Prescription medications, with an expiration date preceding the current date, will not be administered;

(g) Outdated prescription medication must be properly destroyed by the individual responsible for medication administration or the supervision of self-administration of medications. The disposal of medication will be witnessed and a record of the medication disposal will be documented on a medication destruction form and will be signed by the validated direct service provider and a witness;

(h) Torn, damaged, illegible or mislabeled prescription labels should be reported immediately to the dispensing pharmacy or pharmacist and, if a recipient is residing in a residential facility, the facility supervisor must also be notified;

(i) The documentation of each medication administered or supervised as self-administered by the recipient shall be recorded immediately in the MAR, by the responsible validated direct service provider:

1. The responsible validated direct service provider will make a documented record of any medication dosages refused by the individual or missed dosages on the MAR. This documentation will be completed by drawing a circle around the appropriate space on the MAR that contains the initials of the validated direct service provider responsible for administering or supervising the self-administration of the scheduled dosage; and

2. The responsible validated direct service provider will document a reason for each medication that was not administered to or self-administered by the individual, as prescribed, under the comments section of the MAR and affix his or her signature after the entry.

(j) Recipients shall not miss medications due to delays in refilling a prescription;

(k) Validated direct service providers shall wash their hands with soap and water prior to administering medications to each recipient and will rewash hands as needed during a medication administration or self-administration procedure;

(l) Medications shall be prepared for administration in a quiet location that is free from distraction and for one recipient at a time;

(m) To complete an individual's medication process, the medication of one individual recipient must be returned to its portable or permanent medication storage unit before

administering medications to, or supervising the self-administration of medication for, another DD Waiver recipient;

(n) Validated direct service providers may only administer prescriptions or OTC medications to DD waiver recipients that have been prescribed, with a written order, by the recipient's health care professional; and

(o) Validated direct service providers may only administer prescriptions or OTC medications to or supervise the self-administration of medications by DD waiver recipients on a PRN basis, when a written prescription from the individual's health care professional includes instructions regarding criteria for its use that describes:

1. The circumstances under which the medication may be administered or self-administered;

2. The time limit for the use of the medication;

3. The desired result of the treatment; and

4. The circumstances and time at which an assessment by a licensed health care professional is required.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History—New _____.

59G-8.205 Requirements for the Validated, Unlicensed Direct Service Provider's Supervision of the Self-Administration of Medications by DD Waiver Recipients.

(1) A recipient, who has been determined by his or her prescribing health care professional as capable of safely handling his or her own medications, should be encouraged to do so.

(2) Only validated direct service providers shall be permitted to supervise a recipient's self-administration of medication, via the medication routes permitted by this rule, when all of the following requirements are met:

(a) Has successfully completed the required training, which was based on a training curriculum approved by the Department and meets the requirements of this rule;

(b) Has his or her abilities successfully validated by a Florida licensed R.N. or A.R.N.P. and is re-validated at least annually thereafter;

(c) Is able to demonstrate, to the complete satisfaction of the validation nurse, his or her ability to read and follow medication instructions on a prescription label, physician's order and MAR;

(d) Is able to demonstrate, to the complete satisfaction of the validation nurse, his or her ability to write legibly, complete required documentation, and convey accurate information;

(e) Has a current informed consent signed by the DD waiver recipient or his or her legal guardian or advocate.

1. The signed consent form acknowledges and permits the validated direct service provider or a provider's validated direct service staff to supervise the recipient's

self-administration of medications currently prescribed for the recipient by a licensed physician, physician's assistant or A.R.N.P.:

2. The informed consent form must be updated at least annually or more often if a recipient's medical or legal circumstances change.

(f) Has received and understands the needed medical history or updated information for each recipient who will be supervised while self-administering his or her medications. This history and information can be provided by another direct service provider, the recipient's waiver support coordinator or a family member who is familiar with the recipient and his or her usual behavior and past reactions to medications.

(g) Must comply with the requirements of paragraph 65B-6.009(15)(d), F.A.C., before the supervision of self-administration may be provided to recipients residing in a foster home licensed by the Department;

(h) Must comply with the requirements of paragraph 65B-6.010(14)(c), F.A.C., before the supervision of self-administration by recipients residing in a licensed group home facility; and

(i) The prescription or OTC medication being self-administered is currently prescribed for the individual and is being self-administered as prescribed by the individual's physician, physician's assistant or A.R.N.P.

(3) A recipient's self-administration of medication may be supervised by a validated direct service provider when all of the above-described prerequisites are met and may only occur during the provision of the following DD waiver services:

- (a) Adult Day Training Program, at the ADT facility;
- (b) Behavior Assistance Services;
- (c) Companion Services;
- (d) In-Home Support Services;
- (e) Residential Habilitation Services;
- (f) Personal Care Assistance;
- (g) Respite Care;
- (h) Special Medical Home Care; and
- (i) Supported Living Coaching.

(4) The validated direct service provider is strictly limited to the following activities, when supervising the self-administration of medications by DD waiver recipients:

(a) Removing the medication, in its properly dispensed and properly labeled container, from its portable or permanent storage unit and handing the *unopened* container to the recipient for whom the medication is currently prescribed;

(b) Checking the expiration date on each prescription label or medication container label prior to proceeding to c-g of this section. Should the expiration label be illegible, the validated unlicensed direct service provider shall immediately notify the dispensing pharmacist or pharmacy and the facility supervisor;

(c) Asking the recipient his or her name, reading once silently and then reading aloud from the prescription label, verifying the name for whom the medication has been dispensed, verifying the name of the medication, checking the dosage prescribed, and inspecting administration instructions listed on the prescription label to the recipient and check that information against the MAR before opening the container;

(d) Prompting the recipient regarding the correct amount of medication that he or she should remove from the container (or in the case of inhaled medications, the number of pre-measured doses to be taken and by what route of administration), giving the container to the recipient, observing the recipient as he or she removes the medication from the container to ensure that he or she removes only the quantity of medication prescribed, observing the recipient as he or she takes the medication, checking to make sure that the recipient has actually ingested the medication, and has securely closed the container;

(e) Assisting the recipient with the application of topical medications;

(f) Assisting the recipient with the placement of a trans-dermal medication patch;

(g) Coaching the recipient through the proper techniques to be used for the self-administration of oral or nasal inhaler medications;

(h) Returning the resealed medication container to its proper portable or permanent storage unit;

(i) Documenting the supervision of self-administration of medication in the MAR. The MAR documentation shall include the recipient's name, known allergies, current date, the time of self-administration, the dosage that was self-administered, the name of the medication self-administered, the name of the prescribing health care professional, and the initials and signature of the validated direct service provider supervising the self-administration;

(j) Supervising the self-administration of medication for one recipient at a time and completing the supervision process by returning the medication(s) supervised to its portable or permanent storage before providing supervision of the self-administration of medication to or administering medication to another DD waiver recipient; and

(k) Reminding the recipient to refill his or her prescriptions in a timely manner to avoid missing doses.

(5) The validated direct service provider shall not perform any of the following activities while supervising the self-administration of medications by the DD waiver recipient:

(a) Remove medication from its original container;

(b) Prepare syringes for a recipient's use during his or her self-administration of medication via a subcutaneous, intra-dermal, intra-muscular or intravenous route;

(c) Mix or pour medications used through intermittent positive pressure breathing machines or a nebulizer;

(d) Administer medication through a nasal or oral inhaler;

(e) Administer parenteral preparations;

(f) Perform the irrigation of affected tissue or apply agents used in the debridement of skin;

(g) Apply prescribed topical creams or lotions;

(h) Administer rectal, urethral, vaginal, otic or ophthalmic medications;

(i) Assist the recipient in any way with medications for which the time of administration, the amount, the dosage, the method of administration, or the reason for administration is not specified in the health care professional's prescription and would require professional medical judgment on the part of the validated direct service provider.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

59G-8.206 Storage Requirements for Prescription Medications.

(1) Each prescription medication shall be kept in its original container (whether dispensed by the pharmacy or another health care professional authorized to dispense medications), bearing the original dated prescription label containing legible information, stating the name of the individual for whom the prescription was dispensed, the name of the prescribing physician or health care professional, name of the medication, the dosage, the name, address and telephone number of the pharmacy (if dispensed by a pharmacy), the assigned prescription number, directions for use, the date the medication was dispensed, the quantity dispensed, and the expiration date of the medication.

(2) All prescription medications shall be stored in a locked enclosure.

(3) The key(s) to the locked containers and storage units containing prescriptions and over-the-counter medications shall be maintained at all times by either licensed professional health care personnel or validated direct service providers.

(4) Each recipient's medications shall be kept in its original container, separate from and not co-mingled with the medications of other individuals.

(5) Each medication shall be stored at the proper temperature for that specific medication. Medications requiring refrigeration should be stored in their original containers within a locked storage container that is clearly labeled as containing medications.

(6) Each medication shall immediately be returned to its portable or permanent storage unit immediately following its administration or self-administration.

(7) Any prescription medication that has reached its expiration date must be destroyed in the manner described in paragraph 59G-8.204(5)(g), F.A.C.

(8) The storage of controlled drugs and narcotics require additional safeguards that include:

(a) All controlled drugs and narcotics will be stored separately from other prescription and prescribed over-the-counter medications, in a separate, locked container and within a locked enclosure;

(b) The key(s) to the locked containers and storage units containing controlled or narcotic medications shall be maintained at all times by either licensed professional health care personnel or validated direct service providers;

(c) In facilities that operate in shifts, incoming and outgoing personnel will count controlled and narcotic medications. The count must be performed by the validated direct service provider responsible for medication administration during that day or shift and a witness, who is not a recipient of services. Both persons performing the medication count will carefully verify the accuracy of the count by documenting the number or amount of medication present and compare that number to the previous count and the number of doses administered (per the MAR) since the previous count, for each controlled and narcotic medication. The two persons verifying the count will then sign and date the form used to document the medication count. Any discrepancies in the count of controlled or narcotic medications will be immediately reported to the facility supervisor. In the case of an individual home with only one direct service provider, a daily medication count will be conducted and results documented by that provider;

(d) In facilities where there are no shifts, all controlled drugs and narcotics shall be counted at least once per day, using the same counting and documentation technique described in (c) above; and

(e) In addition to reporting all discrepancies in the medication counts of controlled or narcotic medications to a facility supervisor, all discrepancies noted in the medication count must be promptly reported to the Program Administrator for the District Developmental Disabilities Program or his or her designee.

(9) Recipients who self-administer their own OTC medications on a PRN basis, without supervision, will store those OTC medications in a locked container that cannot be accessed by other recipients.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

59G-8.207 Additional Requirements.

(1) Validated direct service providers and other direct service providers, including the recipient's support coordinator, shall communicate with the District Medical Case Manager to assure the appropriate oversight and review of the recipient's medication regimen. For recipients who reside in supported living arrangements or licensed residential facilities and who are taking any psychiatric or anti-epileptic medications, an annual medication review should be completed by a licensed consultant pharmacist. The validated direct service provider

will communicate with the recipient's waiver support coordinator to ensure that the required annual medication review has been conducted.

(2) Each facility shall have a designated health care professional who is available for consultation regarding the recipient's medications. The telephone number and name of this health care professional shall be readily available to the responsible direct service provider.

(3) Missed doses of medication and errors in medication administration require the following actions:

(a) Any missed doses, including doses missed due to the recipient's refusal of the medication or errors in medication administration, including those that may be determined as minor errors, shall be immediately documented and reported to the prescribing health care professional for further instruction. Medication administration and the supervision of self-medication errors include the following:

1. The administration of medication or the self-administration of the wrong medication;
2. The administration of medication or the self-administration of the wrong dose;
3. The administration of medication or the self-administration of medication via the wrong route;
4. The administration of the medication or the self-administration of medication at the wrong time or day; or
5. The administration of a medication or the self-administration of a medication to the wrong recipient.

(b) Extra, "catch-up" or additional doses of medication shall not be administered or changes made to the prescribed time of administration without the immediate, prior approval of the prescribing health care professional, which will be followed by a written order for this action from the prescribing health care professional. The validated direct service provider shall promptly record the prescribing health care professional's verbal instructions in the recipient's record and is responsible for any follow-up activities necessary to obtain the written order from the prescribing health care professional, which memorializes the instructions received. Once received, this written approval or instruction will be maintained in the recipient's record and available for review.

(c) In the event of a medication error, the validated direct service provider will notify the District and supervisory individuals, described in subparagraph 59G-8.207(3)(c)1.-5., F.A.C., below, and complete a detailed incident report.

(i) If the medication error took place in a facility, the incident report will be submitted to the facility supervisor and a copy of the report will be submitted to the District office within 24 hours of the incident.

(ii) If the medication error took place in a resident's home or family home, the original incident report will be submitted to the District Office within 24 hours of the incident. A copy of the report will be maintained in the direct service provider's records and easily accessible for review.

(d) Any recipient receiving the incorrect medication or dosage shall be closely observed, by the validated direct service provider, for a minimal period of 30 minutes after the medication was administered or self-administered. Any changes observed in his or her condition should be immediately reported to the prescribing health care professional. In cases of respiratory difficulties or other life threatening emergencies resulting from a medication error, the validated direct service provider will immediately place a 911 call to request emergency medical services. All observations and contacts made regarding any medication error shall be documented in the recipient's record.

(e) Validated direct service providers, determined as needing technical assistance, additional training or corrective action, will be notified in writing by the District Medical Case Manager and notified of required actions and provided with a specific timeframe for the completion of the required actions.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

59G-8.208 Required Record Keeping for Direct Service Providers.

(1) The responsible validated direct service provider shall record all medication administered to and the supervision of all medications self-administered by a DD waiver recipient. Documentation shall be made on the MAR. Each MAR page will include the following information:

- (a) Individual recipient's name;
- (b) Any food or medication allergies specific to the individual recipient;
- (c) Dates medications were administered or supervised;
- (d) Name of each medication prescribed for the individual recipient;
- (e) Dosage prescribed for each individual medication listed;
- (f) Scheduled time for administration of each medication listed;
- (g) Prescribed route of administration (oral, topical, trans-dermal, rectal, etc.) for each medication listed;
- (h) Specific instructions for prescribed crushing, mixing or diluting of specific medications;
- (i) The initials and signature of the responsible validated direct service provider who administered or supervised the self-administration of medications;
- (j) Each medication listed will indicate the name of the prescribing health care professional; and
- (k) Completed MAR pages will be maintained in the individual recipient's record and made available for review.

(2) A list of possible side effects, adverse reactions and possible drug interactions for each recipient's medication administered shall be maintained and readily available to any

licensed health care professional or validated direct service provider responsible for the administration or supervision of self-administration of medication.

(3) A record of drug counts, as required by this rule, shall be maintained and made readily available for review.

(4) An original informed consent form shall be maintained, by the validated direct service provider, for each recipient for whom the provider administers medication or for whom the provider supervises the self-administration of his or her medication.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

59G-8.209 Special Requirements for Recipients who Require Medication While Traveling or Away for a Visit. The following guidelines are used when a recipient is preparing for a trip or visit:

(1) The validated direct service provider shall ensure that the recipient is furnished with an adequate amount of medication to meet all dosages required while away from his or her place of residence:

(2) Medication shall not be removed from its original container and repackaged:

(3) Medications shall not be co-mingled in a container unless permitted by the provisions of subsection 64B16-28.108(2), F.A.C., or a recipient is determined able to self-administer, or his or her family member places medication in a weekly pill container:

(4) If a weekly pill container is used and the recipient has been determined by his or her physician as able to self-administer medications, the validated direct service provider shall document the name and number of medications to be taken on the visit or trip by the recipient. A MAR containing a list of the recipient's medications will be provided to the recipient, along with the weekly pill minder containing the needed medications. Upon the recipient's return, a pill count will be conducted by the validated direct service provider and results of that count will be documented in the recipient's record.

(5) For recipients who require special techniques or positioning, the validated direct service provider shall ensure that the person responsible for administering the medication while the recipient is away from his or her place of residence receives information regarding the special technique needed or how to properly position the recipient:

(6) The validated direct service provider shall provide to the person responsible for administering or supervising the self-administration of the medication while the recipient is away from his or her place of residence with the name of a contact person and a telephone or beeper number. The name and telephone number of the recipient's primary care physician shall also be provided to the responsible person or family member.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

59G-8.210 Informed Consent.

(1) An informed consent, using a Department approved form, CF-DD 2063, shall be obtained from the DD waiver recipient, or his or her legal guardian, before a validated direct service provider is permitted to administer medications to or provide supervision for the self-administration of medications by the recipient.

In accordance with Section 765.401, F.S., if the adult recipient is unable or his or her legal guardian is unable or unavailable to provide informed consent, this decision can be made for the recipient by any of the following individuals, in the following order of priority, if no individual in a prior class is available, willing or competent to act:

(a) The recipient's spouse;

(b) An adult child of the recipient, or if the recipient has more than one adult child, a majority of the adult children who are reasonably available for consultation;

(c) A parent of the recipient;

(d) The adult sibling of the recipient or, if the recipient has more than one sibling, a majority of the adult siblings who are reasonably available for consultation;

(e) An adult relative of the recipient who has exhibited special care and concern for the recipient and who has maintained regular contact with the recipient and who is familiar with the recipient's activities, health and religious or moral beliefs; and

(f) A close friend of the recipient.

In those cases where the person with a developmental disability has no person among the various parties listed in paragraphs 59G-8.201(1)(a)-(f), F.A.C., a clinical social worker can be appointed as a health care proxy. This appointment must be made through the facility's bioethics committee, or in the absence of such a committee at the facility, by the bioethics committee of another facility. The validated direct service provider responsible for the administration of medication or the supervision of the self-administration to the recipient cannot sign the informed consent as the recipient's proxy.

(2) The consent form acknowledges and permits the validated direct service provider or a provider's validated direct service staff to administer medications currently prescribed for the recipient by a licensed physician, physician's assistant or A.R.N.P.:

(3) The consent shall be renewed at least annually; and

(4) An original copy of the consent form shall be maintained in the validated direct service provider's records and a copy shall be maintained in the recipient's file.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

59G-8.211 Recipient Request for Exemption from Rule Requirements.

(1) To obtain an exemption from individual requirements of this rule, the recipient or his or her legal guardian shall make a formal request in writing to the District Program Administrator for Developmental Disabilities. The following requirements apply:

(a) This request shall include the specific reason(s) the recipient finds the safeguards provided in the rule are unnecessary to assure his or her safety; and

(b) Each request for exemption must be dated and signed by the recipient or his or her legal guardian.

(2) The following procedure will be followed when a letter requesting an exemption is received:

(a) The District Medical Case Manager shall review each request and forward a copy of the letter with a written recommendation to the District Program Administrator within 10 working days of its receipt;

(b) The District Program Administrator will review the information and in turn submit a copy of the request letter with the District's recommendation to the Developmental Disabilities Central Program Office within 10 working days of its receipt;

(c) The requesting party shall receive the Department's written response, indicating its approval or denial of his or her request, within 10 working days of its receipt by the Department's Central Office; and

(d) A copy of the Department's approval or denial of exemption shall be forwarded to the recipient's waiver support coordinator and recipient's district of residence.

(3) Such letters, requesting exemptions from this rule, shall be maintained by the support coordinator in the recipient's central record and a copy shall also be maintained in the recipient's facility record and readily available for review.

(4) The recipient's waiver support coordinator will make a copy of this letter available to all independent validated direct service providers responsible for furnishing the exempted requirement of this rule to the exempted recipient.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.912 FS. History--New _____.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE TITLE: Petition for Relief from a Discriminatory Housing Practice
RULE NO.: 60Y-8.001
PURPOSE AND EFFECT: The rule provides for Petitions for Relief under the Fair Housing Act.
SUBJECT AREA TO BE ADDRESSED: Filing fee to file a Petition for Relief.
SPECIFIC AUTHORITY: 760.06(12) FS.
LAW IMPLEMENTED: 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, Monday, December 29, 2003
PLACE: The Commission's Main Conference Room, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301
CONTACT: Florida Commission on Human Relations, Attn: Jim Tait, Staff Attorney, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301, (850)488-7082, Ext. 1071

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Denise Crawford, Commission's Clerk, 2009 Apalachee Parkway, Suite 100, Tallahassee, FL 32301, (850)488-7082, Commission's website: <http://fchr.state.fl.us>, click on the publications icon

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60Y-8.001 Petition for Relief from a Discriminatory Housing Practice.

(1) No change.

(2) A fee of \$62.50 is required to be submitted to the Clerk of the Commission upon filing any Petition pursuant to this Section.

Specific Authority 120.53, 760.31(5) FS. Law Implemented 120.53, 760.34, 760.35 FS. History--New 1-25-90, Formerly 22T-22.001, Amended 11-18-92, _____

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE TITLE: Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States
RULE NO.: 61G7-33.0065

PURPOSE AND EFFECT: This rule is created pursuant to statute to set out exemption and renewal criteria for spouses of members of the armed forces who are required to be away on military duty.

SUBJECT AREA TO BE ADDRESSED: Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States.

SPECIFIC AUTHORITY: 455.02(2) FS.

LAW IMPLEMENTED: 455.02(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: John W. Johnson, Executive Director, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-33.0065 Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States.

Spouses of members of the Armed Forces of the United States are exempt from licensure renewal provisions, but only in cases of absence from the state because of their spouse's duties with the Armed Forces. Copies of the military orders requiring the change in duty station must be sent to the Board office in order to qualify for the exemption. Upon receipt of the military orders by the Board office confirming exemption eligibility, the spouse's license will be placed on inactive status with no fee required.

Specific Authority 455.02(2) FS. Law Implemented 455.02(2) FS. History--New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

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

PURPOSE AND EFFECT: This rule is being amended to add Foreign Credentials Service of America as an approved transcript evaluation service for reviewing foreign credentials.

SUBJECT AREA TO BE ADDRESSED: Foreign Degrees.

SPECIFIC AUTHORITY: 471.008 FS.

LAW IMPLEMENTED: 471.013, 471.015 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: 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:

61G15-20.007 Foreign Degrees.
 (1) through (3) No change.

(4) The applicant must request an evaluation of substantial equivalency of his or her credentials to ABET standards through either Engineering Credentials Evaluation International, 111 Market Place, #171, Baltimore, Maryland

21202: Foreign Credentials Service of America, 1910 Justin Lane, Austin, Texas 78757-2411; or P. O. Box 13084, Baltimore, MD 21203-3084, Joseph Silny & Associates, Inc., P.O. Box 248233, Coral Gables, Florida 33124.

(5) 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, 10-2-03, _____.

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 Pharmacy

RULE TITLES:	RULE NOS.:
Requirements for Automated Pharmacy Systems and Robotic Pharmacy Systems for Community Permittees	64B16-28.141
Class II Institutional Pharmacies – Automated Distribution and Packaging	64B16-28.605
Remote Medication Order Processing for Class II Institutional Pharmacies	64B16-28.606

PURPOSE AND EFFECT: The Board proposes to determine whether new rules are necessary to address advances in pharmacy practice.

SUBJECT AREA TO BE ADDRESSED: The proposed new rules define and set forth the requirements for automated and robotic pharmacy systems, and also address remote medication order processing for Class II institutional pharmacies.

SPECIFIC AUTHORITY: 465.005, 465.0155, 465.022 FS.

LAW IMPLEMENTED: 465.018, 465.019, 465.022, 465.026 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: Danna Droz, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-28.141 Requirements for Automated Pharmacy Systems and Robotic Pharmacy Systems for Community Permittees.

(1) Definitions.

(a) "Automated pharmacy systems" mean mechanical systems that perform operations or activities, other than compounding or administration, relative to storage, packaging, dispensing, or distribution of medications, and which collects, controls, and maintains all transaction information.

(b) "Robotic pharmacy system" means a mechanical system controlled by a computer that performs operations or activities relative to the storage, labeling, and dispensing, and collects, controls, and maintains all transaction information.

(2) General Requirements – Duties and Responsibilities of Permit Holder.

(a) Documentation, as to the type of equipment, serial numbers, content, policies and procedures, and location, shall be maintained on site in the pharmacy for review by the agent of the Board upon request.

(b) The system shall be used only in settings where there is an established program of pharmaceutical care that ensures medication prescriptions are reviewed by a pharmacist in accordance with the established policies and procedures and good pharmacy practice.

(c) The system shall have adequate security systems and procedures, evidenced by written policies and procedures to:

1. Prevent unauthorized access.
2. Comply with federal and state regulations.
3. Maintain patient confidentiality.

(d) The filling/stocking of all medications in the system, shall be accomplished by qualified personnel under the supervision of a pharmacist. An electronic or hard copy record of medications filled into the system shall be maintained and include identification of the person filling the device. In addition, the product identification, lot number and expiration date must be available.

(e) Access to and limits on access to the automated system must be defined by policy and procedures and must comply with federal and state regulations. Proper identification and access control, including electronic password, biometric identification, or other coded identification, must be limited and authorized by the pharmacy manager.

(f) The pharmacy manager must:

1. Be able to stop or change access at any time.
2. Maintain a current and retrievable list of all persons who have access and the limits of that access.
3. Ensure that the access and the medications comply with federal and state regulations.
4. Ensure that the system is filled/stocked accurately and in accordance with established, and written policies and procedures.

Specific Authority 465.005, 465.0155, 465.022 FS. Law Implemented 465.018, 465.022, 465.026 FS. History--New _____.

64B16-28.605 Class II Institutional Pharmacies – Automated Distribution and Packaging.

(1) Definitions. As used herein, the following terms have the meanings indicated.

(a) "Automated medication system" means a robotic, mechanical or computerized device, not used for medication compounding, designed to:

1. Distribute medications in a licensed health care facility.
2. Package medications for final distribution by a pharmacist.

(b) "Centralized automated medication system" means an automated medication system located in a pharmacy from which medication is distributed or packaged for final distribution by a pharmacist.

(c) "Decentralized automated medication system" means an automated medication system that is located outside of a pharmacy in which medication is stored.

(d) "Distribution" means the process resulting in the ultimate provision of a drug to an individual authorized to administer medications and licensed as a health care provider in the state of Florida pursuant to an order issued by an authorized prescriber.

(e) "Override dose" means a dose of medication removed from a decentralized automated medication system prior to pharmacist review when the clinical status of the patient would be significantly compromised by the delay that would result

from such review so long as the medication has been designated as such by a medical staff committee discussed in (3) herein.

(f) "Low risk override doses" are medications determined to have a non-existent or low likelihood of drug allergy, drug interaction, dosing error, or adverse patient outcome, are designated low risk by a medical staff committee having oversight of the institution's medication use process, and may be removed from a decentralized automated medication system independent of pharmacist review of the medication order or clinical status of the patient.

(g) "Physician controlled doses" are medications distributed in an environment in which a physician controls the ordering, preparation, and administration of the medication.

(2) General Requirements for the Use of Automated Medication Systems.

(a) Records concerning transactions or operations must be maintained as provided in (8) herein.

(b) Pharmacy personnel designated by the consultant pharmacist of record control access to the system and the consultant has defined a method for delegating access to the system.

(c) A pharmacist must perform prospective drug use review and approve each medication order prior to administration of the medication. The following are exceptions to this requirement: the medication order meets the criteria for a dose (retrospective drug use review is required), low risk override doses, or physician controlled doses.

(d) The consultant pharmacist of record is responsible for providing that:

1. Patients have prompt access to all pharmacy services necessary for the provision of good pharmaceutical care as set forth in Chapter 465 and the rules promulgated thereto.

2. The system maintains the integrity of the information in the system and protects patient confidentiality.

3. A comprehensive program of Quality Assurance (QA) for the system is in place as established in (7) herein.

4. Policies and procedures are maintained relating to:

a. The operation of the system.

b. The training of personnel using the system.

c. Operations during system downtime.

d. Delegation of access to and removal of access from the system.

5. A process is established to ensure the security of the system.

(3) Medical Staff Committee for Decentralized Automated Medication Systems. The consultant pharmacist of record shall convene or identify a multidisciplinary committee, that includes a pharmacist, which is charged with oversight of the decentralized automated medication system, and which shall:

(a) Establish criteria and a process for determining which drugs may be utilized as starter doses in a decentralized automated medication system.

(b) Develop policies and procedures regarding the decentralized automated medication system.

(c) Assure that the system complies with this chapter.

(4) Filling of Automated Medication System.

(a) Medications in Automated Medication Systems shall be filled by a pharmacist or by a pharmacy technician supervised by the consultant pharmacist of record.

(b) When pharmacy technicians or pharmacists supervised by the consultant pharmacist of record fill an automated medication system, one of the following procedures must be followed:

1. A daily QA process (as described in (7) herein) shall be conducted by a pharmacist for medications placed or to be placed into an automated medication system.

2. A bar code verification, electronic verification, or similar process must be followed so as to assure appropriate product selection of medications placed or to be placed into an automated medication system. The utilization of a bar code or electronic verification system shall require an initial QA validation, followed by a monthly QA review by a pharmacist. In all circumstances, the pharmacist performing the QA review must maintain records (as provided in (8) herein) documenting that the QA process occurred and resulted in pharmacist approval of the medication filling or verification process.

(5) Return of medication to active stock is not permitted in an Automated Medication System; however, medication may be returned to a secure bin, a segregated and secure area of the pharmacy.

(6) Final Check of Medication for Centralized Automated Medication Systems. A pharmacist utilizing a centralized automated medication system may distribute patient specific medications within the licensed health care facility without checking each individual medication selected or packaged by the system, so long as:

(a) The initial medication order has been reviewed and approved by a pharmacist.

(b) The medication is distributed for subsequent administration by a health care professional permitted by Florida law to administer medication.

(c) A pharmacist either:

1. Performs a daily QA check (as described in (7) herein) of the integrity of the system that includes random sampling of the output and documents same.

2. A bar code or electronic verification (or similar) process exists for medications distributed using the centralized automated medication system. Bar code or electronic verification systems require an initial QA validation, followed by a monthly QA process by a pharmacist.

(d) The pharmacist performing the QA review maintains readily retrievable records (as provided in (8) herein) that the QA process occurred and resulted in pharmacist approval of the medication filling or verification process.

(7) Quality Assurance Program. The consultant pharmacist of record shall be responsible for providing that a QA program for the automated medication system is established which program shall provide for:

- (a) Review of starter dose utilization.
- (b) Investigation of medication errors related to the automated medication system.
- (c) Review of discrepancies and transaction reports to identify patterns of inappropriate use and access.
- (d) Review of the functioning of the system.
- (e) Integration of the automated medication system quality assurance program with the overall continuous quality improvement program of the pharmacy as defined in Rule 64B16-27.300, F.A.C.

(f) Assurance that individuals working with the automated medication system receive appropriate training on operation of the system and procedures for system downtime.

(8) Record Keeping. The consultant pharmacist of record shall maintain records for the system in a readily retrievable manner for at least 2 years which shall at a minimum include:

- (a) QA audits and system performance audits.
- (b) Copies of reports and analyses generated as part of the QA program.
- (c) Reports or databases related to level of access and changes in the level of access to the system.
- (d) Transaction records for all controlled drugs dispensed or distributed for the preceding 2 years, and all other drugs or devices for the preceding 60 days.

(9) The consultant pharmacist of record shall assure compliance with the provisions of Chapter 465 and the rules promulgated thereto setting standards for packaging and labeling.

Specific Authority 465.005, 465.0155, 465.022 FS. Law Implemented 465.019, 465.022, 465.026 FS. History—New _____.

64B16-28.606 Remote Medication Order Processing for Class II Institutional Pharmacies.

(1) All pharmacists participating in remote medication order processing as provided in this rule shall be Florida licensed pharmacists.

(2) Definitions. The following words and terms, when used in this rule, shall have the following meanings, unless the context clearly indicates otherwise.

- (a) "Remote Medication Order processing" includes any of the following:
 - 1. Receiving, interpreting, or clarifying medication orders.
 - 2. Data entering and transferring of medication order information.
 - 3. Performing prospective drug use review.

- 4. Obtaining substitution authorizations.
- 5. Interpreting and acting on clinical data.
- 6. Performing therapeutic interventions.
- 7. Providing drug information.
- 8. Authorizing the release of a prescription drug for administration in a Class II Institutional Pharmacy.

(b) Prospective drug use review – An evaluation of medication orders and patient medication records for:

- 1. Over-utilization or under-utilization.
- 2. Therapeutic duplication.
- 3. Drug-disease contraindications.
- 4. Drug-drug interactions.
- 5. Incorrect drug dosage or duration of drug treatment.
- 6. Drug-allergy interactions.
- 7. Clinical abuse/misuse.

(3) Operational Standards.

(a) General requirements:

1. A Class II institutional pharmacy may outsource medication order processing to pharmacists at another location provided the pharmacist providing the remote medication order processing has access to sufficient patient information necessary for prospective drug use review and approval of medication orders.

2. If the pharmacist providing remote order processing is not an employee of the Class II institutional pharmacy, the Class II institutional pharmacy must have a written agreement or contract with the pharmacist or entity employing the pharmacist which outlines the services to be provided and delineates the responsibilities of each party including the manner by which compliance with federal and state laws and regulations governing the practice of pharmacy as well as state and federal medical privacy requirements will take place. The written contract or agreement must also outline the services to be provided and must require that the parties adopt policies and procedure which comply with section (b) below and the contract or agreement must provide that the parties share a common electronic file or have appropriate technology to allow access to sufficient patient information necessary for prospective drug use review and approval of medication orders.

(b) Policy and Procedures. A policy and procedures manual shall:

- 1. Be maintained at all sites involved in remote off site medication order processing be available for inspection.
- 2. Outline the responsibilities of each of the parties involved in remote medication order processing and shall include a list of the name, address, telephone numbers, and all license numbers of the pharmacists involved in remote medication order processing.
- 3. Include policies and procedures for:
 - a. Protecting the confidentiality and integrity of patient information.

b. Ensuring that pharmacists performing drug use reviews have access to appropriate drug information resources.

c. Ensuring that medical and nursing staff understand how to contact pharmacists responsible for drug use review and drug information related questions.

d. Maintaining appropriate records to identify the name(s), initials, or identification code(s) and specific activities of each person who performed any medication order processing.

e. Complying with federal and state laws and regulations.

f. Operating or participating in a continuous quality improvement program for pharmacy services designed to objectively and systematically monitor and evaluate the quality and appropriateness of patient care, pursue opportunities to improve patient care, and resolve identified problems.

g. Reviewing the written policies and procedures and documenting such review every year.

h. Assure that a pharmacist will perform the final check before a prescription drug is authorized to be released from the pharmacy.

(c) Records. All Class II Institutional Pharmacies involved in remote medication order processing shall maintain appropriate records which identify, by medication order, the name(s), initials, or identification code(s) of each person who performs a processing function for a medication order. Such records may be maintained in a common electronic file as long as the records are maintained in such a manner that the data processing system can produce a printout which lists the functions performed by each person for no less than the last two (2) years.

Specific Authority 465.005, 465.0155, 465.022 FS. Law Implemented 465.019, 465.022, 465.026 FS. History—New _____.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE TITLE: Examination RULE NO.: 64B20-2.005

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

SUBJECT AREA TO BE ADDRESSED: Examination.

SPECIFIC AUTHORITY: 468.1135(4) FS.

LAW IMPLEMENTED: 456.017(1)(c), 468.1175 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

Board of Speech-Language Pathology and Audiology

RULE CHAPTER TITLE: Discipline RULE CHAPTER NO.: 64B20-7

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

SUBJECT AREA TO BE ADDRESSED: Discipline.

SPECIFIC AUTHORITY: 456.072(2)(f), 456.073(3),(4), 456.077, 456.078, 456.079(1), 468.1135(4), 456.013(7) FS.

LAW IMPLEMENTED: 456.013(7), 456.063, 456.072, 456.073, 456.076, 456.077, 456.078, 468.1145(2), 468.1135, 468.1295, 468.1296 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 FINANCIAL SERVICES

Division of State Fire Marshal

RULE CHAPTER TITLE: Explosives RULE CHAPTER NO.: 69A-2

RULE TITLE: Construction Materials Mining Activities RULE NO.: 69A-2.024

PURPOSE AND EFFECT: The purpose of the rule development proceedings is to provide forms and procedures under Sections 552.32-552.44, Florida Statutes, for Bonds and Letters of Credit.

The effect of this rule development will be to assist mining companies subject to Chapter 552, Florida Statutes, in complying with the Florida Construction Materials Mining Activities Administrative Recovery Act, Sections 552.32-552.44, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Construction Materials Mining Activities, Administrative Recovery Act, Bonds and Letters of Credit, Sections 552.32-552.44, Florida Statutes.

SPECIFIC AUTHORITY: 552.38 FS.

LAW IMPLEMENTED: 552.38 FS.

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

TIME AND DATE: 9:00 a.m., March 31, 2004

PLACE: 400 North Congress Avenue, Second Floor Conference Room, West Palm Beach, Florida

TIME AND DATE: 9:00 a.m., April 1, 2004

PLACE: Cape Coral Library, 921 S. W. 39th Terrace, Cape Coral, Florida 33914

Pursuant to the provisions of the Americans with Disabilities Act and Section 286.26, Florida Statutes, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Millicent King, (850)413-3619, Fax (850)922-2553

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Terry Hawkins, Safety Program Manager, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342, (850)413-3171, Fax (850)922-2553

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69A-2.024 Construction Materials Mining Activities.

(1) through (13) No change.

(14) FLORIDA CONSTRUCTION MATERIALS MINING ACTIVITIES ADMINISTRATIVE RECOVERY ACT, SECTIONS 552.32-552.44, FLORIDA STATUTES; BONDS, LETTERS OF CREDIT.

(a) Any person seeking to obtain a new User of Explosives License or to renew an existing User of Explosives License pursuant to the provisions of Section 552.091(5)(a), Florida Statutes, and who is engaged in or intends to engage in the use of explosives in connection with construction materials mining activities, or any person seeking to obtain a new Construction Materials Mining Permit or to renew an existing Construction Materials Mining Permit issued pursuant to the provisions of Section 552.30, Florida Statutes, must post and maintain a bond as security on Form DFS-K3-#xxx which is hereby adopted and incorporated herein by reference, except as set forth in paragraph (d).

(b) Form DFS-K3-#xxx may be obtained from the Department of Financial Services, Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, Florida 32399-0342.

(c) Any bond which is on a form other than Form DFS-K3-#xxx is not acceptable and is void and of no effect.

(d) In lieu of the bond required in paragraph (a), a person referred to in paragraph (a) is permitted to obtain and maintain a letter of credit, which for purposes of this subsection shall be referred to as "Letter." If a Letter is obtained and maintained in place of a bond, the following provisions apply.

1. Except as provided in this subsection, the provisions of Chapter 675, Florida Statutes, including, but not limited to, the definitions contained in Section 675.103, Florida Statutes, are applicable to each Letter, each party to a Letter, and to this subsection.

2. The issuer of the Letter must be a financial institution chartered under the laws of the United States of America or of the State of Florida.

3. The beneficiary of each Letter shall be the Department of Financial Services on behalf of a prevailing party in an action for damages sustained under the Florida Construction Materials Mining Activities Administrative Recovery Act, Sections 552.32-552.44, Florida Statutes, if any person referred to in paragraph (a) fails to pay damages awarded within 30 days after a final order awarding damages is issued by an administrative law judge of the Division of Administrative Hearings, or within 30 days after the entry of an appellate mandate affirming a final order awarding damages.

4. The applicant for the Letter must be a person referred to in paragraph (a).

5.a. Each Letter must contain a condition of the undertaking.

b. The condition of the undertaking of each Letter is that the Letter shall specifically authorize recovery by the department on behalf of a prevailing party in an action for damages sustained under the Florida Construction Materials Mining Activities Administrative Recovery Act, Sections 552.32-552.44, Florida Statutes, in the event that the applicant for the Letter fails to pay damages awarded within 30 days after a final order awarding damages is issued by an administrative law judge of the Division of Administrative Hearings, or within 30 days after entry of an appellate mandate affirming a final order awarding damages.

6. Each Letter must be authenticated by a signature which is on file with the department or in accordance with the standard practices referred to in Section 675.108(5), Florida Statutes.

7. The original of each Letter, once issued, must be maintained in the custody of the department.

8.a. No Letter is permitted to contain a statement that it is revocable.

b. If a Letter contains a statement that it is revocable, such Letter is void and of no effect for purposes of complying with the Florida Construction Materials Mining Activities Administrative Recovery Act, Sections 552.32-552.44, Florida Statutes, or these rules.

9.a. Each Letter shall state that it is perpetual.

b. Each Letter shall be perpetual within the meaning of Section 675.106, Florida Statutes.

10.a. Each Letter must be replaced not later than 4 years and 6 months after the stated date of issuance or, if none is stated, after the actual date of issuance.

b. Failure to replace the Letter within the 4 years and 6 months period without providing a bond as permitted by paragraph (a) constitutes an immediate, serious danger to the public health, safety, and welfare, and shall result in an immediate final order of revocation of the licensee's or permittee's license or permit, and also constitutes grounds for the imposition of any other applicable penalty provided for in Chapter 552, Florida Statutes.

11.a. Each Letter shall be payable on or before the seventh day after presentation of a document evidencing satisfaction of the condition of the undertaking.

b. Presentation of a certified copy of a judgment awarding damages from an administrative law judge of the Division of Administrative Hearings under the Florida Construction Materials Mining Activities Administrative Recovery Act, Sections 552.32-552.44, Florida Statutes, or a certified copy of an appellate court mandate affirming such a judgment, together with an affidavit from an authorized department representative that such judgment has not been paid, constitutes sufficient evidence to satisfy the condition of the undertaking for payment under the Letter.

c. Authorized representatives of the department are the Chief Financial Officer acting as the State Fire Marshal, the department's Chief of Staff, any Deputy Chief Financial Officer acting on behalf of the Chief Financial Officer acting as the State Fire Marshal, the director of the Division of State Fire Marshal, the Chief of the Bureau of Fire Prevention, the Safety Program Manager of the Bureau of Fire Prevention, and any attorney employed by the department.

d. Payment under the Letter shall be made to the "Department of Financial Services."

e. After receipt of payment of the Letter, the department shall deposit the check and, upon clearance of such check, the department shall issue a check for the exact same amount as the payment under the Letter to the owner or holder of the judgment referenced in this subsection.

12.a. Each Letter shall state that it is transferable and assignable from the department to the department's transferee or assignee.

b. The department's transferee or assignee shall be the owner and holder of a judgment from an administrative law judge of the Division of Administrative Hearings providing for damages under the Florida Construction Materials Mining Activities Administrative Recovery Act, Sections

552.32-552.44, Florida Statutes, or a mandate affirming such a judgment, which the licensee or permittee has failed to pay within the time allotted in such Act.

13. Each Letter shall be governed by, and shall state that it is governed by, the laws of the State of Florida, regardless of the country, state, territory, or other location at which the Letter was applied for, requested, or issued.

14. Each Letter shall state that venue for any cause of action brought under the Letter in state court shall lie in the circuit court of the Second Judicial Circuit of Florida, in and for Leon County, and, if an action is brought under the laws of the United States of America, venue shall lie in the United States District Court for the Northern District of Florida, Tallahassee Division.

15. Each Letter is subject to approval by the department; however, the department shall not unreasonably withhold approval of any Letter which complies with these rules.

16. Once approved by the department, no Letter may be altered or amended in any manner except with written approval of the department.

(e)1. Each bond or letter of credit shall provide security for payment of any award against the user or permit holder in the initial amount of not less than \$100,000.00, which amount shall be maintained at all times the user or permit holder engages in construction materials mining activities. If the user or permit holder wishes, such bond or letter of credit may be maintained in an amount that exceeds \$100,000.00.

2. If an award is made pursuant to Section 552.40(7), Florida Statutes, and the respondent which is a user or permit holder fails to pay the damages within 30 days after the final order is issued or within 30 days after the entry of an appellate mandate affirming a final order awarding damages, and the award is paid from the bond or letter of credit provided for in Section 552.38, Florida Statutes, and this rule, the respondent shall immediately secure a replacement bond or letter of credit in the full sum of not less than \$100,000.00.

3. The respondent against whom the award was made and the award paid from the bond or letter of credit shall not engage in construction materials mining activities without having secured an effective replacement bond or letter of credit.

(15)(14) No change.

Specific Authority 552.38 FS. Law Implemented 552.38 FS. History--New 11-25-01, Amended 6-24-02, Formerly 4A-2.024, Amended _____.

Section II
Proposed Rules

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

Medicaid

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

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the revised Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 2004. The effect will be to incorporate by reference in the rule the revised Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 2004.

In the Notice of Rule Development, published in the Florida Administrative Weekly, Vol. 29, No. 7, on February 14, 2003, the effective date of the revised Florida Medicaid Podiatry Services Coverage and Limitations Handbook was given as October 2003. We changed this effective date to January 2004 to include the January 2004 podiatry procedure codes and maximum fee schedule, and published a new Notice of Rule Development on February 6, 2004.

SUMMARY: The purpose of this rule amendment is to incorporate by reference in the rule the revised Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 2004. The coverage and limitations handbook revisions include global HIPAA language, modifications in procedure code and claim form combinations due to HIPAA, policy to reflect new podiatry procedure codes, and updated fee schedules effective January 2004.

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

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

SPECIFIC AUTHORITY 409.919 FS.

LAW IMPLEMENTED 409.905, 409.907, 409.908, 409.9081 FS.

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

TIME AND DATE: 9:00 a.m., Monday, April 5, 2004

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

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.220 Podiatry Services.

(1) No change.

(2) All podiatry services providers enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 2004 ~~March 2003~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMSHCFA-1500 ~~and Child Health Check-Up 221~~, which is incorporated by reference in Rule 59G-4.001 ~~5-020~~, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.907, 409.908, 409.9081 FS. History--New 1-23-84, Amended 10-25-84, Formerly 10C-7.529, Amended 4-21-92, 11-9-92, 7-1-93, Formerly 10C-7.0529, 10P-4.220, Amended 1-7-96, 3-11-98, 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03, 8-5-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Jackson

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 6, 2004

DEPARTMENT OF MANAGEMENT SERVICES

State Technology Office

RULE CHAPTER TITLE: Florida Information Resource
RULE CHAPTER NO.: 60DD-2

Security Policies and Standards

RULE TITLES: Purpose; Definitions; Policy; Applicability; Agency Security Programs; Roles and Responsibilities; Risk Management
RULE NOS.: 60DD-2.001

Control of Computers and Information Resources 60DD-2.002

Physical Security and Access to Data Processing Facilities 60DD-2.003

Logical and Data Access Controls 60DD-2.004

Data and System Integrity	60DD-2.005
Network Security	60DD-2.006
Backup and Disaster Recovery	60DD-2.007
Personnel Security and Security Awareness	60DD-2.008
Systems Acquisition, Disposal, Auditing, and Reporting	60DD-2.009
Standards Adopted	60DD-2.010

PURPOSE, EFFECT AND SUMMARY: The purpose and effect of the Florida Information Resource Security Policies and Standards is to promulgate state policies regarding the security of data and information technology resources and to define minimum security standards for the protection of state information resources.

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: 282.102(2),(6),(16) FS.

LAW IMPLEMENTED: 282.318 FS.

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

TIME AND DATE: 9:00 a.m., Monday, April 12, 2004

PLACE: Shared Resource Center, 2585 Shumard Oak Boulevard, Tallahassee, Florida 32399-0950

Pursuant to the Americans with Disabilities Act, persons needing special accommodations to participate in this meeting should advise the State Technology Office at least 2 calendar days before the workshop, by contacting: Julie Shaw, (850)487-3423.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Kris Palmer, State Technology Office, Department of Management Services, 2585 Shumard Oak Boulevard, Tallahassee, Florida 32399-0950, (850)488-9895, Kris.Palmer@MyFlorida.com

THE FULL TEXT OF THE PROPOSED RULES IS:

60DD-2.001 Purpose; Definitions; Policy; Applicability; Agency Security Programs; Roles and Responsibilities; Risk Management.

(1) Purpose.

(a) Rules 60DD-2.001-.010, F.A.C., shall be known as the Florida Information Resource Security Policies and Standards.

(b) The purpose of the Florida Information Resource Security Policies and Standards is to:

1. Promulgate state policies regarding the security of data and information technology resources. Policies are broad principles underlying the state's information resource security program.

2. Define minimum-security standards for the protection of state information resources. Standards are required administrative procedures or management controls, utilizing current, open, non-proprietary or non-vendor specific technologies.

(c) Nothing in this rule chapter shall be construed to impair the public's access rights under Chapter 119 and Article I, Section 24 of the Florida Constitution.

(2) Definitions. The following terms are defined:

(a) Access – To approach, view, instruct, communicate with, store data in, retrieve data from, or otherwise make use of computers or information resources.

(b) Access control – The enforcement of specified authorization rules based on positive identification of users and the systems or data they are permitted to access.

(c) Access password – A password used to authorize access to data and distributed to all those who are authorized similar access.

(d) Access Point – A station that transmits and receives data

(e) Advanced Encryption Standard or “AES”– A Federal Information Processing Standard (FIPS 197) developed by NIST to succeed DES. Intended to specify an unclassified, publicly disclosed, symmetric encryption algorithm, available royalty-free worldwide, to protect electronic data.

(f) Agency – Those entities described in Section 216.011(1)(qq), Florida Statutes.

(g) Asymmetric encryption – A modern branch of cryptography (sometimes called “public-key cryptography”) in which the algorithms employ a pair of keys (a public key and a private key) and use a different component of the pair for different steps of the algorithm.

(h) Attack – An assault on system security that derives from an intelligent threat, i.e., an intelligent act that is a deliberate attempt (especially in the sense of a method or technique) to violate the security of a system.

(i) Audit – See: Security Audit.

(j) Authentication – The process that verifies the claimed identity or access eligibility of a station, originator, or individual as established by an identification process.

(k) Authorization – A positive determination by the information resource/data owner or delegated custodian that a specific individual may access that information resource, or validation that a positively identified user has the need and the resource/data owner's permission to access the resource.

(l) Availability – The security goal that generates the requirement for protection against intentional or accidental attempts to (1) perform unauthorized deletion of data or (2) otherwise causes a denial of service of system resources.

(m) Back door – A hardware or software mechanism that (a) provides access to a system and its resources by other than the usual procedure, (b) was deliberately left in place by the system’s designers or maintainers, and (c) usually is not publicly known.

(n) Business continuity plan – See: Disaster-Preparedness Plan.

(o) Best Practice – a technique or methodology that, through experience and research, has proven to reliably lead to a desired result. A commitment to using the best practices in any field is a commitment to using all the knowledge and technology at one’s disposal to ensure success.

(p) Block cipher – An encryption algorithm that breaks plaintext into fixed-size segments and uses the same key to transform each plaintext segment into a fixed-size segment of cipher-text.

(q) Central Computer Room – A facility dedicated to housing significant computing resources, such as mainframe computers and libraries; commonly referred to as a data center.

(r) Client – A system entity that requests and uses the service provided by another system entity called a “server”.

(s) Comprehensive Risk analysis – A process that systematically identifies valuable system resources and threats to those resources, quantifies loss exposures (i.e., loss potential) based on estimated frequencies and costs of occurrence, and recommends how to allocate resources to countermeasures so as to minimize total exposure. The analysis lists risks in order of cost and criticality, thereby determining where countermeasures should be applied first.

(t) Computer Security – measures that implement and assure security in a computer system, particularly those that assure access control; usually understood to include functions, features and technical characteristics of computer hardware and software, especially operating systems.

(u) Confidential information – Information that is excepted from disclosure requirements under the provisions of applicable state or federal law, e.g., the Florida Public Records Act.

(v) Confidentiality – The state that exists when confidential information is held in confidence and available only to a limited set of authorized individuals pursuant to applicable law. Confidentiality is the security goal that generates the requirement for protection from intentional or accidental attempts to perform unauthorized data reads. Confidentiality covers data in storage, during processing, and in transit.

(w) Contingency Plan – A plan for emergency response, backup operations, and post-disaster recovery in a system as part of a security program to ensure availability of critical system resources and facilitate continuity of operations in a crisis. See: Disaster-Preparedness Plan.

(y) Continuity of Operations Plan (COOP) – See: Disaster-Preparedness Plan.

(z) Control – Any action, device, policy, procedure, technique, or other measure that improves security.

(aa) Critical information resource – That resource determined by agency management to be essential to the agency’s critical mission and functions, the loss of which would have an unacceptable impact.

(bb) Current – Most recent; not more than one year old.

(cc) Custodian of an information resource – Guardian or caretaker; the holder of data; the agent charged with the resource owner’s requirements for processing, communications, protection controls, access controls, and output distribution for the resource; a person responsible for implementing owner-defined controls and access to an information source. The custodian is normally a provider of services.

(dd) Data – A representation of facts or concepts in an organized manner that may be stored, communicated, interpreted, or processed by people or automated means.

(ee) “Data Encryption Algorithm” or “DEA” – A symmetric block cipher, defined as part of the United States Government’s Data Encryption Standard. DEA uses a 64-bit key, of which 56 bits are independently chosen and 8 are parity bits, and maps a 64-bit block into another 64-bit block.

(ff) “Data Encryption Standard” or “DES” – A United States Government standard (Federal Information Processing Standard 46-3) that specifies the data encryption algorithm and states policy for using the algorithm to protect data.

(gg) Data integrity – The condition existing when the data is unchanged from its source and has not been accidentally or maliciously modified, altered or destroyed.

(hh) Data security – The protection of data from disclosure, alteration, destruction, or loss that either is accidental or is intentional but unauthorized;

(ii) Data security administrator – The person charged with monitoring and implementing security controls and procedures for a system. Whereas each agency will have one Information Security Manager, agency management may designate a number of data security administrators.

(jj) Denial of service – The prevention of authorized access to a system resource or the delaying of system operations and functions.

(kk) “Disaster-Preparedness Plan” or “Continuity of Operations Plan” – An effort within individual departments and agencies pursuant to Section 252.365, Florida Statutes, to ensure the continued performance of minimum essential functions during a wide range of potential emergencies. An operational and tested information technology continuity plan should be in line with the overall agency disaster-preparedness plan and its related requirements and take into account such items as criticality classification, alternative procedures, back-up and recovery, systematic and regular testing and training, monitoring and escalation processes, internal and external organizational responsibilities, business continuity

activation, fallback and resumption plans, risk management activities, assessment of single points of failure, and problem management. Provisions should be documented in the plan and reviewed to establish back-up and off-site rotation of non-critical application software and job execution language libraries, data files, and systems software to facilitate restoration following recovery of critical applications.

(ll) Encryption – Cryptographic transformation of data (called “plaintext”) into a form (called “cipher-text”) that conceals the data’s original meaning to prevent it from being known or used. If the transformation is reversible, the corresponding reversal process is called “decryption”, which is a transformation that restores encrypted data to its original state. Encryption and decryption involve a mathematical algorithm for transforming data. In addition to the data to be transformed, the algorithm has one or more inputs that are control parameters: (a) a key value that varies the transformation and, in some cases, (b) an initialization value that establishes the starting state of the algorithm.

(mm) End user – A system entity, usually a human individual, that makes use of system resources, primarily for application purposes as opposed to system management purposes. This includes State employees, contractors, vendors, third parties and volunteers in a part-time or fulltime capacity.

(nn) Environment – The aggregate of physical, organizational, and cultural circumstances, objects, or conditions surrounding an information resource.

(oo) Exposure – Vulnerability to loss resulting from accidental or intentional unauthorized acquisition, use, disclosure, modification, or destruction of information resources.

(pp) FIPS PUB (NR.) – Federal Information Processing Standard Publication (Nr.), a federal standard issued by the National Institute of Science and Technology (formerly the National Bureau of Standards).

(qq) Information Custodians – agency employees responsible for assisting Information Owners in classifying data and specifying and implementing the technical mechanisms required to enforce policy to a degree of certainty required, based on a comprehensive risk analysis that considers the probability of compromise and its potential operational impact.

(rr) Information Owners or “owner of an information resource” – agency managers who are responsible for specifying the security properties associated with the information their organization possesses and are responsible for the integrity and accuracy of that information. This includes what categories of users are allowed to read and write various items and what the operational impact of violations of policy would be.

(ss) Information resources – Data, automated applications, and information technology resources as defined in paragraph 60DD-2.001(2)(vv), F.A.C., and Sections 282.0041(7) and 282.101, Florida Statutes.

(tt) Information Security Alert – A notice sent by state agencies pursuant to paragraph 60DD-2.006(6)(b), F.A.C., regarding potential information security abnormalities or threats.

(uu) Information Security Manager (ISM) – The person designated to administer the agency’s information resource security program and plans in accordance with Section 282.318(2)(a)1., Florida Statutes, and the agency’s internal and external point of contact for all information security matters.

(vv) “Information technology,” “information technology resources” “information resources” or “information technology system” include any transmission, emission, and reception of signs, signals, writings, images, and sounds of intelligence of any nature by wire, radio, optical, or other electromagnetic systems and includes all facilities and equipment owned, leased, or used by all agencies and political subdivisions of state government, and a full-service information-processing facility offering hardware, software, operations, integration, networking, and consulting services.

(ww) Information Technology Security Plan – A written plan periodically reviewed. It covers critical data policies, backup, disaster recovery, and user policies. Its purpose is to protect the integrity, availability, and confidentiality of IT resources (i.e., data, information, applications, and systems) and to support the missions of the State of Florida. The Information Technology Security Plan also encompasses policies, procedures and guidelines together with methodology employed for protection, i. e. firewalls, user authentication, data encryption, key management, digital certificates, intrusion detection systems (IDS), virus detection, and virtual private networks (VPN).

(xx) Integrity – The security goal that generates the requirement for protection against either intentional or accidental attempts to violate data integrity (the property that data has when it has not been altered in an unauthorized manner) or system integrity (the quality that a system has when it performs its intended function in an unimpaired manner, free from unauthorized manipulation).

(yy) Networks or networking – Networks provide design, programming, development and operational support for local area networks (“LANs”), wide area networks (“WANs”) and other networks. Networks support client/server applications, telephone support, high-speed or real-time audio and video support and may develop and/or utilize bridges, routers, gateways, and transport media.

(zz) NIST – National Institute of Standards and Technology.

(aaa) Password – A protected word or string of characters which serves as authentication of a person’s identity (“personal password”), or which may be used to grant or deny access to private or shared data (“access password”).

(bbb) Personal identifier or user identification code – A data item associated with a specific individual, that represents the identity of that individual and may be known by other individuals.

(ccc) Personal password – A password that is known by only one person and is used to authenticate that person’s identity.

(ddd) Platform – The foundation technology of a computer system. The hardware and systems software that together provide support for an application program and the services they support.

(eee) Provider – Third party such as contractor, vendor, or private organization providing products, services or support.

(fff) Public Records Act – Section 119.01, et seq., Florida Statutes.

(ggg) Remote Access – The ability to connect to a computer from a remote location and exchange information or remotely operate the system as if you were present.

(hhh) Review – a formal or official examination of system records and activities that may be a separate agency prerogative or a part of a security audit.

(iii) Risk – The likelihood or probability that a loss of information resources or breach of security will occur.

(jii) Risk analysis – See: Comprehensive Risk Analysis.

(kkk) Risk assessment – See: Comprehensive Risk Analysis.

(lll) Risk management – Decisions and subsequent actions designed to accept exposure or to reduce vulnerabilities by either mitigating the risks or applying cost effective controls.

(mmm) Router Transport Service – the State-wide multi-protocol fully routed data communications service.

(nnn) Security audit – an independent formal review and examination of system records and activities to (a) determine the adequacy of system controls, (b) ensure compliance with established security policy and operational procedures, (c) detect breaches in security, and (d) recommend any indicated changes in any of the foregoing.

(ooo) SSID – A Service Set Identifier – A sequence of characters that uniquely names a wireless local area network.

(ppp) Security controls – Hardware, software, programs, procedures, policies, and physical safeguards that are put in place to assure the availability, integrity and protection of information and the means of processing it.

(qqq) Security incident or breach – An event which results in loss, unauthorized disclosure, unauthorized acquisition, unauthorized use, unauthorized modification, or unauthorized destruction of information resources whether accidental or deliberate.

(rrr) Security officer – See Data Security Administrator.

(sss) Security Risk Analysis – The process of identifying and documenting vulnerabilities and applicable threats to information resources.

(ttt) Security Risk Management – See Risk Management.

(uuu) Security Standard – A set of practices and rules that specify or regulate how a system or organization provides security services to protect critical system resources.

(vvv) Security Vulnerability Assessment – 1) An examination of the ability of a system or application, including current security procedures and controls, to withstand assault. A vulnerability assessment may be used to: a) identify weaknesses that could be exploited; and b) predict the effectiveness of additional security measures in protecting information resources from attack; 2) Systematic examination of a critical infrastructure, the interconnected systems on which it relies, its information, or product to determine the adequacy of security measures, identify security deficiencies, evaluate security alternatives, and verify the adequacy of such measures after implementation.

(www) Sensitive Locations – Physical locations such as a data center, financial institution, network operations center or any location where critical, confidential or exempt information resources can be accessed, processed, stored, managed or maintained.

(xxx) Sensitive software – Software exempt under Section 119.07(3)(a), Florida Statutes; those portions of data processing software, including the specifications and documentation, used to: collect, process, store and retrieve information which is exempt from the Public Records Act under Section 119.07, Florida Statutes; collect, process, store and retrieve financial management information of the agency, such as payroll and accounting records; or control and direct access authorizations and security measures for automated systems.

(yyy) Server – A system entity that provides a service in response to requests from other system entities called “clients”.

(zzz) Session – The time during which two computers maintain a connection and are usually engaged in transferring data or information.

(aaaa) Site Survey – A report on the physical, architectural, geographical and electrical limitations of the site and their effect on a wireless solution.

(bbbb) Special Trust or Position of Trust – A position in which an individual can view or alter confidential information, or is depended upon for continuity of information resource imperative to the operations of the agency and its mission.

(cccc) Standard – See: Security Standard.

(dddd) Storage or Computer Storage – The holding of data in an electromagnetic form for access by a computer processor; the process of storing information in computer memory or on a magnetic tape or disk.

(eeee) Symmetric cryptography – A branch of cryptography involving algorithms that use the same key for two different steps of the algorithm (such as encryption and decryption, or signature creation and signature verification). Symmetric cryptography is sometimes called “secret-key cryptography” (versus public-key cryptography) because the entities that share the key, such as the originator and the recipient of the message, need to keep the key secret.

(ffff) System control data – Data files such as programs, password files, security tables, authorization tables, etc., which, if not adequately protected, could permit unauthorized access to information resources.

(gggg) Third Party – See Provider.

(hhhh) Triple Data Encryption Standard or “Triple DES” or “3DES” – A block cipher, based on DES, that transforms each 64-bit plaintext block by applying a data encryption algorithm three successive times, using either two or three different keys, for an effective key length of 112 or 168 bits.

(iiii) Unauthorized disclosure – A circumstance or event whereby an entity gains access to data for which the entity is not authorized.

(jjjj) Universal Access Service – State sanctioned secure, single point of access to enterprise applications and information.

(kkkk) User – See: End User.

(llll) Virtual Private Network or “VPN” – A restricted-use, logical (i.e., artificial or simulated) computer network that is constructed from the system resources of a relatively public, physical (i.e., real) network (such as the Internet), often by using encryption (located at hosts or gateways), and often by tunneling links of the virtual network across the real network.

(mmmm) Vulnerability – A flaw or weakness in a system’s design, implementation, or operation and management that could be exploited to violate the system’s security.

(nnnn) Wi-Fi or Wireless Fidelity – The Wi-Fi Alliance certification standard signifying interoperability among 802.11b products.

(oooo) Wireless – Wireless includes any data communication device (e.g., personal computers, cellular phones, PDAs, laptops, etc) that is connected to any network of the State of Florida. This includes any form of Wireless communications device capable of transmitting packet data.

(3) Policy. Information technology resources residing in the various agencies are strategic and vital assets held in trust and belonging to the people of Florida. It is the policy of the State of Florida that information system security ensure the confidentiality, integrity and availability of information. A loss of confidentiality is the unauthorized disclosure of information. A loss of integrity is the unauthorized modification or destruction of information. A loss of availability is the disruption of access to or use of information or an information system. Each agency shall develop, implement, and maintain an information technology security plan to be reviewed by the

State Technology Office as set forth in this rule. All documents regarding the development, implementation and maintenance of such programs shall be maintained by the agency’s Information Security Manager (ISM). Each agency shall develop, implement, and maintain an information resource security program and plan(s) that produces the following end products:

(a) Documented and distributed security policies that incorporate the following issues:

1. State information resources are valuable assets of the State of Florida and its citizens and must be protected from unauthorized modification, destruction, disclosure, whether accidental or intentional, or use. The acquisition and protection of such assets is a management responsibility.

2. Access requirements for state information resources must be documented and strictly enforced.

3. Responsibilities and roles of Information Security Managers and data security administrators must be clearly defined.

4. Information that, by law, is confidential or exempt must be protected from unauthorized disclosure, replication, use, destruction, acquisition, or modification.

5. Information resources that are essential to critical state functions must be protected from unauthorized disclosure, replication, use, destruction, acquisition, or modification.

6. All information resource custodians, users, providers, and his/her management must be informed of their respective responsibilities for information resource protection and recovery. These responsibilities must be clearly defined and documented.

7. All information resource custodians, users, providers, and his/her management must be informed of the consequences of non-compliance with his/her security responsibilities. These consequences must be clearly stated in writing.

8. Risks to information resources must be managed. The expense of implementing security prevention and recovery measures must be appropriate to the value and criticality of the assets being protected, considering value to both the state and potential intruders. Procedures for recording and responding to security breaches should be developed and disseminated to appropriate information resource custodians, users, providers, and their management, pursuant to each agency’s internal security procedures.

9. The integrity of data, its source, its destination, and processes applied to it must be assured. Data must change only in authorized, predictable, auditable, and acceptable ways.

10. Information resource custodians, users, providers and their management must be made aware of their responsibilities in disaster-preparedness plans required to continue critical governmental services, to insure that information resources are available.

11. Security needs must be considered and addressed in all phases of development or acquisition of new information processing systems.

12. The state and agency information security programs and plans must be responsive and adaptable to changing environments, vulnerabilities and technologies affecting state information resources.

13. The state should support and uphold the legitimate proprietary interests of intellectual property owners in accordance with applicable federal and state law.

14. Providers shall comply with the Florida Information Resource Security Policies and Standards.

(b) Implementation and maintenance of a documented on-going training program for information resource security awareness. The training program will include initial security awareness training for all new information resource users, custodians, providers, and their management and on-going reinforcement covering agency security program components and applicable security related job responsibilities. Each individual must be held accountable for his or her actions relating to information resources.

(c) A set of defined roles and responsibilities of Information Security Managers and data security administrators.

(d) Documentation of employees and providers acknowledgment and acceptance of agency's security policies, procedures, and responsibilities. An individual acknowledgement of accountability shall be included in such documentation.

(e) Clearly defined and current security responsibilities for each information resource user, custodian, provider, and his/her management.

(f) Documentation for managing access criteria and privileges for information resources.

(g) Current lists of information resource owners approved and maintained by the agency or secretary of the agency.

(h) Current lists of information resource users approved and maintained by the agency or secretary of the agency. Except as permitted under paragraph 60DD-2.004(1)(a), F.A.C., information resource users shall be individually identified.

(i) Current lists of information resource custodians approved and maintained by the agency or secretary of the agency.

(j) Current documented procedures for conducting background checks for positions of special trust and responsibility or positions in sensitive locations approved and maintained by the agency or secretary of the agency.

(k) An on going documented program of risk management, including risk analysis for all critical information resources, and periodic comprehensive risk analyses of all

information resources. Comprehensive risk analyses shall be conducted after major changes in the software, procedures, environment, organization, or hardware.

(l) Current identification of all agency critical information resources approved and maintained by the agency's Information Security Manager (ISM). Agencies shall categorize all information and information systems in accordance with Federal Information Processing Standard 199 and Sections 119.07(3)(o) & 282.318, Florida Statutes.

(m) For all critical information resources, current documentation for implementing and maintaining auditable disaster-preparedness plans including: procedures for cross training of critical or unique skills; responsibilities and procedures for information resource custodians, owners, and users; procedures for maintaining current data on critical information resources (including hardware, software, data, communications, configurations, staff, special forms, and supplies); and interdependencies between and among resources (both internal and external).

(n) Current documentation for executing and maintaining test scenarios for disaster-preparedness plans.

(4) Applicability.

(a) The information security policies and standards of this rule chapter apply to those entities described in Section 216.011(1)(qq), Florida Statutes. They apply to state automated information systems that access, process, or have custody of data. They apply to mainframe, minicomputer, distributed processing, and networking environments of the state. They apply equally to all levels of management and to all supervised personnel.

(b) State information security policies and standards of this rule chapter apply to information resources owned by others, such as political subdivisions of the state or agencies of the federal government, in those cases where the state has a contractual or fiduciary duty to protect the resources while in the custody of the state. In the event of a conflict, the more restrictive security measures apply.

(c) Exceptions.

1. Heads of executive agencies are authorized to exempt from the application of paragraph 60DD-2.004(2)(b), subsection 60DD-2.004(4), paragraphs 60DD-2.005(3)(a), 60DD-2.005(3)(b), or 60DD-2.005(4)(b), F.A.C., of this rule, information resources used for classroom or instructional purposes, provided the head of the agency has documented his or her acceptance of the risk of excluding these resources, and further provided that the information resources used for classroom or instructional purposes are not critical. The head of an executive agency is authorized to exempt from the application of paragraph 60DD-2.004(2)(b), subsection 60DD-2.004(4), paragraphs 60DD-2.005(3)(a), 60DD-2.005(3)(b), or 60DD-2.005(4)(b), F.A.C., of this rule,

stand-alone end user workstations, provided these workstations are not used to process, store, or transmit critical information resources.

(5)(a) Agency Security Program and plans. The purpose of agency security program and plans is to ensure that the security of the information resources of the agency is sufficient to reduce the risk of loss, modification or disclosure of those assets to an acceptable level. As identified in the agency's comprehensive risk analysis, the expense of security safeguards must be commensurate with the value of the assets being protected.

(b) Standard. Each agency shall develop an Information Resource Security Program that includes a documented and maintained current internal Information Resource Security Plan(s) approved by the agency Chief Information Office (CIO), and maintained by the agency's Information Security Manager (ISM). The agency security program and plan(s) shall include written internal policies and procedures for the protection of information resources, be an instrument implementing the Florida Information Resource Security Policies and Standards, be applicable to all elements of the agency, and be signed by the agency head.

(6)(a) Responsibility; Security Audits. The State Technology Office, in consultation with each agency head, is responsible for the security of the each agency's information resources and for establishing information security requirements on an agency-wide basis. To assist the State Technology Office in carrying out security responsibilities, the duties and functions which management has determined to be appropriate for each agency need to be explicitly assigned. When necessary, based on the outcome of risk analysis, to ensure integrity, confidentiality and availability of state information and resources or to investigate possible security incidents to ensure conformance this rule chapter and Florida law, the State Technology Office shall conduct or contract with a third party to conduct a security audit on any system within the State of Florida networks to determine compliance with the Florida Information Resource Security Policies and Standards. Pursuant to subparagraph 282.318(2)(a)5., F.S., the State Technology Office shall also ensure that each agency conducts periodic internal audits and evaluations of its Information Technology Security Plan.

(b) Standard. Pursuant to subparagraph 282.318(2)(a)1., F.S., the State Technology Office shall, in consultation with each agency head, appoint in writing an Information Security Manager (ISM) to administer the agency information resource security program and plans and shall prescribe the duties and responsibilities of the function for each agency.

(7)(a) Owner, Custodian, and User Responsibilities. The major objective of information resource security is to provide cost-effective controls to ensure that information is not subject to unauthorized acquisition, use, modification, disclosure, or destruction. To achieve this objective, procedures that govern

access to information resources must be in place. The effectiveness of access rules depends to a large extent on the correct identification of the owners, custodians, and users of information. Owners, custodians, and users of information resources shall be identified, documented, and their responsibilities defined.

(b) Standard. Owner responsibilities. All information resources shall be assigned an owner. In cases where information resources are aggregated for purposes of ownership, the aggregation shall be at a level that assures individual accountability. The owner or his or her designated representative(s) are responsible for and authorized to:

1. Approve, access and formally assign custody of an information resources asset;

2. Determine the asset's value;

3. Specify data control requirements and convey them to users and custodians;

4. Specify appropriate controls, based on risk assessment, to protect the state's information resources from unauthorized modification, deletion, or disclosure. Controls shall extend to information resources outsourced by the agency;

5. Confirm that controls are in place to ensure the accuracy, authenticity, and integrity of data;

6. Ensure compliance with applicable controls;

7. Assign custody of information resource assets and provide appropriate authority to implement security control and procedures;

8. Review access lists based on documented agency security risk management decisions.

(c) Standard. Custodian responsibilities. Custodians of information resources, including entities providing outsourced information resources services to state agencies or other providers, must:

1. Implement the controls specified by the owner(s);

2. Provide physical and procedural safeguards for the information resources;

3. Assist owners in evaluating the cost-effectiveness of controls and monitoring; and

4. Implement the monitoring techniques and procedures for detecting, reporting and investigating incidents.

(d) Standard. User responsibilities. Users of information resources shall comply with established controls.

(8) Risk Management. Risk analysis is a systematic process of evaluating vulnerabilities and threats to information resources. Risk analysis provides the basis for risk management; i.e., assumption of risks and potential losses, or selection of cost effective controls and safeguards to reduce risks to an acceptable level. The goal of risk analysis is to determine the probability of potential risks, in order to integrate financial objectives with security objectives.

(a) Standard. Agencies shall perform or update a comprehensive risk analysis of all critical information processing systems when major changes occur and as specified in subsection 60DD-2.001(3), F.A.C. Comprehensive risk analysis results shall be presented to the State Technology Office and to the owner of the information resource for subsequent risk management.

(b) Standard. Agencies shall implement appropriate security controls determined through comprehensive risk analysis to be cost effective in the reduction or elimination of identified risks to information resources. Any delegation by the agency head of authority for risk management decisions shall be documented.

(c) Standard. The State Technology Office shall evaluate potentially useful risk analysis programs and methodologies. Only those programs and methodologies approved by the State Technology Office shall be accepted as meeting the requirements for comprehensive risk analysis as specified in paragraph 60DD-2.001(8)(a), F.A.C.

(d) Standard. NIST Risk Management Guide for Information Technology Systems, Special Publication 800-30, is hereby incorporated by reference. Agencies shall perform a risk analysis consistent with Special Publication 800-30.

Specific Authority 282.102(2),(6),(16) FS. Laws Implemented 282.0041, 282.101, 282.318 FS. History–New _____.

60DD-2.002 Control of Computers and Information Resources.

(1)(a) Use of State Information Resources.

(b) Standard. Access to data files and programs shall be limited to those individuals authorized to view, process, or maintain particular systems.

(2) Access to and Handling of Confidential or Exempt Information.

(a) Standard. Confidential or exempt information shall be accessible only to personnel who are authorized by the agency on the basis of the performance of responsibilities or as authorized by law. Data containing any confidential or exempt information shall be readily identifiable.

(b) Standard. An auditable, continuous chain of custody shall record the transfer of confidential or exempt information. When confidential or exempt information from an agency is received by another agency in connection with the transaction of official business, the receiving agency shall maintain the confidentiality of the information in accordance with the applicable law.

(3)(a) Audit Trails.

(b) Standard. Audit trails shall be maintained to provide accountability for all accesses to confidential and exempt information and software, for all modifications to records that control movement of funds or fixed assets, and for all changes to automated security or access.

Specific Authority 282.102(2),(6),(16) FS. Law Implemented 282.318 FS. History–New _____.

60DD-2.003 Physical Security and Access to Data Processing Facilities.

(1)(a) Central Computer Rooms. All state information processing areas must be protected by physical controls appropriate for the size and complexity of the operations and the criticality of the systems operated at those locations.

(b) Standard. Physical access to central information resources facilities shall be managed and documented by the agency head or his or her designated representative. Physical access to central information resources facilities shall be restricted to only authorized personnel. Authorized visitors shall be recorded and supervised.

(c) Standard. Reviews of physical security measures for information resources shall be conducted annually by the agency head or designated representative(s). Written emergency procedures shall be developed, updated, and tested at least annually in accordance with Rule 60DD-2.007, F.A.C.

(2)(a) Outside Central Computer Rooms.

(b) Standard. While handled or processed by terminals, communications switches, and network components outside the central computer room, confidential or exempt information shall receive the level of protection necessary to ensure its integrity and confidentiality. Physical or logical controls, or a mix thereof may achieve the required protection.

(c) Standard: Workstation use. Agencies shall implement policies and procedures that specify the proper functions to be performed, the manner in which those functions are to be performed, and the physical attributes of the surroundings of a specific workstation or class of workstation.

(d) Standard: Workstation security. Agencies shall implement physical safeguards for all workstations that access confidential or exempt information, to restrict access to authorized users.

(3)(a) Environmental Controls. One of the major causes of computer downtime is the failure to maintain proper controls over temperature, humidity, air movement, cleanliness, and power. Information resources shall be protected from environmental hazards. Environmental controls must also provide for safety of personnel.

(b) Standard. Employees and information resources shall be protected from environmental hazards. Designated employees shall be trained to monitor environmental control procedures and equipment and shall be trained in desired response in case of emergencies or equipment problems.

Specific Authority 282.102(2),(6),(16) FS. Law Implemented 282.318 FS. History–New _____.

60DD-2.004 Logical and Data Access Controls.(1) Personal Identification, Authentication, and Access.

(a) Standard. Except for public web page information resources, each user of a multiple-user information resource shall be assigned a unique personal identifier or user identification. User identification shall be authenticated before access is granted.

(b) Standard. When a unique personal identifier or user identification has been assigned that user's access authorization shall be removed when the user's employment is terminated or the user transfers to a position where access to the information resource is no longer required.

(2)(a) Password Controls. Personal passwords are used to authenticate a user's identity and to establish accountability. Access passwords are used to grant access to data and may be used where individual accountability is not required. Federal Information Processing Standards Publication 112 (FIPS PUB 112) (reference subsection 60DD-2.010(2), F.A.C.) specifies basic security criteria in the use of passwords to authenticate personal identity and data access authorization.

(b) Standard. Systems that use passwords shall conform to the federal standard contained in FIPS PUB 112. A current Password Standard Compliance Document that specifies the criteria to be met for the ten factors contained in the standard shall be maintained for all systems which use passwords.

(c) Standard: Agency Heads and Agency Chief Information Officers shall ensure that all personnel (including providers and end users who utilize State of Florida information technology resources) that have a user account on the State of Florida internal network have read and acknowledged a written password policy (or other authentication policy, if applicable) by signing through a physical or electronic process a Statement of Understanding. The form shall be stored either electronically or physically in some permanent location. The Statement of Understanding shall indicate that the employee has read the policy and agrees to abide by it as consideration for continued employment with the State of Florida and that violation of password or other authentication policies may result in dismissal. Agency Heads and Chief Information Officers shall also ensure that information technology professionals enforce the parts of the policy within the scope of their capability, and that periodic compliance audits are performed.

(3) Standard. Authentication Controls. All agency authentication controls shall ensure that information is not accessed by unauthorized persons and that information is not altered by unauthorized persons in a way that is not detectable by authorized users.

(4) Standard. Access to Software and Data. Controls shall ensure that users of information resources cannot access stored software or system control data unless they have been authorized to do so.

(5) Encryption.

(a) Standard. Activities storing or transmitting confidential or exempt information shall require encryption processes approved by the State Technology Office if necessary to ensure that the information remains confidential. Individual users must use State Technology Office approved encryption products and processes for sending an encrypted e-mail, encrypting a desktop work file, protecting a personal private key or digital certificate, or encrypting a saved e-mail. Key escrow and Key recovery processes must be in place, and verified prior to encryption of any confidential or exempt agency data. Federal Information Processing Standard (FIPS) Pub 140-2, May 25, 2001 (<http://csrc.nist.gov/cryptval/140-2.htm>) is hereby adopted and incorporated by reference.

(b) Standard. Encryption keys should not be stored on the same electronic storage device as the information that has been encrypted using the keys. Access to encryption keys should be restricted to authorized users and authorized processes using an access control mechanism.

(c) Standard. Remote administration of hardware, software, or applications should be performed over an encrypted communications session consistent with the Florida Information Resource Security Policies and Standards.

Specific Authority 282.102(2),(6),(16) FS. Law Implemented 282.318 FS. History--New _____.

60DD-2.005 Data and System Integrity.

No end user of a state information resource, even if authorized, shall be permitted to make modifications to information resources in such a way that state data are lost or corrupted. It is the policy of the State of Florida that electronic data must be protected in all of its forms, on all media or devices, during all phases of its life cycle, from unauthorized or inappropriate access, use, modification, disclosure, or destruction. This policy applies to all data assets that exist in any State processing environments.

(1) Standard. Controls shall be established to ensure the accuracy and completeness of data.

(2)(a) Separation of Functions. The purpose of separation of functions is to minimize the opportunity for any one person to subvert or damage information resources.

(b) Standard. For tasks that are susceptible to fraudulent or other unauthorized activity, departments shall ensure adequate separation of functions for controlled execution.

(3) Testing Controls and Program Maintenance.

(a) Standard. The test functions shall be kept either physically or logically separate from the production functions.

(b) Standard. After a new system has been placed in operation, all program changes shall be approved before implementation to determine whether they have been authorized, tested, and documented. Change management will

be practiced for modifications to existing systems and applications to include the introduction of new systems and applications.

(4)(a) Transaction History. Automated chronological or systematic records of changes to data are important in the reconstruction of previous versions of the data in the event of corruption. Such records, sometimes referred to as journals, are useful in establishing normal activity, in identifying unusual activity, and in the assignment of responsibility for corrupted data.

(b) Standard. A sufficiently complete history of transactions shall be maintained for each session involving access to critical information to permit an audit of the system by tracing the activities of individuals through the system. Individuals accessing critical information will be uniquely identified through appropriate authentication and/or account and password controls.

Specific Authority 282.102(2),(6),(16) FS. Law Implemented 282.318 FS. History--New _____.

60DD-2.006 Network Security.

Networking, including distributed processing, concerns the transfer of information among users, hosts, servers, applications, voice, video and intermediate facilities. During transfer, data is particularly vulnerable to unintended access or alteration.

(1) Network Controls, General.

(a) Standard. Network resources used in the access of confidential or exempt information shall assume the sensitivity level of that information for the duration of the session. Controls shall be implemented commensurate with the highest risk.

(b) Standard. All network components under state control must be identifiable and restricted to their intended use.

(2)(a) Security at Network Entry and Host Entry. State owned or leased network facilities and host systems are state assets. Their use must be restricted to authorized users and purposes. Where public users are authorized access to networks or host systems, these public users as a class must be clearly identifiable and restricted to only services approved for public functions. State employees who have not been assigned a user identification code and means of authenticating their identity to the system are not distinguishable from public users and must not be afforded broader access.

(b) Standard. Owners of information resources served by networks shall prescribe sufficient controls to ensure that access to network services and host services and subsystems are restricted to authorized users and uses only. These controls shall selectively limit services based upon:

1. User identification and authentication (e.g., password)

or

2. Designation of other users, including the public where authorized, as a class (e.g., public access through dial-up or public switched networks), for the duration of a session.

(c) Third Party Connections.

1. Agency third party connection agreements shall determine the responsibilities of the third party, including approval authority levels and all terms and conditions of the agreement.

2. All agency third party network connections must meet the requirements of the Florida Information Resource Security Policies and Standards. Blanket access is prohibited. Service provided over third party network connections is limited to services, devices and equipment needed.

(d) Internet connectivity. Internet connectivity is allowable only if the applicable service agreement permits.

(e) Any external individual or entity needing access to the State's secure network inside state firewalls shall do so through Universal Access Service, Route Transport Service Extranet, Virtual Private Network or Frame Relay Network Extranet.

(f) Audits. Each agency shall audit third party network connections by conducting Security Vulnerability Assessments.

(3)(a) Application-level Security.

(b) Standard. Network access to an application containing confidential or exempt data, and data sharing between applications, shall be as authorized by the application owners and shall require authentication.

(4) Data and File Encryption.

(a) Security through encryption depends upon both of the following:

1. Proper use of an approved encryption methodology, and
2. Only the intended recipients holding the encryption key-variable (key) for that data set or transmission.

(b) Standard. While in transit, information which is confidential, exempt or information which in and of itself is sufficient to authorize disbursement of state funds shall be encrypted if sending stations, receiving stations, terminals, and relay points are not all under positive state control, or if any are operated by or accessible to personnel who have not been authorized access to the information, except under the following conditions:

1. The requirement to transfer such information has been validated and cannot be satisfied with information which has been sanitized, and

2. The agency head, or the designated official if the agency head has delegated authority for risk management decisions, has documented acceptance of the risks of not encrypting the information based on evaluation of the costs of encryption against exposures to all relevant risks.

(c) Standard. For systems employing encryption as required by paragraph 60DD-2.006(4)(b), F.A.C., procedures shall be prescribed for secure handling, distribution, storage,

and construction of Data Encryption Standard (DES) key variables used for encryption and decryption. Protection of the key shall be at least as stringent as the protection required for the information encrypted with the key.

(d) Standard. Confidential or exempt data or information shall be encrypted pursuant to the Advanced Encryption Standard or "AES" defined in Federal Information Processing Standard Publication 197, hereby incorporated by reference, or the Triple Data Encryption Standard known as "Triple DES" or "3DES". Legacy systems not supporting the "AES" or "3DES" shall not store confidential or exempt data or information, but may use the federal Data Encryption Standard or "DES" defined in Federal Information Processing Standard Publication (FIPS PUB 46-3) (reference subsection 60DD-2.010(1), F.A.C.) for other data or information as necessary.

(e) Standard. A minimum requirement for digital signature verification shall be in accordance with the Federal Information Processing Digital Signature Standard, (FIPS PUB 186-2), which is hereby incorporated by reference.

(5)(a) Remote Access.

(b) Standard. For services other than public access, users of state dial-up services shall be positively and uniquely identifiable and their identity authenticated (e.g., by password) to the network accessed and to the systems being accessed.

(6)(a) Security Alerts.

(b) Standard. The State Technology Office will maintain the capability to monitor the Internet and appropriate global information security resources for any abnormalities or threats present on the Internet, including the detection of backdoors or hardware or software that is intentionally included or inserted in a system for a harmful purpose. Such abnormalities or threats will then be translated into Information Security Alerts and provided to state agencies. In response to each Information Security Alert, agencies shall log corrective actions and to implement the recommended remediation actions contained in the Information Security Alerts within the alert's recommended time frame. Agencies shall notify the State Technology Office in writing when remediation is complete. The State Technology Office shall verify that agencies are implementing the requisite Information Security Alert remediation actions.

(c) Standard. The State Technology Office shall keep a log of all Information Security Alerts sent. The log shall contain tracking information on all formats of alerts issued, and the associated actions taken as reported by each agency. The State Technology Office shall report any non-compliance of with Information Security Alerts to applicable agency heads.

(7)(a) Virus Detection and Prevention.

(b) Standard. All State computers and systems must have anti-virus software that provides protection to computer systems and media from computer virus intrusion, provides detection of computer viruses on an infected computer system

or media, and provides for recovery from computer virus infection. Anti-virus software shall be installed and scheduled to run at regular intervals. Real-time scanning shall be enabled. The anti-virus software and the virus pattern files must be kept current. Virus-infected computers or systems must be removed from the network until they are verified as virus-free. This rule applies to State of Florida computers that are personal computer ("PC")-based or utilize PC-file directory sharing, including desktop computers, laptop computers, servers (including domain controllers, proxy, ftp, file and print, etc.), and any PC-based equipment such as firewalls, intrusion detection systems (IDS), gateways, routers, and wireless devices.

(c) Standard. Each State agency is responsible for creating procedures that ensure anti-virus software is run at regular intervals and that computers and systems are verified as virus-free.

(8) Mobile Device Security.

(a) Standard. State agencies shall prepare written policies and procedures for mobile device use incorporating core security measures consistent with the Florida Information Resource Security Policies and Standards. Agencies shall, consistent with the capability of the device and its software, utilize a secure operating system offering secure logon, file level security, and data encryption. Agencies shall enable a strong password for mobile device use consistent with paragraphs 60DD-2.004(2)(a)-(c), F.A.C. Agencies mobile devices shall utilize anti-virus software in consistent with subsection 60DD-2.006(7)(b), F.A.C.

(b) Standard. Agencies shall asset tag or engrave laptops, permanently marking (or engraving) the outer case of the laptop with the agency name, address, and phone number or utilizing a metal tamper resistant commercial asset tag.

(c) Standard. Agencies shall register mobile devices with the manufacturer and retain the registration correspondence and any applicable serial numbers in the agency's records.

(9) Wireless Connectivity.

(a) Wireless security is essential to:

1. Safeguard security of the State's network systems and data
2. Prevent interference between different agency implementations and other uses of the Wireless spectrum.
3. Ensure that a baseline level of connection service quality is provided to a diverse user community.

(b) Standard. A site survey shall be conducted prior to wireless implementation that includes identification of security risks and threats.

(c) Standard. If VPN services are used, split tunnel mode shall be disabled when connected to any wireless network.

(d) Standard. Strong mutual user authentication shall be utilized.

(e) Standard. When passing wireless traffic over public networks use of strong encryption or utilization of State of Florida sanctioned VPNs shall be used.

(f) Standard. The SSID name shall be changed from the default and administrative passwords shall be changed every 180 days.

(g) Standard. Security features of the Access Point vendors shall be enabled.

(h) Standard. Access points shall be Wi-Fi compliant pursuant to IEEE Standard 802.11, which is hereby incorporated by reference. Standard 802.11 specifies medium access and physical layer specifications for 1 Mbps and 2 Mbps wireless connectivity between fixed, portable, and moving stations within a local area.

(i) Standard. IP forwarding shall be disabled on all wireless clients.

(j) Standard. Master keys shall be changed annually, and key rotation schemes shall be changed at least once every 15 minutes.

(k) Standard. Theft or loss of a wireless-enabled device shall be reported to the agency Information Security Manager in order to retire the device's credentials.

(l) Standard. Wireless devices shall not be connected simultaneously to another wired or wireless network other than standard utilization of a commercial carrier signal.

(m) Standard. Wireless devices shall be password protected and must automatically time out in 15 minutes or less.

(n) Standard. Wireless devices having the features of personal firewalls and anti-virus capability shall be enabled.

(10) Web Servers and Network Servers.

(a) Security of Web Servers providing Public Internet access is essential to address:

1. Proper configuration and operation of the host servers to prevent inadvertent disclosure or alteration of confidential or exempt information.

2. Preventing compromise of the host server.

3. Users unable to access the Web site due to a denial of service.

(b) Standard. Agencies shall secure network and public web servers consistent with the Carnegie Mellon Software Engineering Institute's Security Improvement Module, "Securing Network Servers" and NIST Guidelines on Securing Public Web Servers, Special Publication 800-44, which are both hereby incorporated by reference.

(c) Standard. Network Servers housed in the State Technology Office, Shared Resource Center shall be subject to a Security Vulnerability Assessment prior to connection to the State Technology Internal Network.

(11) Electronic Mail Security.

(a) NIST Guidelines on Electronic Mail Security, Special Publication 800-45, is hereby incorporated by reference.

(12) Firewalls.

(a) NIST Guidelines on Firewalls and Firewall Policy, Special Publication 800-41, is hereby incorporated by reference.

(13) Patching of Network Servers, Workstations and Mobile Devices.

(a) NIST Procedures for Handling Security Patches, Special Publication 800-40, is hereby incorporated by reference.

Specific Authority 282.102(2)(6),(16) FS. Law Implemented 282.318 FS. History--New _____.

60DD-2.007 Backup and Disaster Recovery.

(1)(a) Backing up of Data. On-site backup is employed to have readily available current data in machine-readable form in the production area in the event operating data is lost, damaged, or corrupted, without having to resort to reentry from data sources, i.e., other electronic or hard copy records. Off-site backup or storage embodies the same principle but is designed for longer term protection in a more sterile environment, requires less frequent updating, and is provided additional protection against threats potentially damaging to the primary site and data.

(b) Standard. Data and software essential to the continued operation of critical agency functions shall be backed up. The security controls over the backup resources shall be as stringent as the protection required of the primary resources.

(2) Contingency Planning. Disaster-Preparedness Plans, as described in paragraph 60DD-2.001(2)(kk), F.A.C., specify actions management has approved in advance to achieve each of three objectives. The emergency component assists management in identifying and responding to disasters so as to protect personnel and systems and limit damage. The backup and disaster recovery plan specifies how to accomplish critical portions of the mission in the absence of a critical resource such as a computer. The overall Disaster-Preparedness Plan directs recovery of full mission capability.

(a) Standard. All information resource owner, custodian, and user functions identified as critical to the continuity of governmental operations shall have written and cost effective disaster-preparedness plans to provide for the prompt and effective continuation of critical state missions in the event of a disaster. Standard. Disaster-preparedness plans as required by paragraph 60DD-2.007(2)(a), F.A.C., shall be tested at least annually.

Specific Authority 282.102(2)(6),(16) FS. Law Implemented 252.365, 282.318 FS. History--New _____.

60DD-2.008 Personnel Security and Security Awareness.

(1)(a) End User Requirements, General.

(b) Standard. Every employee shall be held responsible for information resources security to the degree that his or her job requires the use of information resources.

(2)(a) Positions of Special Trust or Responsibility or in Sensitive Locations. Individual positions must be analyzed to determine the potential vulnerabilities associated with work in those positions. Agencies shall prepare written procedures for personnel in positions of special trust or having access to sensitive locations. ISO/EC 17799-2000(E), 8.6.3, Information Handling Procedures is hereby incorporated by reference as guide for development of procedures.

(b) Standard. Agencies shall establish procedures for reviewing data processing positions that are designated as special trust or are in sensitive locations.

(c) Standard. Agencies shall conduct background investigations for personnel in positions of special trust or have access to sensitive locations as set forth in Section 110.1127, Florida Statutes.

(3) Security Awareness and Training. An effective level of awareness and training is essential to a viable information resource security program.

(a) Standard. Agencies shall provide an ongoing awareness and training program in information security and in the protection of state information resources for all personnel whose duties bring them into contact with critical state information resources. Security training sessions for these personnel shall be on going. NIST Building an Information Security Technology Awareness and Training Program, Special Publication 800-50, is hereby incorporated by reference.

(b) Standard. Awareness and training in security shall not be limited to formal training sessions, but shall include on-going briefings and continual reinforcement of the value of security consciousness in all employees whose duties bring them into contact with critical state information resources. Standard. Departments shall apply appropriate sanctions against any employee who fails to comply with its security policies and procedures.

Specific Authority 282.102(2),(16) FS. Law Implemented 282.318 FS. History--New _____.

60DD-2.009 Systems Acquisition, Disposal, Auditing, and Reporting.

(1)(a) Systems Acquisition. Major system development decisions must be based on consideration of security and audit requirements during each phase of life cycle development.

(b) Standard. Appropriate information security and audit controls shall be incorporated into new systems. Each phase of systems acquisition shall incorporate corresponding development or assurances of security and auditability controls.

(2)(a) Systems Disposal. Device and media controls. Agencies shall implement policies and procedures that govern the receipt and removal of hardware and electronic media/devices that contain confidential or exempt information into and out of a facility, and the movement of these items within the facility.

(b) Implementation specifications: Agencies shall implement policies and procedures to address the final disposition of confidential or exempt information, and the hardware or electronic media on which it is stored.

(c) Media and Devices re-use or disposal. Agencies shall implement procedures for removal of confidential or exempt information from electronic media before the media are made available for re-use or disposal in accordance with ISO 17799-2000(E), 7.2.6, Secure disposal or re-use of equipment, and 8.6.2, Disposal of Media, and NIST Security Considerations in the Information System Development Life Cycle, Special Publication 800-64, which are hereby incorporated by reference.

(3) Audits. The establishment and maintenance of a system of internal control is an important management function. Internal audits of information resource management functions, including security of data and information technology resources in accordance with paragraph 60DD-2.001(6)(a), F.A.C., are an integral part of an overall security program. The frequency, scope, and assignment of internal audits for security of data and information technology resources should be established to ensure that agency management has timely and accurate information concerning functions management is responsible to perform.

(a) Standard. An internal audit of the agency information security function shall be performed annually or when there are major system changes, or as directed by the head of the department.

(b) Standard. Automated systems which process sensitive information must provide the means whereby authorized personnel have the ability to audit and establish individual accountability for any action that can potentially cause access to, generation of, or effect the release of the information.

(4) Incident Reporting.

(a) Continuous analysis of trends and types of security incidents and breaches is important to the integrity of agency and state information resource security programs. Security incident reporting provides a basis for a continuing evaluation of agency and state information security postures. The objective of such analysis is to refine security rules, policies, standards, procedures, guidelines, and training programs to assure their continued effectiveness and applicability.

(b) Standard. Security incidents and breaches shall be promptly investigated and reported to the appropriate authorities.

(c) Standard. The State Technology Office shall provide analysis and centralized reporting of trends and incidents to agencies, and shall initiate appropriate changes to state policies, rules, standards, guidelines, training programs, or statutes.

(d) Standard. Response teams. Each agency shall create an organized team to address cyber alerts and responses. Each team shall include at least one individual with expertise from

the agency's legal, human resources, inspector general and information technology areas, as well as the Chief Information Officer and the Information Security Manager of the agency. The team shall report computer security incidents to the State Technology Office's Office of Information Security, convene as required upon notification of a reported computer security incident, respond to activities that may interrupt the information technology services of the area for which the team is responsible during duty and non-duty hours, classify, document and investigate agency security incidents, and maintain an awareness of and implement procedures for effective response to computer security incidents. The team shall provide regular reports to the agency's Chief Information Officer and shall follow the direction of the Chief Information Officer during incident response activities.

Specific Authority 282.102(2),(16) FS. Law Implemented 281.301, 282.318 FS. History--New _____.

60DD-2.010 Standards Adopted.

(1) Federal Information Processing Standard Publication Number 46-3 – Data Encryption Standard, October 25, 1999, is hereby incorporated by reference.

(2) Federal Information Processing Standard Publication Number 112 – Password Usage, May 30, 1985, is hereby incorporated by reference.

(3) Federal Information Processing Standard Publication Number 140-2 – Security Requirements for Cryptographic Modules, is hereby incorporated by reference.

(4) Federal Information Processing Standard Publication Number 186-2 – Digital Signature Standard, is hereby incorporated by reference.

(5) Federal Information Processing Standard Publication Number 197 – Advanced Encryption Standard, is hereby incorporated by reference.

(6) Federal Information Processing Standard Publication Number 199 – Standards for Security Categorization of Federal Information and Information Systems, December 5, 2003, is hereby incorporated by reference.

(7) NIST Risk Management Guide for Information Technology Systems, Special Publication 800-30, is hereby incorporated by reference.

(8) NIST Procedures for Handling Security Patches, Special Publication 800-40, is hereby incorporated by reference.

(9) NIST Guidelines on Firewalls and Firewall Policy, Special Publication 800-41, is hereby incorporated by reference.

(10) NIST Guidelines on Securing Public Web Servers, Special Publication 800-44, is hereby incorporated by reference.

(11) NIST Guidelines on Electronic Mail Security, Special Publication 800-45, is hereby incorporated, is hereby incorporated by reference.

(12) NIST Building an Information Security Technology Awareness and Training Program, Special Publication 800-50 is hereby incorporated by reference.

(13) NIST Security Considerations in Information System Development Life Cycle, Special Publication 800-64, is hereby incorporated by reference.

(14) Copies of these standards are available for downloading from the National Institute of Standards and Technology at www.nist.gov or by writing orders@ntis.gov or:

United States Department of Commerce
National Technical Information Service
5285 Port Royal Road
Springfield, Virginia 22161

(15) International Organization for Standardization ISO/IEC Standard 17799, is hereby incorporated by reference.

(16) Copies of this standard are available from the American National Standards Institute at www.ansi.org or at info@ansi.org or by writing:

American National Standards Institute
25 West 43rd Street, 4th Floor
New York, New York 10036

(17) Institute of Electrical and Electronics Engineers, Inc., Standard 802.11 is hereby incorporated by reference.

(18) Copies of this standard are available from the Institute of Electrical and Electronics Engineers, at www.ieee.org or at ieeusa@ieee.org or by writing:

Institute of Electrical and Electronic Engineers, Inc.
1828 L. Street, N. W., Suite 1202
Washington, D. C. 20036-5104

(19) The Carnegie Mellon Software Engineering Institute's Security Improvement Module, "Securing Network Servers," is hereby incorporated by reference.

(20) Copies of this security improvement module are available from the Carnegie Mellon Software Engineering Institute at www.cert.org or at webmaster@cert.org or by writing:

Software Engineering Institute
Carnegie Mellon University
Pittsburgh, Pennsylvania 15213-3890

Specific Authority 282.102(2) FS. Law Implemented 120.54(8), 282.318 FS. History--New _____.

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NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Foyt Ralston, Acting Chief Information Officer, State Technology Office, Department of Management Services

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DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2004

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

RULE TITLES: Registration Requirements, Amendments to Registration, Fees
RULE NOS.: 64-2.001
 Scope of Responsibility for Medical and Clinical Directors 64-2.002

PURPOSE AND EFFECT: To repeal Clinic Registration rules, which are no longer necessary to the Department.

SUMMARY: The Department proposes to repeal Clinic Registration rules as the Department of Health no longer has jurisdiction over this program.

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: 456.0375 FS.

LAW IMPLEMENTED: 456.0375, 456.065(3) 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: Crystal A. List, Department of Health, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULES IS:

64-2.001 Registration Requirements, Amendments to Registration, Fees.

Specific Authority 456.0375 FS. Law Implemented 456.0375, 456.065(3) FS. History--New 11-25-01, Amended 12-22-02, Repealed _____.

64-2.002 Scope of Responsibility for Medical and Clinical Directors.

Specific Authority 456.0375 FS. Law Implemented 456.0375 FS. History--New 12-22-02, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Larry McPherson, Executive Director

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Amy Jones, Division Director

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE TITLE: Office Surgery: Registration Requirements, Fees
RULE NO.: 64B-4.003

PURPOSE AND EFFECT: The Department proposes implement to ss. 458.309(3) and 459.005(2), Florida Statutes.

SUMMARY: The Department proposes new Rule 64B-4.003, F.A.C., setting forth the requirements and fees for registering an office performing level 2 and level 3 surgical procedures.

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: 456.004, 458.309(3), 459.005(2) FS.

LAW IMPLEMENTED: 458.309(3), 459.005(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: Crystal A. List, Department of Health, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-4.003 Office Surgery: Registration Requirements, Fees.

(1) Registration Requirements.

(a) Every office performing surgery as defined in Sections 458.309(3) and 459.005(2), F.S., must register and maintain a valid registration with the Department of Health. To register, an office must submit Form #DH-MQA 1031, Application for Office Surgery Registration for medical physicians or Form #DH-MQA 1071, Application for Office Surgery Registration for osteopathic physicians to the Department. Form #DH-MQA 1031, effective March 2000 and Form #DH-MQA 1071, effective January, 2003, are hereby adopted and incorporated by reference, and can be obtained from the Department of Health, Division of Medical Quality Assurance, at: 4052 Bald Cypress Way, Bin C01, Tallahassee, FL 32399.

(b) Each office shall be registered in accordance with Rule 64B8-9.0091, F.A.C., Requirements for Physician Office Registration: Inspection or Accreditation for medical physicians and Rule 64B15-0076, F.A.C., Requirements for Physician Office Registration: Inspection or Accreditation for osteopathic physicians.

(2) Fees.

(a) The cost of registration shall be \$145.00.

(b) An additional five (\$5.00) dollar fee shall be added to the cost of registration to cover unlicensed activity, as required by Section 456.065(3), F.S.

Specific Authority 456.004, 458.309(3), 459.005(2) FS. Law Implemented 458.309(3), 459.005(2) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Division of Medical Quality Assurance
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Amy Jones, MQA Division Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 5, 2004

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Continuing Education: Pro Bono Services
RULE NO.: 64B7-28.0095
PURPOSE AND EFFECT: To allow massage therapists to earn renewal continuing education credit by performing pro bono services.

SUMMARY: The rule authorizes massage therapists to earn up to 6 hours of continuing education credit per biennium for performing pro bono services.

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: 456.013, 480.0415 FS.

LAW IMPLEMENTED: 456.013, 480.0415 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 E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-28.0095 Continuing Education for Pro Bono Services.

(1) Up to 6 hours of continuing education per biennium may be awarded for the performance of pro bono services to the indigent, underserved populations or in areas of critical need within the state where the licensee practices. The standard

for determining indigence shall be that recognized by the Federal Poverty income guidelines produced by the United States Department of Health and Human Services.

(2) In order to receive credit under this rule, the licensee must receive prior approval from the Board by submitting a formal request for approval, which must include the following information:

(a) The type, nature and extent of services to be rendered;

(b) The location where the services will be rendered;

(c) The number of patients expected to be served;

(d) A statement indicating that the patients to be served are indigent underserved or in an area of critical need.

(3) Credit shall be given on an hour per hour basis.

(4) Approval for pro bono services is only granted for the biennium for which it is sought. The licensee must request approval for each biennium they wish to receive credit for pro bono services.

Specific Authority 456.013, 480.0415 FS. Law Implemented 456.013, 480.0415 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Massage Therapy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Massage Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 28, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 26, 2003

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Colonic Irrigation
RULE NO.: 64B7-31.001
PURPOSE AND EFFECT: The rule is enacted to ensure competence in the practice of colonics for those practitioners who have been inactive for at least two consecutive biennial licensure cycles, as well as for formerly licensed massage therapists who are reapplying for licensure to practice with colonics.

SUMMARY: The rule imposes colonics reexamination requirements for formerly licensed massage therapists, as well as for inactively licensed massage therapists who have been inactive for at least two consecutive biennial renewal periods. The rule only applies to massage therapists seeking licensure to use colonics as part of their practice.

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

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

SPECIFIC AUTHORITY: 480.035(7), 480.041(4) FS.
LAW IMPLEMENTED: 480.032, 480.033, 480.041(4) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B7-31.001 Colonic Irrigation.
(1) through (3) No change.
(4) Any licensed massage therapist whose license has been in an inactive status for more than two consecutive biennial licensure cycles shall be required to successfully complete and pass the colonic irrigation examination administered by the Department prior to resuming the practice of colonic irrigation.
(5) Any applicant for massage therapist licensure or licensed massage therapist, who in conjunction with previous massage therapist licensure was certified to practice colonics, shall be required to successfully complete and pass the colonics examination administered by the Department prior to practicing colonic irrigation.

Specific Authority 480.035(7), 480.041(4) FS. Law Implemented 480.032, 480.033, 480.041(4) FS. History--New 12-18-84, Formerly 21L-31.01, Amended 1-30-90, 2-13-91, Formerly 21L-31.001, 61G11-31.001, Amended 1-26-00.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Massage Therapy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Massage Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 28, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2003

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Citation Authority
RULE NO.: 64B8-30.014

PURPOSE AND EFFECT: The proposed rule amendment is intended to address additions to the rule regarding violations appropriate for citations.

SUMMARY: The proposed rule amendment sets forth a citation penalty for failure to provide updated information with regard to a physician assistants supervising physician.

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

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

SPECIFIC AUTHORITY: 456.077, 458.309, 458.347(7)(g), (12) FS.

LAW IMPLEMENTED: 456.077, 458.331, 458.347(7)(g),(12) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B8-30.014 Citation Authority.
(1) through (2) No change.
(3) The following violations with accompanying penalty may be disposed of by citation with the specified penalty:

Table with 2 columns: VIOLATIONS and PENALTY. Row 1: (a) through (d) No change. Row 2: (e) Failure to notify Department of change of practice and/or mailing address. (Sections 456.035, 458.319(3), 458.331(1)(g), 458.347(7)(g), F.S. \$125. Row 3: (f) No change. Row 4: (g) Failure to report to the Department of addition/deletion/change of supervising physician(s). (Sections 456.035, 458.331(1)(g), 458.347(7)(e), (g), F.S.) \$125. Row 5: (4) through (7) No change.

Specific Authority 456.077, 458.309, 458.347(7)(g),(12) FS. Law Implemented 456.077, 458.331, 458.347(7)(g),(12) FS. History--New 3-3-02, Amended 5-19-03, 11-17-03.

NAME OF PERSON ORIGINATING PROPOSED RULE: Council on Physician Assistants
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 6, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 26, 2003

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE TITLE: Definitions
RULE NO.: 64B14-3.001

PURPOSE AND EFFECT: To revisit the definition of direct supervision and return it to the definition existing prior to February 19, 2004, to allow the Board time to effectively assess the level of supervision that best protects the public interest.

SUMMARY: The change reinstates the definition that was effective prior to February 19, 2004.

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: 456.035(1), 468.802 FS.

LAW IMPLEMENTED: 456.035(1), 468.802, 468.803, 468.807, 468.808, 468.809 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-3.001 Definitions.

(1) through (11) No change.

(12) Direct Supervision – supervision while the qualified supervisor is on the premises. ~~When measuring, fitting, or applying halos, immediate post operative prosthetics, fracture orthoses of the extremities, orthoses for the treatment of scoliosis or kyphosis, or spinal orthoses for fractures or post surgery, the qualified supervisor must be physically present during all phases of patient contact.~~

(13) through (28) No change.

Specific Authority 468.802 FS. Law Implemented 468.802, 468.803, 468.807, 468.808, 468.809 FS. History--New 10-21-99, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Orthotists and Prosthetists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 20, 2004

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE TITLE:

Citation Authority

RULE NO.:

64B15-6.01051

PURPOSE AND EFFECT: The proposed rule amendment is intended to address additions to the rule regarding violations appropriate for citations.

SUMMARY: The proposed rule amendment sets forth a citation penalty for failure to provide updated information with regard to a physician assistants supervising physician.

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

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

SPECIFIC AUTHORITY: 456.077, 459.005, 459.022(7)(f),(12) FS.

LAW IMPLEMENTED: 456.077, 459.015, 459.022(7)(f),(12) 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 Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-6.01051 Citation Authority.

(1) through (2) No change.

(3) The following violations with accompanying penalty may be disposed of by citation with the specified penalty:

Violations	Penalty
(a) through (d) No change.	
(e) Failure to notify Department of change of practice <u>and/or mailing</u> address. (456.035, 459.008(3), 459.015(1)(g), 459.022(7)(f), F.S.)	\$ 125 fine
(f) No change.	
(g) Failure to report to the Department of addition/deletion/change of supervising physician(s). (Sections 456.035, 459.015(1)(g), 459.022(7)(e),(g), F.S.)	\$ 125 fine
(4) through (7) No change.	

Specific Authority 456.077, 459.005, 459.022(7)(f),(12) FS. Law Implemented 456.077, 459.015, 459.022(7)(f),(12) FS. History--New 3-10-02, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 20, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 26, 2003

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE TITLE: Licensure by Certification of Credentials
 RULE NO.: 64B20-2.001

PURPOSE AND EFFECT: The Board proposes to eliminate the 6 month grace period for applicants who apply for licensure and have not already obtained the medical errors credit required by Section 456.013(7), F.S., for initial licensure.

SUMMARY: The rule eliminates the 6 month grace period for obtaining the medical errors requirement for initial licensure and requires demonstration of completion of the coursework as part of completing the application.

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

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

SPECIFIC AUTHORITY: 468.1135(4), 456.013(7) FS.

LAW IMPLEMENTED: 456.013(7), 468.1145(2), 468.1185 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela E. King, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-2.001 Licensure by Certification of Credentials.

(1) through (2) No change.

(3) Effective January 1, 2002, all applicants for initial or renewal of initial license or licensure by endorsement shall submit to the Board proof of completion of a two (2) hour continuing education course relating to the prevention of medical errors. The 2-hour course shall count toward the total number of continuing education hours required for the profession. The course shall be provided by a Board-approved continuing education provider and shall include a study of root-cause analysis, error reduction and prevention, and patient safety. ~~An applicant who has not taken a course at the time of licensure shall, upon submission of an affidavit showing good cause, be allowed 6 months to complete this requirement.~~ The address of the Board of Speech Language Pathology and Audiology is 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256.

Specific Authority 468.1135(4), 456.013(7) FS. Law Implemented 456.013(7), 468.1145(2), 468.1185 FS. History--New 3-14-91, Amended 5-25-92, Formerly 21LL-2.001, Amended 11-30-93, Formerly 61F14-2.001, 59BB-2.001, Amended 6-4-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech-Language Pathology and Audiology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Speech-Language Pathology and Audiology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 19, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW: September 12, 2003

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Permits for Hunting or Other Recreational
 RULE NO.: 68A-9.004

Use on Wildlife Management Areas
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule change is to increase the permit fee for a recreational user permit for Blue Water Creek Wildlife Management Area (WMA) per request from the landowner.

SUMMARY: The proposed rule changes would increase the recreational user permit fee for Blue Water Creek WMA from \$180 to \$200 per request from the landowner.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: It is estimated that the proposed action will cost the agency approximately \$150 for administrative preparation and \$50 for legal advertising. Individuals purchasing recreational user permits for Blue Water Creek WMA would be required to pay the higher permit fee.

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 DURING THE COMMISSION'S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16, 2004

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, 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-9.004 Permits for Hunting or Other Recreational Use on Wildlife Management Areas.

(1) No change.

(a) No change.

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

1. Nassau WMA – \$197
2. San Pedro Bay WMA – \$225
3. Blue Water Creek – ~~\$200~~ \$180
4. Flint Rock – \$206
5. Twelve Mile Swamp – \$425
6. Robert Brent – \$150
7. Relay – \$275
8. Ft. McCoy – \$200
9. Gulf Hammock – \$275
10. Grove Park – \$325

(c) through (f) No change.

(2) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented 372.121, 372.57, 375.313 FS. History—New 8-1-79, Amended 6-4-81, 6-21-82, Formerly 39-9.04, Amended 6-2-86, 11-1-89, 7-16-98, 5-13-99, Formerly 39-9.004, Amended 7-1-00, 5-29-01, 7-22-01, 6-2-02, 7-28-02, 5-1-03, 7-7-03, 10-12-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mr. Nick Wiley

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 26, 2003

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 FAW.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: RULE NO.:

Permits for Physically Disabled 68A-9.008

PURPOSE AND EFFECT: The purpose of this proposed rule is to establish a permit system for allowing certain permanently physically disabled individuals (as certified by a licensed physician) to engage in activities that would be otherwise regulated or prohibited by existing rules. The effect would be

to provide for a greater opportunity for such individuals to be able to engage in enjoyable recreational usage of the wildlife resources of the state.

SUMMARY: The proposed rule would allow the executive director or his designee to issue permits to certain permanently physically disabled individuals (as certified by a licensed physician) to engage in activities that would be otherwise regulated or prohibited by existing rules. Such permits would be conditioned, as deemed appropriate, and would be issued for use of crossbows during archery season, street-legal vehicles on roads not open to the public, or the use of all-terrain vehicles off of marked roads.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: It is estimated that the proposed action will cost the agency approximately \$250 for administrative preparation and \$250 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 DURING THE COMMISSION’S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16 2004

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, 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-9.008 Permits for Physically Disabled.

The executive director or his designee may issue permits to persons who are permanently physically disabled as described below, for activities which would otherwise be regulated or prohibited by these rules. Such permits shall be conditioned as necessary to protect natural resources and to regulate access in accordance with management plans and policies for the area. Individuals not meeting the criteria for a permit set forth in this rule may request accommodation through the process established by the agency:

(1) Crossbow permits. Permits to use crossbows during an archery season will be issued based upon a determination that the applicant has submitted an original certificate from a licensed physician certifying that the individual is permanently incapable of drawing any type of bow with a minimum draw weight of 40 lbs.

(2) Special use vehicle permits. Permits to operate vehicles otherwise permitted by rule, on roads not open to the public, will be issued based upon a determination that the applicant has submitted an original certificate from a licensed physician certifying that the individual is permanently disabled in a way which renders normal walking impossible.

(3) Alternative mobility permits. Permits to operate an all-terrain vehicle will be issued based upon a determination that the applicant has submitted an original certificate from a licensed physician certifying that the individual is mobility impaired in that he is one of the following: paraplegic, hemiplegic, quadriplegic, permanently dependent upon a wheelchair for ambulation, permanently required to use braces or prosthesis on both legs, or complete single-leg amputation. "All-terrain vehicle" shall be as defined in Rule 68A-1.004, F.A.C., provided that no two-wheeled or two-cycle vehicles will be permitted.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lt. Col. Louie Roberson

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 26, 2003

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 FAW.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Quota Permits; Antlerless Deer Permits; Special-Opportunity Permits

RULE NO.: 68A-15.005

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to revise hunter quotas on wildlife management areas (WMAs) and to reincorporate the list of quotas by area and hunt. The effect of the proposed rule change is to enable the agency to better manage fish and wildlife resources and public use on WMAs.

SUMMARY: The proposed rule would revise quotas for Tate’s Hell WMA – general gun still hunt (first 13 days) (quota increase from 100 to 150) and spring turkey (quota increase from 25 to 35).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: It is estimated that the proposed action will cost the agency approximately \$100 for administrative preparation and \$75 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 DURING THE COMMISSION’S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16, 2004

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, 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-15.005 Quota Permits; Antlerless Deer Permits; Special-Opportunity Permits.

(1) No change.

(2) The maximum number of quota and special-opportunity permits to be issued for each wildlife management area, fish management area, or wildlife and environmental area shall be maintained on a list titled “Quota and special-opportunity permits,” dated July 2, 2004 ~~July 1, 2004~~, incorporated herein by reference and kept by the Commission at its headquarters office and regional offices.

(3) through (4) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 8-1-79, Amended 5-19-80, 6-22-80, 12-29-80, 6-4-81, 8-4-81, 6-21-82, 7-29-82, 7-1-83, 7-5-84, 7-1-85, 9-19-85, Formerly 39-15.05, Amended 5-7-86, 6-10-86, 5-10-87, 6-8-87, 10-8-87, 4-13-88, 6-7-88, 7-1-89, 7-1-90, 9-1-90, 7-1-91, 7-2-91, 7-1-92, 8-23-92, 7-1-93, 7-1-94, 3-30-95, 6-20-95, 8-15-95, 4-1-96, 6-27-96, 9-15-96, 10-20-96, 6-1-97, 8-7-97, 11-23-97, 7-1-98, 7-2-98, 8-11-98, 12-28-98, 5-13-99, Formerly 39-15.005, Amended 12-9-99, 4-30-00, 7-1-01, 8-1-01, 11-1-01, 5-13-02, 10-16-02, 5-1-03, 7-1-03, 9-29-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Nick Wiley

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 26, 2003

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 FAW.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Regulations Relating to Miscellaneous Areas
 RULE NO.: 68A-15.006

PURPOSE AND EFFECT: The purpose of the proposed rule changes is to revise specific area regulations on the Kissimmee River Public Use Area (PUA). The effect of the proposed rule changes is to enable the agency to better manage fish and wildlife resources and public use on WMAs.

SUMMARY: The proposed rule changes would revise specific area regulations on the Kissimmee River PUA to prohibit the possession of guns in the marshes and uplands in the northern portion of Bluff Hammock lying in the west 1/2 of Section 26 and the east 1/2 of Section 27, Township 34 South, Range 31 East. The rule change would require posting of this closed area on the ground.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: It is estimated that the proposed action will cost the agency approximately \$250 for administrative preparation and \$110 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 DURING THE COMMISSION'S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16, 2004

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, 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-15.006 Regulations Relating to Miscellaneous Areas.

- (1) No change.
- (2) Kissimmee River Public Use Area.
 - (a) through (b) No change.
 - (c) General regulations:

1. The possession of guns shall be prohibited in the marshes and uplands except during the period beginning on the opening day of rail season established in Rule 68A-13.008, F.A.C., and ending on the closing day of spring turkey season established in Rule 68A-13.004, F.A.C. Center-fire rifles are prohibited. The marshes shall be those lands outside the Kissimmee River channel, the C-38 canal, and the Istokpoga canal. In posted archery/muzzleloading gun areas, only bows may be used during the zonal archery season, only muzzleloading guns may be used during the zonal muzzleloading gun season, only bows may be used during the antlered deer season, and only bows and muzzleloading guns may be used during spring turkey season. The possession of guns shall be prohibited in the marshes and uplands in the northern portion of Bluff Hammock lying in the west 1/2 of Section 26 and the east 1/2 of Section 27, Township 34 South, Range 31 East, which are posted as closed to possession of guns.

2. Shooting frogs shall be permitted only during hunting seasons established for this area and only with guns that are legal to use during each particular open hunting season.

3. All public use shall be prohibited in those areas posted as closed to afford protection to biologically sensitive resources or sites, protection of archeological or cultural resources, or for public safety reasons. Hunting shall be prohibited within 300 yards of any active construction site.

4. The use of airboats is prohibited in those areas posted as closed to airboat use.

Specific Authority Art. IV, Sec 9, Fla. Const. Law Implemented Art IV, Sec 9, Fla. Const. History--New 12-9-99, Amended 5-13-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Nick Wiley

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 26, 2003

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 FAW.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Specific Regulations for Wildlife Management Areas – Northwest Region

PURPOSE AND EFFECT: The purpose of the proposed rule changes is to revise specific area regulations on Wildlife Management Areas (WMAs) in the Northwest Region to accommodate the addition of acreage. The effect of the proposed rule changes is to enable the agency to better manage fish and wildlife resources and public use on WMAs.

SUMMARY: The proposed rule changes would revise specific area regulations on the Tate’s Hell Wildlife Management Areas (WMAs) as follows:

The proposed rule would accommodate the recent acquisition of the Crooked River tract (13,264 acres) by the state and addition of this tract into the WMA as still hunt. The proposed rule would redefine the still hunt area to include those lands established into the Tate’s Hell WMA lying south and east of the Crooked River. The size of the area open for dog hunting would continue to be 34,600 acres.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: It is estimated that the proposed action will cost the agency approximately \$275 for administrative preparation and \$150 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 DURING THE COMMISSION’S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16, 2004

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, 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-15.063 Specific Regulations for Wildlife Management Areas – Northwest Region.

(1) through (12) No change.

(13) Tate’s Hell Wildlife Management Area.

(a) through (c) No change.

(d) General regulations:

1. Deer dogs may be trained from October 30 through November 18.

2. During the general gun and small game seasons, hunting as specified by paragraph 68A-24.002(2)(b), F.A.C., is permitted.

3. Vehicles may be operated only on designated roads. Airboats, all-terrain vehicles and tracked vehicles are prohibited.

4. In the still hunt area, which includes that portion of the area east of Whiskey George Creek and south of Dry Bridge Road, east of Car Body Road, south of River Road, east of Burnt Bridge Road from its intersection with River Road to the New River, south of New River and west of Carrabelle River, and those lands lying south and east of the Crooked River, hunting with dogs other than bird dogs and retrievers is prohibited.

5. Taking of wildlife by use of a gun on or from the rights-of-way of State Road 67 is prohibited as provided by Rule 68A-4.008, F.A.C.

(14) through (24) No change.

PROPOSED EFFECTIVE DATE: July 2, 2004.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 6-21-82, Amended 7-1-83, 7-5-84, 7-1-85, 5-7-86, 5-10-87, 6-8-87, 5-1-88, 7-1-89, 7-1-90, 9-1-90, 7-1-91, 9-1-91, 7-1-92, 7-2-92, 7-1-93, 3-1-94, 7-1-94, 7-1-95, 7-2-95, 8-15-95, 7-1-96, 7-2-96, 6-1-97, 12-3-97, 7-1-98, 7-2-98, 8-11-98, 7-1-99, Formerly 39-15.063, Amended 11-17-99, 7-1-00, 7-1-01, 7-22-01, 6-2-02, 5-1-03, 7-1-03, 7-2-04.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Nick Wiley

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 26, 2003

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 FAW.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Gear Specifications and Prohibited Gear

RULE TITLES:	RULE NOS.:
Gear Definitions	68B-4.002
Boca Grande Pass Gear Restrictions	68B-4.018

PURPOSE AND EFFECT: The purpose of this rule amendment and new rule, in conjunction with the proposed repeal of Rule 68B-32.005, F.A.C., is to replace provisions governing the tarpon fishery in Boca Grande Pass during the months of April through June each year with generic gear restrictions that would apply to anyone fishing in the pass during that time regardless of the target species. The principle feature of the new restrictions is the prohibition of the use of breakaway gear in Boca Grande Pass. The effect of this effort will be to reduce the amount of non-degradable material deposited on the floor of the pass and to reduce user conflicts among all anglers there.

SUMMARY: A new subsection (1) is inserted in Rule 68B-4.002, F.A.C., to define the term "breakaway gear." Proposed new Rule 68B-4.018, F.A.C., provides a geographic description of Boca Grande Pass and, within the Pass during the months of April, May, and June each year, prohibits deployment of more than three fishing lines from a vessel and the use of breakaway gear.

SUMMARY OF STATEMENT OF REGULATORY COST: A statement of estimated regulatory cost has not been prepared regarding these proposed rules.

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

SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

A HEARING ON THE PROPOSED RULES WILL BE HELD DURING THE COMMISSION'S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16, 2004
PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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

THE FULL TEXT OF THE PROPOSED RULES IS:

68B-4.002 Gear Definitions.

(1) "Breakaway gear" means any bob, float, weight, lure, or spoon that is affixed to a fishing line or hook with wire, line, rubber bands, plastic ties, or other fasteners designed to break off when a fish is caught.

(1) through (17) renumbered (2) through (18) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Art. X, Sec. 16, Fla. Const. History--New 1-1-89, Amended 11-26-92, 1-1-97, 4-27-98, Formerly 46-4.002, Amended 12-2-99, _____.

68B-4.018 Boca Grande Pass Gear Restrictions.

(1) BOCA GRANDE PASS – For purposes of the restrictions specified in subsections (2) and (3), Boca Grande Pass shall consist of all waters located within the following boundaries:

Begin at the westernmost edge of the Phosphate Dock (26° 43.216' North Latitude, 82° 15.517' West Longitude) on the southeast bay side of Gasparilla Island; thence proceed due east on a straight line to the westernmost edge of the intracoastal waterway (26° 43.216' North Latitude, 82° 14.703' West Longitude); thence proceed in a southerly direction to the #75 Intracoastal Waterway Marker (26° 42.299' North Latitude, 82° 14.580' West Longitude) on the northeast bay side of Cayo Costa; thence proceed around the northern tip of Cayo Costa along the shore to the QR test buoy (26° 42.002' North Latitude, 82° 15.448' West Longitude) on the northwest Gulf coast side of Cayo Costa; thence proceed westerly on a straight line to the #12 red buoy (26° 42.336' North Latitude, 82° 16.748' West Longitude) marking the entrance to Boca Grande Pass; thence proceed northeast on a straight line to the easternmost edge of the concrete pier ruins (26° 43.165' North Latitude, 82° 15.778' West Longitude) at the lighthouse beach on the southwest Gulf side of Gasparilla Island; thence proceed along the shore around the southern tip of Gasparilla Island to the Phosphate Dock, the point of beginning.

(2) In Boca Grande Pass, during the months of April, May, and June each year:

(a) A maximum of three fishing lines may be deployed from a vessel at any one time.

(b) No person shall use, fish with, or place in the water any breakaway gear.

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

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mr. Mark Robson

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 5, 2004

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 FAW.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Tarpon

RULE TITLE: Boca Grande Pass Designated Boundaries; Seasonal Restrictions

RULE NO.: 68B-32.005

PURPOSE AND EFFECT: Rule 68B-32.005, F.A.C., originally proposed in the January 2, 2004 issue of the Florida Administrative Weekly, and expected to be adopted and effective prior to April 1, 2004, is proposed to be repealed simultaneously with the adoption of new Rule 68B-4.018, proposed elsewhere in this issue. The purpose of this repeal, together with the adoption of Rule 68B-4.018, F.A.C., is to broaden restrictions in Boca Grande Pass to apply to all anglers during the months of April through June each year, not just those fishing for tarpon. The effect of this repeal and the adoption of the replacement rule is to reduce the amount of non-degradable material deposited on the floor of the pass and to reduce user conflicts among all anglers there.

SUMMARY: Rule 68B-32.005, F.A.C., which prohibits deployment of more than three fishing lines from a single vessel in Boca Grande Pass during the months of April, May, and June each year, is repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of estimated regulatory cost has not been prepared regarding these proposed rules.

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

SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

A HEARING ON THE PROPOSED RULE WILL BE HELD DURING THE COMMISSION’S REGULAR MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 14-16, 2004

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-32.005 Boca Grande Pass Designated Boundaries; Seasonal Restrictions.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New _____, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Mark Robson

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth D. Haddad, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2004

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 FAW.

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

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 MANAGEMENT SERVICES

Division of Facilities Management and Building Construction

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60H-1	Leases for Real Property
RULE NOS.:	RULE TITLES:
60H-1.015	Leases of 5,000 Square Feet or More
60H-1.017	Turnkey (Lease) Construction Program
60H-1.030	Rental Rate Guidelines for Privately Owned Space

SECOND NOTICE OF CHANGE

Notice is given in accordance with subparagraph 120.54(3)(d)1., F.S., that the following changes have been made to proposed Chapter 60H-1, F.A.C., published in F.A.W., Vol. 30, No. 4, on January 23, 2004, and F.A.W., Vol. 30, No. 10, On March 5, 2004. The changes are in response to comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC) and comments made at the public hearing held on February 20, 2004.

The following summary has been added to the published proposed rules:

SUMMARY: The proposed amendments to Chapter 60H-1, F.A.C., clarify the process of competitive procurement for user agencies entering into leases of private office space over 5,000 square feet, approval required for escalation and right-to-terminate clauses, and rental rate guidelines.

Changes were made to Rules 60H-1.015, 60H-1.017 and 60H-1.030, F.A.C., so that they now read:

60H-1.015 Leases of 5,000 Square Feet or More.

- (1) through (2) No change.
- (3) Specifications.
- (a) No change.

(b) Specifications provided to each prospective lessor should set forth, ~~but shall not be limited to,~~ the following:

1. Approximate net square footage required, to be measured in compliance with the Department of Management Services' Standard Method of Space measurement, pursuant to subsection 60H-2.003(2), Florida Administrative Code, and taking into consideration in compliance with the Department of Management Services' Space Allocation and Configuration Standards provided in Rule 60H-2.0022, Florida Administrative Code.

2. An approximate floor plan of space needed showing partitioning and other physical requirements.

3. General location of required space.

4. Date space must be available.

5. Term of lease with option to renew, if desired.

6. Services required to include parking, dining and transportation requirements.

7. Acceptable Energy Performance Index as defined in Section 255.253, Florida Statutes.

(c) No change.

(d) Specifications shall provide a date and time in which responses are to be submitted to a designated individual. An announcement of award shall be posted following negotiations with respondent, ~~if necessary.~~

(e) No change.

(4) No change.

(5) Evaluation.

(a) No change.

(b) The user agency, in conjunction with its designated representative, in preparing specifications, shall develop evaluation criteria which shall be included in the competitive solicitation. Rental, using total present value methodology for basic term of lease and applying the present value discount rate pursuant to Rule 60H-1.029, Florida Administrative Code; the cost of relocation, if any; consolidation of activities, if desirable; and any other factor deemed necessary should be considered.

(c) through (f) No change.

(6) No change.

Specific Authority 255.249(4) FS. Law Implemented 255.249(2)(b), 255.249(4), 255.21, 255.25(3),(5), 255.254 FS. History—New 4-25-79, Amended 4-19-83, Formerly 13D-7.092, Amended 3-18-86, Formerly 13M-1.015, Amended 2-21-96, 5-13-03, _____.

60H-1.017 Turnkey (Lease) Construction Program.

(1) No change.

(2)(a) through (f)5. No change.

6. Site improvement information shall include ~~but not be limited to~~ the following:

- a. Grading outside building;
- b. Sanitary and storm sewers;
- c. Landscaping;
- d. Paving and retaining walls;
- e. Water;
- f. Gas and electric distribution systems; and
- g. Extraordinary excavation and/or foundations.

7. through 10. No change.

Specific Authority 255.249, 255.25 FS. Law Implemented 255.25(1),(2)(a) FS. History—New 8-11-75, Formerly 13D-7.10, Amended 3-18-86, Formerly 13M-1.017, Amended 2-21-96, _____.

60H-1.030 Rental Rate Guidelines for Privately Owned Space.

(1) The maximum rental rates are established ~~each June~~ by the Bureau for space in privately owned and in publicly owned buildings according to the local market rates for space having acceptable qualities and amenities and to the category of services furnished. These rates are provided to each Agency immediately upon development and are available to other interested parties upon request.

(2) No change.

Specific Authority 255.249(2)(f) FS. Law Implemented 255.25(2), 255.249(2)(e) FS. History–New 4-1-85, Formerly 13D-7.20, Amended 3-18-86, Formerly 13M-1.030, Amended 2-21-96, 9-30-96, 5-13-03, _____.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management and Building Construction

RULE CHAPTER NO.: 60H-2
 RULE CHAPTER TITLE: Space Allocations in State-Owned Office Buildings and Privately-Owned Office Buildings

RULE NOS.: 60H-2.0021
 RULE TITLES: Space Allocation and Configuration Standards

60H-2.003
 Space Measurement

SECOND NOTICE OF CHANGE

Notice is given in accordance with subparagraph 120.54(3)(d)1., F.S., that the following changes have been made and the following summary is added to proposed Chapter 60H-2, F.A.C., published in F.A.W., Page 318, Vol. 30, No. 4, on January 23, 2004 and F.A.W., Vol. 30, No. 10, on March 5, 2004. These changes are made in response to comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC).

The following summary has been added to the published proposed rules:

SUMMARY: The proposed amendments to Chapter 60H-2 and proposed new rules for that chapter provide additional standards and criteria for apportionment of State office space in State-owned and privately-owned buildings.

Changes were made to Rules 60H-2.0021 and 60H-2.003, F.A.C., so that they now read:

60H-2.0021 Space Allocation and Configuration Standards.

(1) through (2) No change.

(3) General Guidelines.

~~(a) All requirements of the Americans with Disabilities Act (ADA) will be followed when designing new space or reconfiguring existing office areas.~~

~~(a)(b)~~ To improve space utilization and maintain required circulation, consideration should be given to purchasing lateral files and creating central file areas or rooms.

~~(b)(e)~~ The use of demountable walls for constructed offices and conference rooms are encouraged for greater flexibility.

~~(c)(d)~~ Shared workstations layouts and the creation of neighborhoods are encouraged for employees with similar job functions.

(4) No change.

Specific Authority 255.249(4)(d), 255.503(11), 272.04 FS. Law Implemented 255.249(1),(4)(d), 255.503(2) FS. History–New _____.

60H-2.003 Space Measurement.

(1) No change.

(2) Method. The standard method of measuring office floor area shall be “usable square feet” and in accordance with the Standard Method for Measuring Floor Area in Office Buildings, BOMA/ANSI Z65.1-1996, available online at www.boma.org, or at Publication Orders/BOMA International, P. O. Box 79330, Baltimore, MD 21279-0330, hereby incorporated by reference.

Specific Authority 272.04, 288.18, 255.25, 255.249 FS. Law Implemented 272.04, 288.18(2), 255.25(2), 255.249(2)(c) FS. History–New 8-11-75, Amended 4-25-79, Formerly 13D-8.03, 13M-2.003, Amended _____.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: 60Y-3.001
 RULE TITLE: Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the proposed rule development to the above rule, as noticed in Vol. 29, No. 50, December 12, 2003, Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: 60Y-5.008
 RULE TITLES: Conducting Proceedings by Communications Media Technology

NOTICE OF WITHDRAWAL

Notice is hereby given that the proposed rule development to the above rule, as noticed in Vol. 29, No. 50, December 12, 2003, Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE NOS.: 61G3-16.001
 RULE TITLES: Barber License

61G3-16.006
 Restricted Barber License

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. 36, of the September 5, 2003, Florida Administrative Weekly.

The changes are as follows:

Paragraph 61G3-16.001(3)(a), F.A.C., shall now read:

If an applicant for licensure by examination meets all required qualifications except the required minimum hours of training, he or she shall be entitled to take the licensure examination if the applicant has completed to practice barbering if the applicant has received a minimum of 1,000 hours of training

and has been certified by the school or program in which he or she is currently enrolled to have achieved the minimum competency standards of performance in the skills, services and trade techniques listed as prescribed below in subsection (3)(b) and (c), ~~for the hours completed~~. If the applicant fails to achieve a passing grade on either portions of the licensure examination, he or she shall be entitled to re-examination only upon completion of the full requirements of 1200 hours of training and instruction provided for in Section 476.114(2)(c)2., F.S.

Paragraph 61G3-16.006(1)(a) shall now read:

All restricted barbers courses which are taught for the purpose of qualifying an individual for a restricted license to practice barbering shall consist of a minimum of 1200 hours of training. If an applicant for licensure by examination for a restricted barber license meets all required qualifications except the minimum hours of training, he or she shall be entitled to take the licensure examination if the applicant has completed 1,000 hours of training and has been certified by the school or program in which he or she is currently enrolled to have achieved the minimum competency standards of performance in the skills, services and trade techniques listed in subsection (1)(b). After an individual has completed a minimum of 900 hours of training and instruction, a school or program may certify that the individual has completed a stated number of hours in excess of 900 hours of training and instruction in the subjects set forth below, has achieved minimum competency in all subjects, and has completed the total number of barber services as set forth below. Upon such certification by the school or program, the individual shall be eligible to take the licensure examination for a restricted license to practice barbering. However, if the individual fails to achieve a passing grade on either or both portions of the licensure examination, he shall not be eligible to retake either portion of the licensure examination until the individual shall have completed the full 1200 hours of training and instruction.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Malone, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NOS.:	RULE TITLES:
61G4-15.001	Qualification for Certification
61G4-15.005	Requirements for Certification and Registration

NOTICE OF PUBLIC HEARING

The Construction Industry Licensing Board hereby gives notice of a public hearing on the above-referenced rules to be held on April 16, 2004, beginning at 8:00 a.m., located at the Embassy Suites Orlando Downtown, 191 East Pine Street, Orlando, Florida 32801, (407)385-6857.

The rules were originally published in Vol. 30, No. 6, on February 6, 2004, of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Timothy Vaccaro, Executive Director, Construction Industry Licensing Board, 1940 N. Monroe Street, Tallahassee, Florida 32399-1039

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Commission office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.:	RULE TITLE:
61J1-3.001	Application by Individuals

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule referenced above in accordance with subparagraph 120.54(3)(d)1., F.S., originally published in Vol. 29, No. 44, October 31, 2003, issue of the Florida Administrative Weekly. Changes have been made to the proposed rule that address comments made by the Joint Administrative Procedures Committee and for the purpose of publishing the specific text changes to the rule as approved by the Florida Real Estate Commission.

61J1-3.001 Application by Individuals.

(1) through (3) No change.

(4) At the time of application, the applicant must furnish evidence of successful completion of the required education pursuant to Rules 61J1-4.001 or 61J1-4.002, F.A.C., and evidence of the required experience pursuant to Rules 61J1-6.001, F.A.C.

(5) through (7) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617, 475.624 FS. History--New 10-15-91, Formerly 21VV-3.001, Amended 10-29-98, 1-7-99, 2-21-02, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.:	RULE TITLE:
61J1-4.001	Education Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule referenced above in accordance with subparagraph 120.54(3)(d)1., F.S., originally published in Vol. 29, No. 44, October 31, 2003, issue of the Florida Administrative Weekly. Changes have been made to the proposed rule that address comments made by the Joint Administrative Procedures Committee and for the purpose of publishing the specific text changes to the rule as approved by the Florida Real Estate Commission.

61J1-4.001 Education Requirements.

(1) through (3) No change.

(4) Credit towards the classroom hour requirement shall only be granted where the length of the educational offering is at least 15 classroom hours, and the person successfully completes an examination pertinent to that educational offering. A classroom hour is defined as 50 minutes out of each 60 minute segment.

(5) through (8) No change.

(9) The Board shall also approve past appraisal courses which cover substantially the same subject matter, classroom hours of attendance, and completion standards as the Board approved courses offered by the entities as set out in subsections (4), (5), (6), (7), (8) and (10)~~(9)~~. If the requested information is found lacking to show course equivalency the Board may request supportive documentation to determine course equivalency.

(10) through (13) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617 FS. History—New 10-15-91, Formerly 21VV-4.001, Amended 1-9-94, 3-10-98, 9-6-98, 10-10-99, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:
61J1-4.003 Continuing Education

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule referenced above in accordance with subparagraph 120.54(3)(d)1., F.S., originally published in Vol. 29, No. 44, October 31, 2003, issue of the Florida Administrative Weekly. Changes have been made to the proposed rule that address comments made by the Joint Administrative Procedures Committee and for the purpose of publishing the specific text changes to the rule as approved by the Florida Real Estate Commission.

61J1-4.003 Continuing Education.

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

(4)(a) The continuing education courses required in this rule may be satisfied by a Board approved equivalent distance education course. Distance education is education that takes place when the learner is separated from the source of

instruction by time and/or distance. Such distance education course subject matter, assignment work, scholastic standards and other related requirements shall be evaluated substantially in the same manner as the course offered by classroom instruction, having due regard however, to the different method of presentation. The institution offering distance education courses must provide proof of certification of the delivery method by an independent certified organization approved by the AQB. ~~The delivery of a course offered by a university or college that has already received approval for college credit by the American Council on Education through its ACE credit program or schools that have been approved by the International Distance Education Certification Center (IDECC) are deemed approved by the Board.~~

(b) through (f) No change.

(5) through (8) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.618 FS. History—New 10-15-91, Amended 4-21-92, 6-7-92, Formerly 21VV-4.003, Amended 11-3-94, 9-5-96, 4-6-98, 9-6-98, 9-14-00, 10-22-01, 3-31-02, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:
61J1-6.001 Experience Requirement

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule referenced above in accordance with subparagraph 120.54(3)(d)1., F.S., originally published in Vol. 29, No. 44, October 31, 2003, issue of the Florida Administrative Weekly. Changes have been made to the proposed rule that address comments made by the Joint Administrative Procedures Committee and for the purpose of publishing the specific text changes to the rule as approved by the Florida Real Estate Commission.

61J1-6.001 Experience Requirement.

(1) through (5)(b)4. No change.

5. Experience will be verified by affidavit from the county property appraiser for whom the applicant works. In the case of the county property appraiser making application for ~~or~~ certification, an affidavit as to experience from the applicant will suffice.

(c) through (e) No change.

(6) The Board shall ~~may~~ require an applicant to document experience by producing appraisal reports, file memoranda, or other documentation to support the experience claimed.

(7) No change.

Specific Authority 475.614 FS. Law Implemented 475.617 FS. History—New 10-15-91, Formerly 21VV-6.001, Amended 9-22-93, 9-6-94, 2-19-98, 9-6-98, 12-12-99, 10-1-00, _____.

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

Division of Workers' Compensation

RULE NO.: 69L-6.012
 RULE TITLE: Notice of Election to be Exempt
 NOTICE OF CORRECTION

Notice is hereby given that the title of the proposed Rule 69L-6.012, F.A.C., published in the February 20, 2004, FAW, contained a typographical error.

The correct title for the rule is "Notice of Election to be Exempt." The word exempt does not have an "s" at the end.

**Section IV
 Emergency Rules**

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 THE LOTTERY

RULE TITLE: Instant Game Number 528, 24K
 RULE NO.: 53ER04-13
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 528, "24K," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

- 53ER04-13 Instant Game Number 528, 24K.
- (1) Name of Game. Instant Game Number 528, "24K."
- (2) Price. 24K lottery tickets sell for \$2.00 per ticket.
- (3) 24K lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on

the ticket. To be a valid winning 24K lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any 24K lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY				



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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY				

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$25.00
TICKET	ONE	TWO	FIVE	TEN	THY FIVE
\$50.00	\$100	\$1,000	\$2,000	\$4,000	\$24,000
FIFTY	ONE HUN	ONE THO	TWO THO	FOR THO	THY FOR THO

(7) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS PRIZE

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches either number in the "WINNING NUMBERS" play area shall entitle the claimant to the prize shown for that number. A ticket may have up to ten sets of matching numbers. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100, \$1,000, \$2,000, \$4,000, and \$24,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a 24K lottery

ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.



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

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 528 are as follows:

GAME PLAY TICKET	WIN \$2 TICKET	ODDS OF 1 IN	WINNERS IN
			56 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	37.50	268,800
\$2 x 2	\$4	21.43	470,400
\$1 + (\$2 x 2)	\$5	37.50	268,800
\$5	\$5	37.50	268,800
\$1 + (\$2 x 2) + \$5	\$10	75.00	134,400
(\$1 x 8) + \$2	\$10	75.00	134,400
\$10	\$10	150.00	67,200
\$5 x 5	\$25	150.00	67,200
(\$5 x 2) + (\$10 x 4)	\$50	1,200.00	8,400
\$10 x 5	\$50	1,200.00	8,400
\$50 (COIN)	\$50	600.00	16,800
\$10 x 10	\$100	67,200.00	150
(\$25 x 2) + \$50 (COIN)	\$100	67,200.00	150
\$100	\$100	67,200.00	150
(\$25 x 6) + \$50 (COIN)	\$200	840,000.00	12
\$100 x 10	\$1,000	2,520,000.00	4
\$1,000	\$1,000	2,520,000.00	4
(\$2,000 x 8) + (\$4,000 x 2)	\$24,000	5,040,000.00	2
\$24,000	\$24,000	5,040,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 528 are 1 in 3.70. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 528, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a 24K lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(13) Payment of prizes for 24K lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 2-27-04.

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

EFFECTIVE DATE: February 27, 2004

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 514, HIT \$5,000! RULE NO.: 53ER04-14

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 514, “HIT \$5,000!,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER04-14 Instant Game Number 514, HIT \$5,000!.

(1) Name of Game. Instant Game Number 514, “HIT \$5,000!.”

(2) Price. HIT \$5,000! lottery tickets sell for \$10.00 per ticket.

(3) HIT \$5,000! lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning HIT \$5,000! lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any HIT \$5,000! lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE
6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVN	12 THELV	13 THRTN	14 FORTN	15 FIFTN
16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN	20 THENTY
21 TWYONE	22 TWYTHO	23 TWYTHR	24 TWYFOR	25 TWYFIV
26 TWYSIX	27 TWYSVN	28 TWYEGT	29 TWYNNIN	

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE
6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN
16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY
21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR	25 TWENTYFIVE
26 TWENTYSIX	27 TWENTYSEVEN	28 TWENTYEIGHT	29 TWENTYNINE	

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

\$5.00 FIVE	\$10.00 TEN
\$15.00 FIFTEEN	\$20.00 TWENTY
\$25.00 TWENTYFIVE	\$40.00 FORTY
\$50.00 FIFTY	
\$100 ONE HUNDRED	\$200 TWO HUNDRED
\$250 TWO HUNDRED FIFTY	\$500 FIVE HUNDRED
\$1,000 ONE THOUSAND	\$5,000 FIVE THOUSAND

(7) The FAST \$100 play symbols and play symbol captions are as follows:



(8) The legends are as follows:

SERIAL NUMBERS YOUR NUMBERS

(9) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "SERIAL NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to twenty sets of matching numbers. The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200, \$250, \$500, \$1,000 and \$5,000.



(b) A ticket having a "WIN \$100" symbol in the "FAST \$100" play area shall entitle the claimant to a prize of \$100.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 514 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 120,000 TICKETS PER POOL
\$5 x 2	\$10	15.00	400,000
\$10	\$10	30.00	200,000
\$5 x 3	\$15	30.00	200,000
\$15	\$15	15.00	400,000
\$5 x 4	\$20	30.00	200,000
\$10 x 2	\$20	30.00	200,000
\$5 x 8	\$40	171.43	35,000
(\$5 x 4) + (\$10 x 2)	\$40	300.00	20,000
\$10 x 4	\$40	240.00	25,000
\$15 + \$25	\$40	300.00	20,000
\$40	\$40	300.00	20,000
\$50	\$50	60.00	100,000
\$5 x 20	\$100	480.00	12,500
\$50 x 2	\$100	800.00	7,500
(\$10 x 6) + \$40	\$100	600.00	10,000
\$20 x 5	\$100	600.00	10,000
\$100 (STACK OF COINS)	\$100	100.00	60,000
\$10 x 20	\$200	4,000.00	1,500
(\$10 x 10) + \$100 (STACK OF COINS)	\$200	4,000.00	1,500
\$100 x 2	\$200	4,800.00	1,250
(\$25 x 4) + \$100 (STACK OF COINS)	\$200	4,800.00	1,250
\$200	\$200	6,000.00	1,000
\$25 x 20	\$500	240,000.00	25
\$50 x 10	\$500	240,000.00	25
(\$20 x 6) + (\$25 x 12) + (\$40 x 2)	\$500	80,000.00	75
(\$200 x 2) + \$100 (STACK OF COINS)	\$500	60,000.00	100
\$500	\$500	109,090.91	55
\$50 x 20	\$1,000	400,000.00	15
\$100 x 10	\$1,000	600,000.00	10
\$200 x 5	\$1,000	600,000.00	10
\$500 x 2	\$1,000	600,000.00	10
\$1,000	\$1,000	1,200,000.00	5
\$250 x 20	\$5,000	400,000.00	15
\$5,000	\$5,000	600,000.00	10

(11) The estimated overall odds of winning some prize in Instant Game Number 514 are 1 in 3.11. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 514, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a HIT \$5,000! lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(14) Payment of prizes for HIT \$5,000! lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 2-27-04.

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

EFFECTIVE DATE: February 27, 2004

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 531, SAPPHIRE BLUE 7S
 RULE NO.: 53ER04-15

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 531, "SAPPHIRE BLUE 7S," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER04-15 Instant Game Number 531, SAPPHIRE BLUE 7S.

(1) Name of Game. Instant Game Number 531, "SAPPHIRE BLUE 7S."

(2) Price. SAPPHIRE BLUE 7S lottery tickets sell for \$2.00 per ticket.

(3) SAPPHIRE BLUE 7S lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning SAPPHIRE BLUE 7S lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any SAPPHIRE BLUE 7S lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

(4) The play symbols and play symbol captions will be imaged in either black or blue ink.

(a) The play symbols and play symbol captions imaged in black are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 BKSEV	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	18 EGHTN	19 NINTN
20 TWENTY					

(b) The play symbols and play symbol captions imaged in blue are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 BESEV	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	18 EGHTN	19 NINTN
20 TWENTY					

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	TWENTY
\$25.00	\$50.00	\$100	\$500	\$1,000	\$15,000
THY FIVE	FIFTY	ONE HUN	FIVE HUN	ONE THO	FTN THO

(6) Determination of Prizewinners. A player may win more than one time on a ticket. A ticket having a black "7" symbol in the play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having a blue "7" symbol in the play area shall entitle the claimant to the double the corresponding prize shown for that symbol. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500, \$1,000, and \$15,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a SAPPHIRE BLUE 7S lottery ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(7) The estimated odds of winning, value, and number of prizes in Instant Game Number 531 are as follows:

GAME PLAY TICKET	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	1,008,000
\$2 x 2	\$4	30.00	336,000
\$1 + (\$2 x 2)	\$5	37.50	268,800
\$5	\$5	37.50	268,800
\$1 + (\$2 x 2) + \$5	\$10	150.00	67,200
\$5 (BLUE "7")	\$10	50.00	201,600
\$10	\$10	150.00	67,200
\$5 x 5	\$25	150.00	67,200
(\$5 x 2) + (\$10 x 4)	\$50	1,200.00	8,400
\$25 (BLUE "7")	\$50	1,200.00	8,400
\$50	\$50	600.00	16,800
\$10 x 10	\$100	9,000.00	1,120
\$50 (BLUE "7")	\$100	9,000.00	1,120
\$100	\$100	9,000.00	1,120
\$20 x 10	\$200	336,000.00	30
\$500 (BLUE "7")	\$1,000	720,000.00	14
\$1,000	\$1,000	1,680,000.00	6
\$15,000	\$15,000	2,520,000.00	4

(8) The estimated overall odds of winning some prize in Instant Game Number 531 are 1 in 3.70. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(9) For reorders of Instant Game Number 531, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(10) By purchasing a SAPPHIRE BLUE 7S lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(11) Payment of prizes for SAPPHIRE BLUE 7S lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History--New 2-27-04.

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

EFFECTIVE DATE: February 27, 2004

DEPARTMENT OF THE LOTTERY

RULE TITLE: MEGA M\$NEY® Retailer Bonus Sales Commission Extension
 RULE NO.: 53ER04-16

SUMMARY OF THE RULE: This emergency rule extends the ending date of the five percent bonus sales commission as set forth in Emergency Rule 53ER04-5, F.A.C., *MEGA M\$NEY® Retailer Bonus Sales Commission*, Florida Administrative Code, through March 31, 2004.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER04-16 MEGA M\$NEY® Retailer Bonus Sales Commission Extension.

(1) The ending date of the five percent bonus sales commission as set forth in Emergency Rule 53ER04-5, *MEGA M\$NEY® Retailer Bonus Sales Commission*, Florida Administrative Code, is extended through March 31, 2004.

(2) Except for the extended ending date as provided in subsection (1), the bonus sales commission shall be paid as set forth in Emergency Rule 53ER04-5, Florida Administrative Code.

Specific Authority 24.105(9)(i), 24.109(1), 24.112(1) FS. Law Implemented 24.105(9)(i), 24.112(1) FS. History--New 2-27-04.

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

EFFECTIVE DATE: February 27, 2004

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 V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice is hereby given that the Department of Highway Safety and Motor Vehicles has received petitions for variance of Rule 15A-10.0141, Florida Administrative Code, submitted by the following programs: DUI Counterattack Hillsborough, filed on February 17, 2004; Northeast Florida Safety Council, filed on February 17, 2004; Lakeview Center, Inc., filed on February 18, 2004; West Central Florida Safety Council, filed on February 20, 2004; and the C.O.R.E. Program, filed on February 25, 2004.

In the petitions, the petitioners seek to waive the statutory maximum for contributions to their retirement plans.

Copies of the petition(s) may be obtained by contacting: Patricia Armstrong, Bureau of Driver Education and DUI Programs, Department of Highway Safety and Motor Vehicles. Any interested person or other agency may submit written comments on the petition(s) for variance within 14 days after this notice to: Patricia Armstrong, Bureau of Driver Education and DUI Programs, 2900 Apalachee Parkway, Room B214, MS 88, Tallahassee, Florida 32399-0571.

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 Northeast Florida Regional Council hereby gives notice that it has received a petition filed on February 19, 2004, by Sidney F. Ansbacher, Esq., seeking a variance/waiver from Rule 29D-7.001, F.A.C., Policy 3.2.6.

Comments on this petition should be filed with Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216, within 14 days of publication of this notice.

For a copy of the petition, contact: Ed Lehman, Director of Growth Management, at above address or telephone (904)279-0880.

WATER MANAGEMENT DISTRICTS

The St. Johns River Water Management District hereby gives notice that it received a petition for variance on December 17, 2003, as amended on January 22, 2004, from Henry and Karen Miles on behalf of Devil's Elbow Fishing Camp, Inc. Pursuant to Section 373.414(17), Florida Statutes, Devil's Elbow Fishing Camp, Inc. is seeking a variance from paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters, including Sections 10.1.1(c), 12.1.1(d) and 12.2.5(c), with respect to Environmental Resource Permit Application 40-109-85910-2, to construct two floating docks to provide temporary mooring for customers and guests of Devil's Elbow Fishing Camp, Inc. The existing development is located in St. Johns County and includes a boat ramp, store, and rental cottages. The construction of the floating docks is proposed to occur directly in the Tolomato River, which is categorized as a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting.

Comments on this petition should be filed with Sandy Bertram, District Clerk, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2003-114.

For a copy of the petition or additional information, contact: Tara Boonstra, Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, (386)329-4448.

NOTICE IS HEREBY GIVEN that on February 25, 2004, South Florida Water Management District (District) received a petition for waiver from the City of Homestead, Permit (Mod) Number 3104 for utilization of Works or Lands of the District known as the C-103N Canal, Miami-Dade County, for widening of the existing S. W. 312th Street (Campbell Drive) Bridge crossing the C-103N Canal, Section 10/15, Township 57 South, Range 39 East. The petition seeks relief from paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the minimum low member elevation of pile-supported facilities within Works or Lands of the District.

A copy of the petition may be obtained from: Kathie Ruff, (561)682-6320 or e-mail: kruff@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: Kathie Ruff, Office of Counsel.

NOTICE IS HEREBY GIVEN that on February 24, 2004, South Florida Water Management District (District) received a petition for waiver from Maggie Wilson, Application No. 04-0224-2, for utilization of Works or Lands of the District known as the Hillsboro Canal, Broward County, for a proposed fence, shed and landscaping within the south right of way of the Hillsboro Canal at the rear of 231 N. W. 7th Street, Section 36, Township 47S, Range 42E. The petition seeks relief from paragraph 40E-6.221(2)(j), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40' of the top of the canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Kathie Ruff, (561)682-6320 or e-mail: kruff@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: Kathie Ruff, 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."

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a petition for waiver filed on March 2, 2004, by Baruch Jacobs, M.D., seeking a permanent waiver from sub-subparagraph 64B8-9.009(6)(b)1.a., F.A.C., with regard to utilizing the services of a certified nurse anesthetist (CRNA) in the administration of Level III office anesthesia under the direct supervision of the operating surgeon.

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

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

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver.

NAME OF THE PETITIONER: Boynton Associates, Ltd.
DATE PETITION WAS FILED: January 27, 2004

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Rules 67-48.002(31) and 67-48.004(14)(b), Florida Administrative Code, which states that there will be no change in developers before a construction project is completed.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, February 6, 2004, Vol. 30, No. 6.

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION ORDER APPROVED THE VARIANCE OR WAIVER: February 27, 2004.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

EXPLANATION OF HOW A COPY OF THE ORDER CAN BE OBTAINED: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4198, or e-mail to Sherry.Green@floridahousing.org.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver

NAME OF THE PETITIONER: Florida Low Income Housing Associates, Inc.

DATE PETITION WAS FILED: December 22, 2003

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Rule 67-50.005(6), Florida Administrative Code, which states that all of the roads located within the development shall be paved.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, January 2, 2004, Vol. 30, No. 1.

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION ORDER APPROVED THE VARIANCE OR WAIVER: February 27, 2004.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

EXPLANATION OF HOW A COPY OF THE ORDER CAN BE OBTAINED: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida

Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4198, or e-mail to Sherry.Green@floridahousing.org.

Section VI

Notices of Meetings, Workshops and Public Hearings

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

State Board of Administration
 Financial Services Commission
 Department of Veterans' Affairs
 Department of Highway Safety and Motor Vehicles
 Department of Law Enforcement
 Department of Revenue
 Department of Education
 Administration Commission

Florida Land and Water Adjudicatory Commission
 Board of Trustees of the Internal Improvement Trust Fund
 Department of Environmental Protection

DATE AND TIME: March 30, 2004, 9:00 a.m.

PLACE: Leesburg Opera House, 108 South 5th Street, Leesburg, Florida 34748

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

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

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

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

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

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

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

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of

critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

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

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

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

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

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

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

DEPARTMENT OF STATE

The **Friends of the Museum of Florida History, Inc., Friends of the Knott House, Inc., Friends of Mission San Luis, Inc., Friends of Historic Properties and Museums, Inc., and Friends of the Old Florida Capitol, Inc.** announce a public joint meeting to which all persons are invited.

DATE AND TIME: Monday, March 22, 2004, 2:00 p.m.

PLACE: R. A. Gray Building, 500 South Bronough Street, Museum Education Room, Lower Level, Tallahassee, Florida

If you have any questions regarding this meeting please feel free to contact: Executive Director, Stephen McLeod, (850)245-6375.

The **Department of State** announces a public meeting of the Florida State Historical Records Advisory Board which all interested persons are invited:

DATE AND TIME: April 2, 2004, 1:30 p.m. – 4:00 p.m.

PLACE: R. A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Historical Records Advisory Board will discuss the Board's Long Range Plan and statewide survey of archivist and records managers. For further information contact Mr. Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at the Department of State, Division of Library and Information Services, Tallahassee, Florida 32399-0250, telephone number: (850)245-6701, Suncom 205-6701.

Pursuant to Chapter 286.26, Florida Statutes, any persons requiring special accommodations due to a disability or physical impairment should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

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

COMMITTEE: Art Selection Committee

DATE AND TIME: Thursday, March 25, 2004, 1:00 p.m.

PLACE: Dept of Veterans' Affairs Central Office, 11351 Ulmerton Road, Room 311-E, Largo, FL 33778-1630, (727)518-3202, Ext. 514

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold an Orientation Meeting to determine potential artwork sites and media, establish project schedules and set the next meeting dates for Art in State Buildings Projects DVA 9800/1000, Sandy Nininger State Veterans' Home, Broward County, DVA 2000/1010, Clifford Chester Simms State Veterans' Home, Bay County, and DVA 2000/1020, Jacobson's State Veterans' Home, Charlotte County.

For more information or to obtain a copy of the agenda, please contact: Lee Modica, Arts Administrator, Division of Cultural Affairs, 500 South Bronough, Room 405, Tallahassee, Florida 32399-0250, (850)245-6476.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Division of Cultural Affairs.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least

48 hours before the meeting by contacting: Dana DeMartino, (850)245-6477. If you are hearing or speech impaired, please contact the Florida Relay at 711.

DEPARTMENT OF LEGAL AFFIARS

The Florida **Commission on the Status of Women** will hold a meeting to which all interested persons are invited to attend.

DATES AND TIMES: March 22, 2004, 1:00 p.m. – 5:00 p.m.; March 23, 2004, 9:00 a.m. –1:00 p.m.

PLACE: Turlington Building, Florida Education Center, 325 West Gaines Street, Room 1706, Tallahassee, FL 32301

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

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services, Division of Forestry** (DOF) and the Blue Springs Longleaf Tract Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited.

Public Meeting – Blue Springs Longleaf Tract Management Plan Advisory Group

DATE AND TIME: Wednesday, March 31, 2004, 7:00 p.m.

PLACE: Hamilton County Middle School, 4280 S. W. CR 152, Jasper, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Blue Springs Longleaf Tract Management Plan Advisory Group to prepare for a public hearing the evening of March 31, 2004 and provide recommendations to the DOF to help in preparation of a management plan for the Blue Springs Longleaf Tract, Twin Rivers State Forest.

Public Hearing – Blue Springs Longleaf Tract Management Plan Advisory Group

DATE AND TIME: Wednesday, March 31, 2004, 7:30 p.m.

PLACE: Hamilton County Middle School, 4280 S. W. CR 152, Jasper, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit public comments on management of the Blue Springs Longleaf Tract portion of the Twin Rivers State Forest. Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to the DOF’s Twin Rivers State Forest, 7620 133rd Road, Live Oak, FL. 32060, to the attention of Brad Ellis and should be mailed so as to arrive at the office by the date of the public hearing.

Public Meeting – Blue Springs Longleaf Tract Management Plan Advisory Group

DATE AND TIME: Thursday, April 1, 2004, 7:00 p.m.

PLACE: Hamilton County Middle School, 4280 S. W. CR 152, Jasper, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Blue Springs Longleaf Tract Management Plan Advisory Group to review comments from the public hearing of March 31, 2004 and provide recommendations to the DOF to help in preparation of a management plan for the Blue Springs Longleaf Tract, Twin Rivers State Forest.

Copies of a working draft of the plan are available by contacting the Twin Rivers State Forest in writing at the above address or contacting: Brad Ellis, (386)208-1460. Special accommodations for persons with disabling condition should be requested in writing at least 48 hours in advance of these proceedings. Any request for special accommodations can be made by writing to the DOF’s Twin Rivers State Forest Office at the above listed address. You are hereby notified in accordance with Chapter 286.0105, Florida Statutes, should you decide to appeal any decision made as a result of, or take exception to any findings of fact with respect to any matter considered at the hearing and meeting referred to above, you may need to ensure that a verbatim record of the proceedings is made. Such record shall include the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF EDUCATION

The State of Florida, **Education Standards Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, April 29, 2004, 8:30 a.m. – 5:00 p.m.; Friday, April 30, 2004, 8:30 a.m. – 12:00 p.m.

PLACE: The Department of Education, Room 1704, Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Members of the Florida Education Standards Commission will meet and discuss issues related to the Commission’s charge.

To obtain a copy of the agenda, please call, write or email: Florida Education Standards Commission, 325 West Gaines Street, Room 323, Turlington Building, Tallahassee, Florida 32399, (850)245-0441, Suncom 205-0441, e-mail: Judy.Etemadi@fldoe.org

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact Dr. Judy Etemadi at the above address or telephone numbers.

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

DATE AND TIME: Tuesday, March 23, 2004, 2:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Academic and Student Affairs Committee Meeting.

A copy of the agenda and call-in phone number may be obtained by contacting: Ms. Joanne Elsner, Florida Atlantic University, 777 Glades Road, Boca Raton, FL 33431, (561)297-4030

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Ms. Paula Behul, (561)297-3004. If you are hearing or speech impaired, please contact the agency by calling TDD via TDD No. (561)297-2130.

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

COMMITTEE: Art Selection Committee

DATE AND TIME: March 25, 2004, 2:00 p.m. – 5:00 p.m.

PLACE: Florida Atlantic University, Florida's Art in State, Buildings Program, Jupiter Campus, John D. MacArthur Campus, 5353 Parkside Drive, AD-202, Jupiter, Florida 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold a Slide Review Meeting regarding Florida's Art in State Buildings Program for BR-691 Hibel Museum.

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

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Florida's Art in State Buildings Program.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Patty Singer, (561)297-1064, (561)297-2539. If you are hearing or speech impaired, please contact the agency by calling TT 1(800)955-8770.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs (DCA)** announces a series of work group meetings to which all interested parties are invited.

DATES AND TIMES: April 1, 2004, 2:00 p.m. – 5:00 p.m.; June 3, 2004, 2:00 p.m. – 5:00 p.m.; September 1, 2004, 2:00 p.m. – 5:00 p.m.; November 4, 2004, 2:00 p.m. – 5:00 p.m.; January 11, 2005, 9:00 a.m. – 4:00 p.m.

PLACE: The Betty Easley Conference Center, Room 180, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To begin preparation of the State of Florida Consolidated Plan for Federal Fiscal Year 2005-2010 and to receive input or comments from the public and/or interested parties.

PLAN SUMMARY: The State of Florida is required to submit a Consolidated Plan to the U. S. Department of Housing and Urban Development (HUD) in order to receive federal funding from that agency. The plan must cover the grant programs funded by HUD as well as other information related to housing and community development. Grant programs included in the Plan are the Florida Small Cities Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), Home Investment Partnership (HOME) and Housing Opportunities for Persons with Aids (HOPWA). The Plan must also contain specific elements outlined in federal regulations. These elements include: special needs of the homeless, farmworkers, elderly, disabled, and persons with AIDS; health and safety issues such as the alleviation of lead based paint hazards; fair housing and equal opportunity; affordable housing; and efforts to reduce poverty.

ACTION TO BE TAKEN: At the workgroup meetings, staff from the CDBG, ESG, HOME and HOPWA programs, as well as staff from other state agencies and nonprofits, will work in committees to review, research and develop information to be included in the Consolidated Plan. Interested parties are encouraged to attend.

A copy of the agenda may be obtained by appearing in person at the agency headquarters or by email or calling: Florida Small Cities CDBG Program, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-3644, e-mail: rick.miller@dca.state.fl.us or judy.peacock@dca.state.fl.us.

Written comments are encouraged throughout the process. They may be submitted at any one of the meetings or mailed to the address listed.

Any person requiring a special accommodation at this hearing because of a disability, physical impairment or English language deficiency should contact the Department of Community Affairs, (850)487-3644, at least five calendar days prior to the hearing. If you are hearing impaired, please contact the Department using the Florida Dual Party Relay System, 1(800)922-8771 (TDD).

The **Community Assistance Advisory Council** is responsible for advising department staff and management on issues relating to the Florida Small Cities Community Development Block Grant Program, the Community Services Block Grant, and the Weatherization Assistance Programs. These three programs are administered by the Division of Housing and Community Development within the Department of Community Affairs. The meeting will be held at the following time and place:

DATE AND TIME: April 2, 2004, 9:00 a.m. – 12:30 p.m.

PLACE: Room 166, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department staff will provide updates on the activities of the programs served by the council.

The agenda for the meeting may be requested by telephone (850)487-3644, e-mail: judy.peacock@dca.state.fl.us or susan.lawrence@dca.state.fl.us, or you may submit a written request to: Florida Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

Any person requiring a special accommodation at this public hearing because of a disability or physical impairment should contact the Bureau of Community Assistance, (850)488-7956, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be accessed by calling 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, March 30, 2004, 1:00 p.m. – 5:00 p.m.; Wednesday, March 31, 2004, 8:30 a.m. – 3:00 p.m.

PLACE: The meeting will take place at the Embassy Suites Hotel Orlando Downtown (San Juan I Room), located at 191 East Pine Street, Orlando, Florida 32801, (407)841-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council and any other interested individuals will meet to hear presentations and discuss issues relating to violent crime, and multi-agency or statewide drug control or illicit money laundering investigative or task force efforts.

A copy of the agenda may be obtained by writing: Government Analyst Joyce Gainous-Harris, Florida Department of Law Enforcement, Division of Criminal Investigations and Forensic Science Services, Office of Statewide Intelligence, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-7096.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Persons needing an accommodation to participate in any proceeding should call (850)410-7900, (Voice) or (850)656-9597 (TDD), at least five working days before such proceeding.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: April 8, 2004, 8:30 a.m.

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

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

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

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

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

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

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

DATE AND TIME: April 8, 2004, 6:00 p.m. – Open House; 6:30 p.m. – Formal Presentation

PLACE: Sheraton World Resort, 10100 International Drive, Orlando, Florida 32821-8095

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 view the maps and materials on display and to express their views concerning the design of Financial Project ID Number 406090-1-32-01, otherwise known as the Bee Line West Expressway Widening Project, in Orange County. The limits of the Bee Line West Expressway Widening Project are from Interstate 4 to McCoy Road. The Florida Department of Transportation, Florida's Turnpike Enterprise, will present the roadway design for widening the Bee Line West Expressway from a 4-lane roadway to a 6-lane roadway with some accommodations for an ultimate 8-lane roadway through the project limits and conversion of the Bee Line West toll plaza to include triple SunPass express lanes.

Anyone needing project or public hearing information, including a copy of the hearing agenda, may contact: Mr. Bryan Gant, P.E., Florida Department of Transportation, Florida's Turnpike Enterprise, (407)532-3999, Extension 3446, or by writing: Mr. Gant, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761, e-mail: bryan.gant@dot.state.fl.us.

Anyone requesting special accommodations under the Americans with Disabilities Act of 1990 should contact: Mr. Jeffrey LeClaire, P.E., Project Development Engineer, Florida's Turnpike Enterprise, P. O. Box 613069, Ocoee, Florida 34761, (407)532-3999, Extension 3826, e-mail: jeffrey.leclaire@dot.state.fl.us. Special accommodation requests under the Americans with Disabilities Act should be received at least seven days prior to the Public Hearing.

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."

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 30, 2004, 9:00 a.m. – conclusion

PLACE: Emerald Coast Room, 6th Floor, Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Audit Committee.

A copy of the agenda may be obtained by writing: Keeta M. Ray, State Board of Administration, 1801 Hermitage Boulevard, Suite 600, Tallahassee, Florida 32308, (850)413-1248

In compliance with the Americans with Disabilities Act, anyone needing special accommodations should call Dorothy Westwood, (850)488-4406, at least five (5) days prior to the meeting.

DEPARTMENT OF CITRUS

The **Department of Citrus** announces a public meeting of the Medical and Nutritional Research Advisory Council to which all persons are invited.

DATE AND TIME: Thursday, March 18, 2004, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: There will be a meeting to look at proposals submitted for consideration for funding by the Department of Citrus and make their recommendations to the Florida Citrus Commission. The Council will also discuss any other issues that may properly come before the Council.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Art Johnson at the above address or by telephone, (863)499-2510.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a public meeting or workshop in the following docket to which all persons are invited.

DOCKET NO.: 020233-EI – Review of GridFlorida Regional Transmission Organization (RTO) Proposal

DATES AND TIME: March 17-18, 2004, 9:30 a.m.

PLACE: Room 140, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held in accordance with Order No. PSC-03-1414-PCO-EI, issued December 15, 2003, for the purpose of discussing pricing issues for this docket.

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

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: March 30, 2004, 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) or 1(800)955-8770 (Voice).

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: March 30, 2004, immediately following the Commission Conference which commences at 9:30 a.m. in Commission Hearing Room 148

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission**, pursuant to Section 120.54, Florida Statutes, at the agenda conference scheduled at the following time and place, will consider the comments of the Joint Administrative Procedures Committee and the proposed rules in the docket identified below:

Docket No. 030970-EI – Proposed Amendment of Rules 25-6.014, F.A.C., Records and Reports in General; 25-6.015, F.A.C., Location and Preservation of Records; 25-6.135, F.A.C., Annual Reports; and 25-6.1351, F.A.C., Cost Allocation and Affiliate Transactions.

DATE AND TIME: April 6, 2004, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and make a decision regarding the proposed rules in this docket and adopt, reject, or modify the proposed rules.

LEGAL AUTHORITY: Chapters 120, 350 and 366, F.S.

The person to be contacted regarding these rules is Samantha Cibula, (850)413-6202.

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 writing: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399. The agenda and recommendation are also available on the PSC Homepage at <http://www.floridapsc.com> at no charge.

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

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

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Commission on Volunteerism and Community Service**, Volunteer Florida is pleased to announce a meeting to which all persons are invited.

DATES AND TIMES: 6:30 p.m., Thursday, March 18, 2004

PLACE: Black Fin Restaurant, 460 N. Orlando Avenue, Winter Park, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Volunteer Florida CEO and Orlando Commissioners dinner discussion of Commissioner roles and responsibilities.

Please contact Gwen Erwin, (850)921-5172, for a meeting agenda.

If you require a reasonable accommodation to participate, please contact Gwen Erwin, (850)921-5172, Voice/TTY, 72 hours in advance with your request.

REGIONAL PLANNING COUNCILS

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

MEETING: Executive Committee

DATE AND TIME: March 25, 2004, 5:30 p.m.

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

MEETING: Program Committee

DATE AND TIME: March 25, 2004, 6:30 p.m.

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

MEETING: Clearinghouse Committee

DATE AND TIME: March 25, 2004, 6:00 p.m.

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

MEETING: North Central Florida Regional Planning Council

DATE AND TIME: March 25, 2004, 7:30 p.m.

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

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

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

A copy of any of these agendas may be obtained by contacting: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653, e-mail: ncfrpc@ncfrpc.org.

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

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: March 25, 2004, 10:00 a.m. (CST)

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Lands Committee meeting – to discuss land management and acquisition matters.

DATE AND TIME: March 25, 2004, 11:00 a.m. (CST)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Forever Workshop – to discuss grant criteria modifications and tabled items from the February 26, 2004, Insurance Committee.

DATE AND TIME: March 25, 2004, 12:00 p.m. (CST)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Governing Board meeting – to consider District Business.

DATE AND TIME: March 25, 2004, 12:15 p.m. (CST)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing for the Consideration of Regulatory Matters.

PLACE: Apalachicola National Estuarine Research Reserve, 261 7th Street, Apalachicola, Florida

A copy of the agendas may be obtained by contacting: Carolyn Wise, NFWFMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.state.fl.us/nwfwmd).

If any person decides to appeal any decision with respect to any matter considered at the above-cited meetings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact Larry Wright at the District at least 72 hours in advance of these meetings to make appropriate arrangements.

NOTICE OF CANCELLATION – The South Florida Water Management District announces a public meeting to which all interested parties are invited:

DATE AND TIME: March 15, 2004, 10:00 a.m.

PLACE: SFWMD Headquarters, B1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission Meeting – Issues Workshop Meeting on CERP Program Requirements.

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

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

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

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

DATE AND TIME: Wednesday, March 17, 2004, 9:00 a.m. – 4:00 p.m.

PLACE: Okeechobee County School Board, Freshman Campus Auditorium, 700 S. W. 2nd Avenue, Okeechobee, FL 34973

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Issues Workshop on The Kissimmee Basin Regional Water Supply Plan Update.

Information regarding the existing Kissimmee Basin Water Supply Plan can be found at www.sfwmd.gov/org/wsd/wsp/.

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

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

Those who desire more information, please contact: Chris Sweazy, (407)858-6100, Ext 3822, csweazy@sfwmd.gov, Kissimmee Service Center; or Paula Moree, (561)682-6447, pmoree@sfwmd.gov, District Clerk's Office, District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33406.

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

DATE AND TIME: March 24, 2004, 1:00 p.m. – 4:00 p.m.; 6:00 p.m. – 8:00 p.m.

PLACE: Lorida Community Center, 1909 Oak Avenue, Lorida, FL 33857

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Project Delivery Team (PDT) of the Lake Okeechobee Watershed Project, which is included in the Comprehensive Everglades Restoration Plan, will meet to discuss the inclusion of the Lake Istokpoga Regulation Schedule Review into the Lake Okeechobee Watershed Project. The public is encouraged to attend and to provide comments at each step of this important process. This PDT meets monthly on the last Thursday at the Indian River Community College Dixon-Hendry Campus in Okeechobee.

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

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

For more information, contact: Lewis Hornung, Project Manager, (561)682-2007; or Missie Barletto, Public Outreach, 1(800)250-4200, Ext. 3006.

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

DATE AND TIME: Monday, March 29, 2004, 2:00 p.m.

PLACE: Town of Jupiter Community Center, 210 Military Trail, Jupiter, FL 33458

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

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

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

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

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

FLORIDA SPACE AUTHORITY

The **Florida Space Authority** announces a Board of Supervisors meeting to which the public is invited.

DATE AND TIME: March 24, 2004, 9:00 a.m. – 11:30 a.m. (EST)

PLACE: Florida Department of Transportation, Executive Conference Room, 5th Floor, 605 Suwannee Street, Tallahassee, Florida 32399-0450

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will discuss the status of Authority programs in the areas of business development, space transportation and planning, construction and facilities, policy coordination and any other administrative issues that may need to be considered relating to the business of the Authority and other state agencies.

For more information, contact: Margo Witcher, (321)730-5301, Ext. 1105.

To obtain a copy of the agenda, write to: Florida Space Authority, 100 Spaceport Way, Cape Canaveral, Florida 32920-4003 or visit their website: www.floridaspaceauthority.com.

Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact Florida Space Authority at least seven (7) days prior to the meeting.

Please note that if a person decides to appeal any decision made by the Board of Supervisors with respect to any matter considered at the above cited meeting or hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

The **Florida Aerospace Finance Corporation (FAFC)** announces a Board of Director's meeting and teleconference to which the public is invited.

DATE AND TIME: March 22, 2004, 1:00 p.m. – 3:00 p.m.

PLACE: Office of Florida Department of Transportation, Room 479, 605 Suwannee Street, Tallahassee, FL 32399 (To attend via telephone: 1(866)249-5325, participant code 393255)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors will meet to review general board business, ratifications of agreements, financings, budgets, procedures and to consider other proposed matters related to the business of the Corporation.

For more information, contact: Ms. Judy Blanchard, (321)690-3397.

To obtain a copy of the agenda write: The Florida Commercial Space Financing Corporation, 403 Brevard Avenue, Suite 1, Cocoa, Florida 32922.

Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Aerospace Finance Corporation.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** is holding a workshop for all providers and potential providers of services under the long-term care community diversion pilot projects. Participation is voluntary and all interested parties are invited to attend.

DATE AND TIME: March 30, 2004, 9:30 a.m. – 4:30 p.m.

PLACE: 4040 Esplanade Way, Room 225F, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE DISCUSSED: Enrollment transactions, reporting requirements, eligibility, contract issues, marketing, and CARES.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Statewide Community Based Services, (850)414-2140, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Department of Elder Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Department of Elder Affairs**, Alzheimer's Disease Initiative (ADI) announces a conference call ("meet me" conference call) to which all persons are invited.

Alzheimer's Disease Advisory Committee

DATE AND TIME: March 23, 2004, 10:30 a.m. – 11:30 a.m.

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

CONTACT: Arkeba Bouie, (850)414-2339

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

For more information, please contact: Florida Department of Elder Affairs, (850)414-2000.

Note: Pursuant to the provisions of the American with Disabilities Act, any persons requiring special accommodations to participate in this meeting is asked to advise the department at least 48 hours before the meeting by contacting: Arkeba Bouie, (850)414-2339. 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** will hold an Advocacy and Consumer Workgroup meeting to which all interested persons are invited to participate.

DATE AND TIME: March 31, 2004, 2:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The anticipated agenda includes the following topics: legislative update; update on proposed Medicaid HMO contract provisions; Medicaid HMO marketing compliants; and monitoring of Medicaid HMOs.

Please contact: Darlene McDonald, (850)922-5380, if you have any questions.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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

DATE AND TIMES: March 23, 2004, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

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

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

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

The **Department of Business and Professional Regulation** announces a public meeting of the Florida **Board of Cosmetology** to which all persons are invited to participate.

DATE AND TIME: Sunday, April 18, 2004, 9:00 a.m.

PLACE: Adams Mark Hotel Orlando, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the board to conduct regular board business.

A copy of the agenda may be obtained by writing: Florida Board of Cosmetology, 1940 North Monroe Street, Suite #60, Tallahassee, Florida 32399-0790.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing or speech impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Pilot Commissioners** and Pilotage Rate Review Board announce a joint meeting to which all persons are invited to attend.

DATE AND TIME: April 15, 2004, 9:00 a.m.

PLACE: Radisson Resort at the Port, 5701 Astronaut Boulevard, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Training Session.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)922-5012 at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Pilot Commissioners** announces the following meetings, to which all persons are invited to attend.

DATE AND TIME: April 15, 2004, 1:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance Committee Meeting and Rules Committee Meeting immediately followed by Probable Cause Panel meeting, which portions may be closed to the public.

DATE AND TIME: April 16, 2004, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business meeting.

PLACE: Radisson Resort at the Port, 5701 Astronaut Boulevard, Cape Canaveral, FL

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)922-5012 at least five calendar days prior to the meeting. If you are hearing or speech impaired,

please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Professional Surveyors and Mappers** announces a Probation Review Committee, Continuing Education Committee, Application Review Committee, Minimum Technical Standards Rules Workshop, and a General Business Meeting. All interested parties are invited to attend at the address listed below.

DATES AND TIME: April 7, 2004, 8:00 a.m., Continuing Education Committee meeting followed by a Application Review Committee meeting, followed by a Minimum Technical Standards Rules Workshop followed by a General Business Meeting if time allows; April 8, 2004, 8:00 a.m., Probation Review Committee meeting followed by a General Business meeting

PLACE: Department of Business and Professional Regulations, Board Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct board business.

A copy of the agenda may be obtained by writing: John Knap, Executive Director, Department of Business and Professional Regulation, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, FL 32399-0756 or by calling (850)487-1395.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact John Knap by Monday, April 1, 2004.

The Florida **Building Code Administrators and Inspectors Board** announces a telephone conference call to which all persons are invited to participate.

DATE AND TIME: March 22, 2004, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL, (850)488-8295, Suncom 278-8295

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business Meeting.

Any person deciding to appeal a decision made with respect to any matter considered at this meeting will need to ensure that a verbatim record of the proceeding is made. Such record must include testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, (850)922-5012, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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."

The **Florida Center for Solid and Hazardous Waste Management Advisory Board** announces a meeting of the Research Selection Committee to which all interested parties are invited to attend.

DATE AND TIME: April 26, 2004

PLACE: Gainesville, Florida

For more information, contact: (352)392-6264.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Monday, March 22, 2004, 12:30 p.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Bin #C07, Tallahassee, FL, Meet Me Number (850)488-2854

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

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

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

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

The **Department of Health** announces the following changes in the schedule of meetings of the Variance Review and Advisory Committee for Onsite Sewage Treatment and Disposal Systems. The original meetings were scheduled for the same dates and times but in different locations.

DATE AND TIME: Thursday, May 6, 2004, 10:00 a.m.

PLACE: Department of Environmental Protection, Conference Room 609, 2600 Blair Stone Road, Tallahassee, Florida

DATE AND TIME: Thursday, November 4, 2004, 10:00

PLACE: Volusia County Health Department, Conference Room 516A, 1845 Holsonback Drive, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To examine applications for variance from the requirements of Chapter 64E-6, Florida Administrative Code, entitled "Standards for Onsite Sewage Treatment and Disposal Systems" pursuant to s. 381.0065(3)(d), Florida Statutes.

A copy of the agenda may be obtained ten days prior to each meeting date by writing: Gerald R. Briggs, Chief, Bureau of Onsite Sewage Programs, Department of Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

Any person requiring a special accommodation at one of these meetings because of disability or physical impairment should contact Shirley Kugler, (850)245-4070, at least two weeks prior to the meeting.

The Florida **Emergency Medical Services Advisory Council Committees**, Constituency Groups, Florida Emergency Medical Services for Children Advisory Committee and the Florida Emergency Medical Advisory Council will hold their quarterly meetings.

DATES AND TIMES: April 14, 2004, 8:00 a.m. – 6:00 p.m.; April 15, 2004, 8:00 a.m. – 6:00 p.m.; April 16, 2004, 8:00 a.m. – 2:00 p.m.

PLACE: The Betty Easley Center, 4075 Esplanade Way, Tallahassee, FL 32311

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

A schedule of meetings or an agenda may be obtained by contacting: Desi Lassiter, Bureau of Emergency Medical Services, (850)245-4055.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact the Bureau of Emergency Medical Services, (850)245-4055, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Bureau of Emergency Medical Services using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For further information, write: Desi Lassiter, 4052 Bald Cypress Way, Bin #C18 (HEMS), Tallahassee, Florida 32399-1738, (850)245-4055.

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:

Executive Committee

DATE AND TIME: March 10, 2004, 9:00 a.m. – 11:00 a.m.

PLACE: Clem C. Benton Bldg., Room 327-D, 337 N. US Hwy. 1, Ft. Pierce, FL 34950

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North US Hwy. 1, Room 327, Fort Pierce, Florida 34950, (772)467-4178.

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)955-8770 (Voice) and 1(800)955-8771 (TDD).

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: March 26, 2004, 8:30 a.m. – 10:00 a.m.

PLACE: State of Florida, Department of Health, 5150 N. W. Milner Drive, Port St. Lucie, FL 34983

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North US Hwy. 1, Room 327, Fort Pierce, Florida 34950, (772)467-4178

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)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Children and Family Services**, District 11, Mental Health Program Office, announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, March 25, 2004, 10:00 a.m. – 12:00 Noon

PLACE: Rhode Building, 401 N. W. 2nd Avenue, Suite N 1007, Miami, FL 33128, (305)377-5029

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is seeking public input and information regarding the re-designation of the following facilities as Baker Act receiving facilities:

Mercy Hospital
 North Shore Hospital
 Southern Winds Hospital
 Miami Behavioral Health Center, Inc.
 New Horizons Community Mental Health Center, Inc.
 Public Health Trust of Dade County – Jackson
 Memorial Hospital

Persons with disabilities requiring accommodations in order to participate in this event should contact Deborah Dummitt, Adult Mental Health Manager, by telephone (305)377-5029 or in writing by close of business (5:00 p.m.) no later than five working days prior to the meeting.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public hearing for the Dinner Island Wildlife Management Area Located in Hendry County, Florida.

DATE AND TIME: Thursday, April 1, 2004, 7:00 p.m.

PLACE: Hendry County Commission Board Room, Hendry County Courthouse, 25 East Hicpochee Avenue, LaBelle, Florida 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comments regarding considerations for the FWC’s ten-year Conceptual Management Plan for the Dinner Island Wildlife Management Area (WMA).

This hearing is designed exclusively for discussion of the draft Conceptual Management Plan. Participants should understand that the purpose for this hearing does not include the opportunity to discuss public use regulations for the Dinner Island WMA. There is a separate public process for this purpose.

A Management Prospectus for the Dinner Island WMA is available upon request from: Florida Fish and Wildlife Conservation Commission, Land Management Planning Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, Extension 17331.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 5 calendar days before the hearing by contacting: Cindy Hoffman, ADA Coordinator, (850)488-6411.

The Florida **Fish and Wildlife Conservation Commission** has scheduled a public meeting. This notice announces the date, time and place of that meeting to which all interested persons are invited:

PLACE: Ramada Inn North, 2900 North Monroe Street, Tallahassee, Florida

DATES AND TIME: April 14-16, 2004, 8:30 a.m. each day

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 S. Meridian St., Tallahassee, FL 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.

DEPARTMENT OF FINANCIAL SERVICES

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited:

DATE AND TIME: April 13, 2004, 9:00 a.m. during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of Rule Chapter 690-149, Florida Administrative Code, published January 16, 2004 in Vol. 30, No. 3 of the Florida Administrative Weekly, with a Notice of Change published February 20, 2004 in Vol. 30, No. 8; Rule Chapter 690-149 Part X, Standard Risk Rates, published as 4-149 Part X on December 26, 2003 in Vol. 29, No. 52, with a Notice of Change published January 16, 2004, in Vol. 30, No. 3; and Rule 690-166.045, Special Purpose Homeowners Insurance Company; Notice Requirements, published as 4-166.045 on January 2, 2004 in Vol. 30, No. 1, with a Notice of Change published January 16, 2003 in Vol. 30, No. 3.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting: Frank Dino, dinof@dfs.state.fl.us.

FLORIDA INDEPENDENT LIVING COUNCIL

The **Florida Independent Living Council** announces the following meeting:

MEETING: Grassroots Forum Advocacy Committee

DATE AND TIME: Friday, March 12, 2004, 10:00 a.m. (EST)

PLACE: FILC, Inc., Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: FILC Advocacy Committee

DATE AND TIME: Thursday, March 25, 2004, 2:00 p.m. (EST)

PLACE: FILC, Inc., Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: Funding Formula Task Force

DATE AND TIME: Thursday, March 25, 2004, 3:00 p.m. (EST)

PLACE: FILC, Inc., Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

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

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or toll free 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Beth Schultz at the council address.

Notices of meetings and hearing 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. (Florida Statutes, §286.0105)

The **Florida Independent Living Council** announces the following meetings:

MEETING: GRF Program Committee Meeting

DATE AND TIME: Tuesday, April 20, 2004, 10:00 a.m. (EST)

PLACE: FILC, Inc., Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: GRF Program Committee Meeting

DATE AND TIME: Tuesday, May 18, 2004, 10:00 a.m. (EST)

PLACE: FILC, Inc., Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: GRF Program Committee Meeting

DATE AND TIME: Tuesday, June 15, 2004, 10:00 a.m. (EST)

PLACE: FILC, Inc., Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

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

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or toll free 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Beth Schultz at the council address.

Notices of meetings and hearing 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. (Florida Statutes, §286.0105)

ABLE TRUST

The **Able Trust** (Florida Endowment Foundation for Vocational Rehabilitation) will hold a Board Meeting to which all interested persons are invited.

DATE AND TIME: Saturday, March 6, 2004, 9:00 a.m.

PLACE: The Hyatt Sarasota, 1000 Boulevard of the Arts, Sarasota, Florida 34236-4808

The agenda will include approval of recommended grants to assist citizens with disabilities in achieving employment.

For more information, special accommodations or alternative format request, please call: The Able Trust, (850)224-4493 or 1(888)838-2253.

VISIT FLORIDA

The Florida **Commission on Tourism** announces a public meeting of the Transition Task Force of the New Product Development Council.

DATE AND TIME: Tuesday, March 16, 2004, 2:00 p.m. – adjournment

PLACE: VISIT FLORIDA, Corporate Offices, 661 East Jefferson Street, Suite 300, Tallahassee, FL 32301, (850)488-5607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the details of implementing the new VISIT FLORIDA Council/Committee structure.

For further information contact: Jill Rutli, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 347.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD)

The **VISIT FLORIDA**, Board of Directors announces a public meeting of the Finance Committee as follows:

Meeting: VISIT FLORIDA, Finance Committee

DATE AND TIME: Thursday, April 8, 2004, 10:30 a.m. – adjournment

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss FY 2004/05 budget.

For further information contact: Susan Gale, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 334.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **VISIT FLORIDA**, Board of Directors announces a public meeting as follows:

Meeting: VISIT FLORIDA, Board of Directors

DATE AND TIME: Wednesday, April 21, 2004, 10:00 a.m. – adjournment

PLACE: VISIT FLORIDA, Corporate Offices, 661 East Jefferson Street, Suite 300, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The board will approve budget and marketing plans for FY 2004/05.

For further information contact Susan Gale at VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 334.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY

The **Technological Research and Development Authority** (TRDA) announces a general meeting of its Board of Directors to which all persons are invited to participate.

DATE AND TIME: March 17, 2004, 2:00 p.m.

PLACE: Technological Research and Development Authority, 5195 South Washington Avenue, Titusville, FL 32780

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board of Director’s Meeting.

A copy of the agenda may be obtained by contacting: Dave Kershaw, TRDA Deputy Director, (321)269-6330 or dkershaw@trda.org.

SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION

The **Sunshine State Governmental Financing Commission** announces a public meeting, where all interested parties are invited:

DATE AND TIME: Friday, March 19, 2004, 11:00 a.m.

PLACE: Commissioners Terrace Level Conference Room, Third Floor – Stephen B. Clark Center, 111 N. W. First Street, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Business Meeting.

A copy of the agenda may be obtained by contacting: Mr. Richard C. Dowdy, Program Administrator, (850)878-1874.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center and Research Institute**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 24, 2004, 1:30 p.m.

PLACE: SRB Trustees Board Room, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Joint Finance and Planning Committee of the Board of Directors.

A copy of the agenda may be obtained by writing: Ms. Barbara Sawyer, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612

Persons requiring special accommodations due to disability or physical impairment should contact: Ms. Barbara Sawyer by Friday, March 19, 2004.

SUNSHINE STATE ONE CALL OF FLORIDA

The **Sunshine State One Call of Florida, Inc. (SSOCOF)** announces its Board and Committee meetings to which all interested persons are invited.

DATE AND TIME: March 25, 2004, 8:00 a.m. – Committee Meetings

8:00 a.m. Operations Committee – Larry Batchelor

- Review of FY 2003/04 Monthly and YTD Call Center Statistics
- Review of Attrition Report
- Positive Response System Update
- Review of FDOT Meeting on Ticket Definition Issue
- Non-Member Utilities – Master Metered Utility Service Entities
- IT Audit Subcommittee Update – Jeff Rodger

10:15 a.m. Damage Prevention Committee – Tim McKeown

- Damage Prevention Data Workshop Results
- Review of Promotional Item Inventory Levels
- Aervoe Paint Bag Project Update
- Budget Recommendations Review
- Enforcement Opportunity Feedback
- Customer Service Survey
- Excavator Damage Prevention Education Project Discussion
- Locator Training Standards and Practices
- Staff Update

12:00 Noon Lunch – provided at call center for meeting participants and SSOCOF employees

1:30 p.m. Finance Committee – David Wheeler

- Review of FY 2003/04 Monthly and YTD Financial Reports
- Review of Contracts Approved Report
- Review of Delinquent Account Write-Off Report
- Proposed FY 2004/05 Operating and Capital Budget

2:30 p.m. Legislative Committee – Roger Zwygart

3:00 p.m. Nomination Committee – Larry Batchelor

3:30 p.m. Executive/Executive Review Committee – Mike Borg

- Quarterly Calendar
- Executive Director Review (preparation for annual meeting due in May)

4:00 p.m. Adjourn

DATE AND TIME: March 26 2004, 8:00 a.m. Board Meeting

8:00 a.m. Secretary’s Report

8:15 a.m. Consent Agenda – Michael Borg

8:45 a.m. Executive Director’s Report – Mark Sweet

9:00 a.m. Legal Report – Dave Erwin

9:45 a.m. Trip Reports

10:00 a.m. Committee Reports

- Operations Committee
- Damage Prevention Committee
- Finance Committee
- Legislative Committee
- Nomination Committee
- Executive/ Executive Review Committee

12:00 Noon Lunch – provided at call center for meeting participants and SSOCOF employees

1:00 p.m. Resume Committee Reports

1:30 p.m. Open Discussion

2:00 p.m. Problem Resolution

2:30 p.m. Adjourn

PLACE: SSOCOF Call Center, 11 Plantation Road, DeBary, FL 32713 (Dress is business casual)

Attention: Please deliver this to the primary contact for Sunshine State One-Call of Florida and/or someone who plays an active role in underground facility damage prevention.

Any person requiring some accommodation at this meeting because of a physical impairment should call the one-call notification center at (386)575-2000 at least five calendar days prior to the activity. Any person who is hearing or speech impaired should contact the one-call notification center through the Florida Relay Center, 1(800)955-8771.

COUNCIL FOR EDUCATION POLICY, RESEARCH AND IMPROVEMENT

The Career Education Committee of the **Council for Education Policy, Research and Improvement** announces a public meeting.

DATE AND TIME: Wednesday, March 31, 2004, 9:30 a.m. – no later than 3:00 p.m.

PLACE: Orange Park High School, Orange Park, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will include a discussion and presentations concerning career academies as well as the Council’s overall review of career education.

For further information contact: Tara Goodman, (850)488-7894.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

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 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 Alfonso Fernandez-Fraga, on October 17, 2004. The following is a summary of the agency's disposition of the petition:

Question 5.A.: Is it the intent of NFPA 101, Subdivision 7.9.2.2 to require one lighting circuit to be on normal power and one on emergency power?

Response to Question 5.A.: Yes. In addition to the normal lighting, the Life Safety Code requires a minimum of one redundant system to supply emergency lighting that will meet the performance criteria as spelled out in Section 7.9.2 throughout the means of egress. This system of redundancy can be met by the use of a generator or a battery system.

In your example you state that both sets of emergency lights are tied to one generator, one panel, and one transfer switch. This arrangement must be evaluated for its ability to supply the required level of illumination for the required 90 minutes. If a single redundant system of emergency lighting is chosen and that system meets the performance requirements, it is consistent with the Life Safety Code. Therefore, if two

different emergency lighting sources serving the same egress paths are to be supplied by a single generator, and at least one lighting source is capable of meeting the performance requirements, the system meets the emergency lighting requirements of the Life Safety Code for redundancy.

Question 5.B.: If an exit stair is illuminated using two circuits on emergency generator power, both of which are supplied from the same panel, the same transfer switch, and the same generator, does such an arrangement meet the requirements of 7.9.2.2.?

Response to Question 5.B.: Yes, provided the requirements in the response to question 5.A. are met.

According to your representations, the "constant" or "continuous" lighting of the stairwell is from electricity provided by an electric company and the backup lighting is from a generator. There can be as many redundant systems as the building owner or the architect or engineer desires, but only one redundant system is required. Therefore, if as you state the backup system for the "exit stair is illuminated using two circuits on emergency generator power," and one or the other of those lighting circuits provides the lighting required as indicated above, that arrangement complies with the requirements of 7.9.2.2.

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: <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:

Florida Health Care Association, Inc., A Florida Corporation Not for Profit and Florida Association of Homes for the Aging, a Florida Corporation Not for Profit vs. Agency for Health Care Administration; Case No.: 04-0386RP; Rule No.: 59G-6.010; Voluntary Dismissal

Save Our Beaches, Inc. vs. Department of Environmental Protection and The Board of Trustees of the Internal Improvement Trust Fund; Case No.: 04-0329RU; Dismissed

Stop the Beach Renourishment, Inc. vs. Department of Environmental Protection and Board of Trustees of the Internal Improvement Trust Fund; Case No.: 04-0632RU; Dismissed

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

PUBLIC NOTICE FOR FOOD SERVICE VENDORS TO REGISTER WITH THE STATE DEPARTMENT OF EDUCATION TO VEND UNITIZED MEALS AND SNACKS TO THE SUMMER FOOD SERVICE PROGRAM FOR CHILDREN 2004

In accordance with Title 7 Code of Federal Regulations, Par 225; it is the intent of the Florida Department of Education, Food and Nutrition Management Section, to continue to administer the Summer Food Service Program (SFSP) for the fiscal year 2004.

The primary purpose of the program is to provide breakfast, lunch and/or snacks to economically needy children during periods when public schools are generally closed for summer recess.

Food service vendors who wish to become eligible to participate in the program may write for a vendor registration and guidance package to the address listed below. Successful registration will require copies of the following: A current Florida business license; The most recent health inspection report with no unresolved violations; A completed Summer Food Service Program registration form; Evidence of general liability, product liability and insurance on delivery vehicles. The last date to mail this initial package of information will be Wednesday, March 31, 2004. U.S. Postal date marks or private carrier dates will be used to determine eligibility.

For more information please contact the Food and Nutrition Management Section, Summer Food Service Program for Children at 1(800)504-6609. The contact persons for this registration process are Dave Whetstone and Cherry Parks. The Summer Food Service Program Director is Michelle Morris.

Please direct written inquiries to:

The Florida Department of Education
Food and Nutrition Management Section
325 West Gaines Street, Room 1032
Tallahassee, FL 32399-0400

NOTICE TO PROFESSIONAL
CONSULTANTS/ CONSTRUCTION MANAGERS

Florida A & M University announces that professional services for Continuing Contract projects are required in the following discipline(s): Architect (1), Mechanical/Electrical Engineer (1), Environmental Consultant (1), Construction Manager (1). Continuing Contract projects are specific projects for renovations, alterations, and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for Continuing Contract projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1 – June 30. Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. A completed "Professional Qualifications Supplement" (PQS); or "Construction Manager Qualifications Supplement" (CMQS); form is to be obtained from the FAMU Facilities Planning and Construction Office. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit Six (6) ring, comb or spiral (no hard, solid or tack) bound copies of the requested data in the order listed above. Applications which do not comply with the above instructions will not be considered. Application material will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional or Construction Manager Qualification Supplements and selection criteria may be obtained by contacting: Gene Nicoloso, Associate Director, Facilities Planning and Construction Office, e-mail: eugenio.nicoloso@fam.u.edu, FAX a request to (850)561-2289, or by Phone: (850)561-2383.

Submittals must be received in the office of Facilities Planning and Construction, Florida A & M University, Plant Operations Facility, Building A, Suite 100, 2400 Wahnish Way, Tallahassee, FL 32307, Attn: Samuel J. Houston, Director, by 2:00 p.m., local time, on April 14, 2004. Facsimile (FAX) submittals are not acceptable and will not be considered.

CALL FOR RE-BIDS

made by Florida A & M University (FAMU) for: BR-322, CAMPUS WIDE ELECTRICAL UPGRADE/ TECHNOLOGY INFRASTRUCTURE, PHASE I.; LOCATION: Florida A & M University (FAMU), Tallahassee, FL 32307. PROJECT DESCRIPTION: Replace the existing 15kV medium Voltage substation, conversion of selected 5kV feeders and equipment to 15kV and rework of existing building electric services to accommodate the converted medium voltage system. This will include new electric manholes and concrete duct bank systems through out the FAMU campus. The Contractor shall provide a construction schedule that minimizes electrical outages to existing facilities. The estimated base construction budget is \$4,236,000.

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2 and the following:

1. The Contractor shall be a State of Florida Certified Electrical Contractor.
2. The Contractor shall be regularly engaged in, and shall have a minimum of 7 years experience in the Installation, Maintenance and Conversion of 15kV and up medium voltage systems. The Medium Voltage work must be handled by in-house forces and not a Sub-Contractor.
3. The Contractor shall have completed 3 projects over the past 5 years similar in size, Voltage class and complexity with each having a value between 1 and 3 million dollars.
4. The Contractor shall have an insurance company "Experience Modification Rate" (EMR) of less than 1. The Sub-Contractor shall have an "EMR" of 1 or less (proof of current confirmation by insurance company shall be included in bid submittal).

Sealed bids will be received on:

DATE AND TIME: April 13, 2004, until 2:00 p.m., local time. PLACE: Plant Operations Facilities, Building A, Room 100, 2400 Wahnish Way, Florida A & M University, Tallahassee, FL, immediately after which time and place they will be publicly opened and read aloud down the hall in Suite 125 Conference Room (Bid Tabulation will be posted back in Suite 100).

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual, which may be obtained or examined at the office of the

Architect/Engineer: Fred Wilson & Associates, Inc., 3970 Hendricks Avenue, Jacksonville, FL 32207-5398, (904)398-8636, Fax (904)398-2968

PRE-SOLICITATION/PRE-BID MEETING: The Bidder is required to attend the pre-solicitation/pre-bid meeting. This mandatory meeting has been scheduled for:

DATE AND TIME: March 30, 2004, 2:00 p.m., local time

PLACE: Plant Operations Facilities, Building A, Suite 125 Conference Room, 2400 Wahnish Way, Florida A & M University, Tallahassee, FL

DEPOSIT: \$100 per set of drawings and Project Manual is required with a limit of three (3) sets per general contractor or prime bidder; and two (2) sets of drawings and Project Manuals for plumbing, heating/ventilating/air conditioning and electrical contractors acting as subcontractors.

REFUND: The deposit shall only be refunded to those general contractors, prime bidders, or plumbing, heating/ventilating/air conditioning and electrical contractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- a. submit a bona fide bid, or
- b. provide written evidence that they have submitted bids as subcontractors for plumbing, heating/ventilating/air conditioning, or electrical work, and who return the drawings and Project Manual in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of bidding documents may be examined at the Architect/ Engineer's office and local plan rooms. Full sets may be purchased through the Engineer for \$100 per set for the printing and handling cost.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. Direct all project related question to the Engineer first, then to Chuks Onwunli, Project Manager at (850)599-8003.

NOTICE TO CONSTRUCTION MANAGERS

The Florida International University Board of Trustees announces that construction management services will be required for the project listed below:

Project Name and Number: Lakeview Housing, University Park, BT-836.

Project Location: This facility will be located at Florida International University, University Park.

Project Description: The Lakeview Housing project will consist of an eight hundred and twenty five bed residential complex designed to serve undergraduate student housing requirements. This expansion of student housing at the University Park campus will be comprised of newly constructed buildings, maximum of six stories high. In addition four staff apartments will be provided to house full-time professional staff members and graduate assistants.

The building(s) will provide students with two types of units to select from. The first unit type "A" is a four bedroom suite, each bedroom design for single occupancy, with one bathroom, and a shared common area, housing a total of four students (total of 150 units). The second unit type "B" is a two bedroom suite, each bedroom designed to accommodate two students, with a shared bathroom, housing a total of four students (total of 50 units).

Staff housing requirements are as follows. The building(s) will be staffed by 20 Resident Assistants, two graduate assistants, one Residence Life Coordinators. Each Resident Assistant will be housed in a single occupancy unit with private bathroom. The total Residential Space will be approximately 227,300 GSF.

The "Residential Support Services" element of this program has been provided to accommodate staff offices, maintenance support space, academic support services, residential life programming, and student recreation. It will also include the Front Desk/Reception; administrative Residential Life staff offices; entrance lobby area with public restrooms; academic support services suite including a Computer lab (20 workstations), six (6) tutorial rooms, and a Seminar room; Mail processing room/mail boxes; Laundry/Vending machine room; two (2) Multipurpose rooms to serve as meeting space to host student programs and activities; a large recreation / TV lounge; and Maintenance Workshop/Storage. The total support spaces will be approximately 25,500 GSF.

The total project budget for this project is estimated not to exceed a total of \$33.3 million of which \$27,736,320 is intended for construction.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, construct ability analysis, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 100% Construction Document phase. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in

the agreement may result in the termination of the construction manager's contract. Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; and qualification of the firm's personnel, staff and consultants. Finalists will be provided with a copy of the building program, a description of the final interview requirements, and a copy of the standard construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement form. Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet may be obtained by mail from Facilities Planning and Construction, Florida International University, University Park, Miami, Florida 33199, or by FAXING a request to (305)348-4010, or login to <http://facilities.fiu.edu/fpc.htm> (find project under Facilities Construction Project Information). Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning and Construction.

Ten (10) bound copies of the required proposal data will be submitted to: Selection Committee, Facilities Planning and Construction, Florida International University, University Park, CSC 236, Miami, Florida 33199.

Submittals must be received no later than 2:00 p.m., local time, Monday, April 12, 2004. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO CONSTRUCTION MANAGEMENT FIRMS

Duval County Public Schools
Request for Qualifications (RFQ)

The Office of Facilities Planning and Construction announces that Construction Management services are required for the following project:

Project Number: C-91010

Project Title: Twenty Classroom Addition at Greenland Pines Elementary School No. 249

Project Location: 5050 Greenland Road, Duval County, Florida

RFQ's ARE DUE ON OR BEFORE APRIL 8, 2004
AND WILL BE ACCEPTED UNTIL 4:30 P.M.

The selected Construction Manager will provide preconstruction services including value engineering, constructability analysis, development of a cost model, and estimating and will develop a Guaranteed Maximum Price at the applicable Construction Document phase.

Scope of Work: Construct a twenty classroom addition, sidewalks, canopies and additional site work. The existing facility will have a classroom lighting upgrade and Fire Alarm system upgrade. The construction budget is estimated at four million, thirty thousand dollars. (\$4,030,000)

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including but not limited to experience and ability, financial capability, record keeping/administrative ability, critical path scheduling expertise, cost estimating, cost control ability, quality control ability, qualifications of firm's personnel, staff and consultants, and distance from the construction site.

To receive application information and instruction booklet or for additional information contact the Project Manager listed below or visit www.educationcentral.org/facilities.

Applications are to be sent to:
Facilities Planning and Construction
1701 Prudential Drive – 5th Floor
Jacksonville, FL 32207-8182

PROJECT MANAGER: James L. Womack, Director III

PHONE NO.: (904)390-2279

MBE GOALS: 20% Overall

Information on the selection process can be found at www.educationcentral.org/facilities under Forms and Standards then under General Documents, Selection of Construction Manager.

HENDRY/GLADES COUNTY SCHOOL READINESS
COALITION, INC.

Request for Proposals
Fiscal Agent Services

Within Hendry/Glades County
Solicitation #H/G-04/05-001FA

Competitive sealed proposals are being requested for fiscal agent services for the Hendry/Glades County School Readiness Coalition. The anticipated total allocation to the Coalition from the Florida Partnership for School Readiness is \$2,067,900, based on availability of funds.

Letters of Intent to Bid are required and due April 2, 2004. Written questions from prospective proposers must be submitted in writing via mail, e-mail or fax and will be accepted from April 2nd until 5:00 p.m. EST on April 9th, 2004. Sealed proposals will be received at the address below until 4:00 p.m. on May 3, 2004.

RFP specifications may be requested by contacting:

Barbara Saunders, Executive Director
Lee County School Readiness Coalition, Inc.
12651 McGregor Blvd., Suite #4-402, Ft. Myers, FL
Phone (239)267-4105, Fax (239)267-4109
E-mail: bsaunders@mindspring.com

HENDRY/GLADES COUNTY SCHOOL READINESS
COALITION, INC.

Request for Proposals
School Readiness Services

Within Hendry/Glades County
Solicitation #H/G-04/05-001CA

Competitive sealed proposals are being requested for school readiness services within Hendry/Glades County, these services to include eligibility and provider payments; parent and child services; and provider development, support, and training. The anticipated total allocation to the Coalition from the Florida Partnership for School Readiness is \$2,067,900 based on availability of funds.

Letters of Intent to Bid are required and due April 2, 2004. Written questions from prospective proposers must be submitted in writing via mail, e-mail or fax and will be accepted from April 2nd until 5:00 p.m. (EST) on April 9th, 2004. Sealed proposals will be received at the address below until 4:00 p.m. on May 3, 2004.

RFP specifications may be requested by contacting:

Barbara Saunders, Executive Director
Lee County School Readiness Coalition, Inc.
12651 McGregor Blvd., Suite #4-402, Ft. Myers, FL
Phone (239)267-4105, Fax (239)267-4109
E-mail: bsaunders@mindspring.com

Requests for Proposals
School Readiness Services

The School Readiness Coalition of Okaloosa County, Inc. announces the following Request for Proposals (RFP) to which all persons are invited to bid.

1. The School Readiness Coalition of Okaloosa County is soliciting competitive sealed proposals to contract with an organization(s) or agency(s) to provide school readiness services and/or quality services in Okaloosa County, Florida for the 2004-2005 Fiscal Year. The two sets of services will be funded through federal, state and local allocations. School Readiness Legislation requires specific services in the Contract including Eligibility/Enrollment, Provider Payments, Parent and Child Services, Provider Recruitment, Development, Monitoring and Assistance, Curriculum Support, and Early Childhood Assessment Programs. Additional services may be included in the RFP.
2. The School Readiness Coalition of Okaloosa County is soliciting competitive sealed proposals to contract with an organization or agency to provide fiscal agent services in Okaloosa County, Florida for the 2004-2005 Fiscal Year. Services will include the receipt and tracking of federal, state and local allocations, set-up and maintenance of separate Coalition accounts, and financial statements and reports as required by the Coalition, the Florida Partnership for School Readiness, and the designated department of Florida State government to which school readiness services are assigned.

Both Requests for Proposals will be available for distribution on or about March 29, 2004. The deadline for Letter of Intent to Bid is April 15, 2004. A Bidder's Conference will be held April 8th for school readiness and/or quality services and also April 8th for Fiscal Agent services. The deadline for receipt of proposals is noon (local time) on April 30, 2004. Successful bidder's contract begins July 1, 2004. Write for or pick-up a copy of either RFP at the following address:

Gloria W. Mayo, Executive Director,
School Readiness Coalition of Okaloosa County, Inc.
2018 Lewis Turner Blvd., Suite D
Fort Walton Beach, FL 32547
Phone (850)833-3627, Fax (850)833-3632

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 So. Belcher Road, Largo, Florida until 2:00 p.m., local time, on April 12, 2004 for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the construction of the following per the accompanying drawings and specifications:

Parking and Perimeter Lighting Replacement
Bid #04-968-622

Ridgecrest Elementary School	PTEC St. Petersburg
1901 119th Street No.	901 34th Street So.
Largo, FL 33778	St. Petersburg, FL 33712

Provide labor and materials to demolish existing parking and perimeter lighting systems and install new parking and perimeter lighting systems per plans and specifications. This project requires bonding.

A Pre-Bid Conference will be held at the Walter Pownall Service Center, in the Royal Palm Room, 11111 S. Belcher Road, Largo, FL 33773 on March 17, 2004 at 1:00 p.m. ATTENDANCE IS MANDATORY.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Plans and specifications are available at the office of:

Purchasing Department
Walter Pownall Service Center
11111 So. Belcher Road
Largo, FL 33773

Bonding and insurance are required for this project. The Owner reserves the right to reject all bids.

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

J. HOWARD HINESLEY	JANE GALLUCCI
SUPERINTENDENT OF SCHOOLS	CHAIRMAN
AND EX-OFFICIO SECRETARY	
TO THE SCHOOL BOARD	MARK C. LINDEMANN
	DIRECTOR, PURCHASING

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 So. Belcher Road, Largo, Florida until 2:00 p.m., local time, on April 14, 2004 for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the construction of the following per the accompanying drawings and specifications:

Hot Water Repiping-Bid #04-968-628
PTEC St. Petersburg
901 34th Street South
St. Petersburg, FL 33712

Provide labor and materials to replace hot water piping system per plans and specifications. This project requires bonding

A Pre-Bid Conference will be held at the project site on March 18, 2004, 10:00 a.m. ATTENDANCE IS MANDATORY.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Plans and specifications are available at the office of:

Purchasing Department
Walter Pownall Service Center
11111 So. Belcher Road
Largo, FL 33773

Bonding and insurance are required for this project. The Owner reserves the right to reject all bids.

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

J. HOWARD HINESLEY	JANE GALLUCCI
SUPERINTENDENT OF SCHOOLS	CHAIRMAN
AND EX-OFFICIO SECRETARY	
TO THE SCHOOL BOARD	MARK C. LINDEMANN
	DIRECTOR, PURCHASING

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 South Belcher Road, Largo, Florida until 2:00 p.m., local time on April 2, 2004 for the purpose of selecting a supplier to provide Fruit Smoothies per the bid specifications for:

Fruit Smoothies
Bid #04-376-594

Provide and deliver various flavors of fruit smoothies on an as needed basis to all Pinellas County middle and high schools. The successful vendor shall supply machines, containers, support, weekly cleaning, and sanitizing.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Plans and specifications are available at the office of:

Purchasing Department
Walter Pownall Service Center
11111 So. Belcher Road
Largo, FL 33773

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

J. HOWARD HINESLEY	LINDA S. LERNER
SUPERINTENDENT OF SCHOOLS	CHAIRMAN
AND EX-OFFICIO SECRETARY	
TO THE SCHOOL BOARD	MARK C. LINDEMANN
	DIRECTOR, PURCHASING

The Volusia County School Readiness Coalition, Inc. pursuant to and in compliance with Chapter 287, F.S is seeking applications from qualified offerors to provide Contract Management Services and Fiscal Agent Services. The ITN for these two service elements will be released on March 12, 2004. All interested persons must submit an Intent to Submit an Application by Friday March 19, 2004 at 3:00 p.m. Contact person for this ITN is Mary E. Nutter, Ph.D., 3819 N. W. 40th Street, Gainesville, Florida 32606, (352)256-7745

Competitive sealed proposals will be accepted by Walton County School Readiness Coalition for the following services: Childcare Resource and Referral, Program Eligibility, Provider Reimbursement Services, Parent and child services, Provider development, support and training, database support and Provider Recruitment and support.

The anticipated total allocation from the Florida Partnership for School Readiness is approximately \$1,476,000 based on availability of funds.

Letters of intent to Bid are required and due by April 15, 2004. A non-required Bidder's Conference will be held on April 8, 2004 at the Coalition Office, 171 N. 9th St., DeFuniak Springs, Fl. Sealed proposals will be received at the address below until 4:00 p.m. on April 30, 2004. RFP specifications may be requested in writing by contacting the following:

Catherine Prater, Coordinator
Walton County School Readiness Coalition
171 N. 9th St.
DeFuniak Springs, Fl. 32435
Phone (850)892-2133, Fax (850)892-8673
Email: schoolreadinesswc@jobsplus02.com

Legal Advertisement

Pursuant to the provisions of Section 287.055, Florida Statutes, the "Consultants' Competitive Negotiations Act", Daytona Beach Community College hereby publicly announces it will consider qualified professional firms, registered to do work in the State of Florida, for a project requiring architectural and/or engineering services.

Provide professional services to remodel Building 500, Baker Hall. This single story, 34 year old building will be redesigned as a multistory building to house classrooms, a Learning Center and Virtual College. The estimated construction budget is \$5.5 million.

Firms or individuals with experience in designing for remodeling higher education facilities and desiring to qualify for consideration must submit five copies of a proposal to Mr. Steven D. Eckman, Director, Facilities Planning Department, Daytona Beach Community College, Post Office Box 2811, Daytona Beach, Florida 32120-2811, or deliver to 1200 West

International Speedway Boulevard, Building 540, Room 112, Daytona Beach, FL 32114, to arrive no later than 12:00 noon, March 26, 2004. Each proposal must include:

1. A letter of interest.
2. Federal Government Standard Form 254 and 255, Architect-Engineer Questionnaires, including in Section 8 of Form 255 the name, address, phone and contact person for the primary general contractor or construction manager on the project; and name, address, phone and contact person for the project; and in Section 10 the firm's practice concerning affirmative action.
3. Certificate showing evidence of insurance coverages are in force. Contact the Facilities Planning at Daytona Beach Community College, (386)947-5440 for specific insurance requirement (DBCC Procedure 802 Section III F).
4. Copies of State of Florida licensing board certificates for the firm and members of the firm.
5. A notarized statement of financial status. (The form of the statement is optional and could be in a form such as Dun & Bradstreet, by a certified public accountant, or other.)
6. A Sworn Statement of Public Entity Crime, as required by Section 287.133(3)(a), F.S.
7. An organizational chart listing personnel and consultants proposed for this project.
8. For each team member, list the five (5) most recent projects that are relevant to the proposed project (i.e., size, type, educational, etc.).

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 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 Notice to Professional Consultants published in the February 27, 2004 issue, Vol. 30, No. 9 as follows:

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction announces that professional services are required for the project listed below. Applications are to be sent to Mr. Jack Durre, Senior Architect, Florida Department of

Health, Office of Design and Construction, 4052 Bald Cypress Way, Bin #B06, Tallahassee, Florida 32399-1734, Phone (850)245-4444, Ext. 3167

PROJECT NUMBER: TBA

PROJECT NAME: Architectural/Engineering Continuing Contract, South Florida Catchment Area

SERVICES TO BE PROVIDED: Architectural/Engineering Services

THE FOLLOWING SHOULD READ:

Service area shall be the South Florida Catchment Area and other locations as determined to be in the best interests of the Department of Health. The South Florida Catchment area shall include the following counties: Palm Beach, Broward, Dade, Collier and Monroe. For selection TAMPA will be the point used to calculate distance from Firm to site.

(Questions may be directed per info in the original advertisement)

NOTICE OF REQUEST FOR PROPOSAL FOR DESIGN SERVICES

The State of Florida, Department of Military Affairs, request qualifications from firms to provide architectural and engineering services.

PROJECT DESCRIPTION: The project consists of producing completed design documents, (schematics, design development with estimates and construction documents including specifications), for the renovation of the Ocala National Guard Armory in accordance with professional recommendation presented in the developed facility assessment. A Pre-Proposal Meeting is scheduled to be held at Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida, on Wednesday, March 24, 2004, 10:30 a.m. The purpose of this meeting is to answer and clarify questions/ issues.

PROJECT MANAGER: Mrs. Carmen Hunter, Department of Military Affairs, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida 32086, (904)823-0365.

RESPONSE DUE DATE: April 15, 2004

TIME: 3:00 p.m., Eastern Standard Time

PRE-PROPOSAL AND PROPOSAL LOCATION: Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida.

Selection of finalists Determination will be based on related design and military experience (a minimum of three years), financial capability, scheduling/cost control, office and on-site staff training and experience, location, past performance, experience and ability of consultants and current workload. The Selection Committee reserves the right to reject (any or all

sites) from the proposals and to terminate the selection process at any time. Award of contract is contingent on the availability of funds.

INSTRUCTIONS

Applicants desiring to provide these services shall apply for consideration by submitting an original and three copies of the following:

1. Letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Professional Qualifications Supplement (PQS) and Financial Statement.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. References from prior clients received within the last three years.
6. For corporations only, a copy of the current Corporate Charter Certificate showing validation date and designation of professionals qualifying the corporation to practice in the discipline for which it is applying.
7. A current SF-254.
8. A current SF-255.

Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Facsimile (FAX) submittals are not acceptable and will not be considered. Applicants that do not comply with these instructions or those that do not include the requested data will not be considered. All information received will be maintained with the project file and will not be returned. Any protests of the selection must be made within 72 hours of posting the selection results. If no protest is received within 72 hours, the contract award and negotiation will proceed with the selected firms. Selected firm will be notified.

NOTICE OF REQUEST FOR PROPOSAL FOR DESIGN SERVICES

The State of Florida, Department of Military Affairs, request qualifications from firms to provide architectural and engineering services.

PROJECT DESCRIPTION: The project consists of producing completed design documents, (schematics, design development with estimates and construction documents including specifications), for the renovation of the Panama City and Bonifay National Guard Armory in accordance with professional recommendation presented in the developed facility assessment. A Pre-Proposal Meeting is scheduled to be held at Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine,

Florida, on Wednesday, March 24, 2004, 10:30 a.m. The purpose of this meeting is to answer and clarify questions/issues.

PROJECT MANAGER: Mrs. Carmen Hunter, Department of Military Affairs, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida 32086, (904)823-0365.

RESPONSE DUE DATE: April 15, 2004

TIME: 3:00 p.m., Eastern Standard Time

PRE-PROPOSAL AND PROPOSAL LOCATION: Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida.

Selection of finalists Determination will be based on related design and military experience (a minimum of three years), financial capability, scheduling/cost control, office and on-site staff training and experience, location, past performance, experience and ability of consultants and current workload. The Selection Committee reserves the right to reject (any or all sites) from the proposals and to terminate the selection process at any time. Award of contract is contingent on the availability of funds.

INSTRUCTIONS

Applicants desiring to provide these services shall apply for consideration by submitting an original and three copies of the following:

1. Letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Professional Qualifications Supplement (PQS) and Financial Statement.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. References from prior clients received within the last three years.
6. For corporations only, a copy of the current Corporate Charter Certificate showing validation date and designation of professionals qualifying the corporation to practice in the discipline for which it is applying.
7. A current SF-254.
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selection results. If no protest is received within 72 hours, the contract award and negotiation will proceed with the selected firms. Selected firm will be notified.

NOTICE OF REQUEST FOR PROPOSAL FOR DESIGN SERVICES

The State of Florida, Department of Military Affairs, request qualifications from firms to provide architectural and engineering services.

PROJECT DESCRIPTION: The project consists of producing completed design documents, (schematics, design development with estimates and construction documents including specifications), for the renovation of the Orlando-Fern Creek National Guard Armory in accordance with professional recommendation presented in the developed facility assessment. A Pre-Proposal Meeting is scheduled to be held at Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida, on Wednesday, March 24, 2004, 10:30 a.m. The purpose of this meeting is to answer and clarify questions/issues.

PROJECT MANAGER: Mrs. Carmen Hunter, Department of Military Affairs, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida 32086, (904)823-0365

RESPONSE DUE DATE: April 15, 2004

TIME: 3:00 PM, Eastern Standard Time

PRE-PROPOSAL AND PROPOSAL LOCATION: Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida.

Selection of finalists Determination will be based on related design and military experience (a minimum of three years), financial capability, scheduling/cost control, office and on-site staff training and experience, location, past performance, experience and ability of consultants and current workload. The Selection Committee reserves the right to reject (any or all sites) from the proposals and to terminate the selection process at any time. Award of contract is contingent on the availability of funds.

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3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.

5. References from prior clients received within the last three years.
6. For corporations only, a copy of the current Corporate Charter Certificate showing validation date and designation of professionals qualifying the corporation to practice in the discipline for which it is applying.
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**NOTICE OF REQUEST FOR PROPOSAL
FOR DESIGN SERVICES**

The State of Florida, Department of Military Affairs, request qualifications from firms to provide architectural and engineering services.

PROJECT DESCRIPTION: The project consists of producing completed design documents, (schematics, design development with estimates and construction documents including specifications), for the renovation of the Eustis National Guard Armory in accordance with professional recommendation presented in the developed facility assessment. A Pre-Proposal Meeting is scheduled to be held at Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida, on Wednesday, March 24, 2004, 10:30 a.m. The purpose of this meeting is to answer and clarify questions/issues.

PROJECT MANAGER: Mrs. Carmen Hunter, Department of Military Affairs, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida 32086, (904)823-0365.

RESPONSE DUE DATE: April 15, 2004

TIME: 3:00 p.m., Eastern Standard Time

PRE-PROPOSAL AND PROPOSAL LOCATION: Robert F. Ensslin Armory, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida.

Selection of finalists Determination will be based on related design and military experience (a minimum of three years), financial capability, scheduling/cost control, office and on-site staff training and experience, location, past performance,

experience and ability of consultants and current workload. The Selection Committee reserves the right to reject (any or all sites) from the proposals and to terminate the selection process at any time. Award of contract is contingent on the availability of funds.

INSTRUCTIONS

Applicants desiring to provide these services shall apply for consideration by submitting an original and three copies of the following:

1. Letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Professional Qualifications Supplement (PQS) and Financial Statement.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. References from prior clients received within the last three years.
6. For corporations only, a copy of the current Corporate Charter Certificate showing validation date and designation of professionals qualifying the corporation to practice in the discipline for which it is applying.
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ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS, LICENSED BY THE STATE OF FLORIDA, FOR THE CONSTRUCTION OF:

PROJECT NO: 120085 PHASE I, AND 120184 PHASE II

PROJECT NAME AND 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

PROJECT DESCRIPTION: The Project includes construction of an Administration building, three Maintenance buildings, two Storage buildings, and supporting facilities which include a loading platform, lube rack, vehicle wash bays, asphalt and concrete paving/parking.

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, its contractors, subcontractors, and suppliers should take all necessary and reasonable steps to ensure that minority businesses have an opportunity to compete for and perform contract work in a nondiscriminatory environment.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or 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 April 1, 2004, 1:00 p.m., local time, at the Land Management Facility, Bldg. #4540, Defuniak Springs Road, Camp Blanding, Florida. Prior notification of attendance and photo identification is be required to enter the Post. Contact Ms. Debbie Chism, Provost Marshal's Office, (904)682-3566, no later than 2:00 p.m., March 30, 2004.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: April 14, 2004, 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 April 2, 2004.

ARCHITECT-ENGINEER: CH2M HILL, One Harvard Circle, West Palm Beach, FL 33409, Telephone (561)515-6519

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 10:00 a.m., local time on April 19, 2004 at the location where the bids are opened. In the event that the Bid Tabulation and Notice of Award recommendation cannot be posted in this manner, then all bidders will be notified by certified United States Mail, return receipt requested. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, Florida Administrative Code by the Owner. **AWARD OF CONTRACT IS CONTINGENT UPON THE AVAILABILITY OF FUNDS.**

Section XII Miscellaneous

DEPARTMENT OF STATE

The Division of Historical Resources announces that it is soliciting applications for Special Category projects. These legislative grants are available for major historic preservation and history museum projects with needs in excess of \$50,000. Grants may be awarded for major historic building restorations, archaeological excavations, and history museum exhibitions. If projects receive legislative approval, funds will become available July 1, 2005.

The deadline for filing applications is June 1, 2004 and applications must be delivered to the Bureau of Historic Preservation office by 5:00 p.m. on that day or be clearly postmarked or show evidence of submission to an express mail service on or before that date.

Further information may be obtained from the Grants and Education Section, Bureau of Historic Preservation, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or call (850)245-6333.

DEPARTMENT OF COMMUNITY AFFAIRS

STATE ENERGY PROGRAM (SEP)
 NOTICE OF FUNDING AVAILABILITY

The Department of Energy announced funding availability for Federal Fiscal year 2004 under the State Energy Program Special Projects on January 15, 2004 for eligible applicants. All proposals are required to be submitted by the State Energy Office. Approximately 16,000,000 nationwide is available for award to eligible applicants to carry our eligible activities.

The proposals for Clean Cities Support (Category 01D), Clean Cities Ferry Demonstration (Category 01F), Clean Cities E-85 Fueling Network (Category 01G), Industrial Technologies Program (Category 02) and Building Codes and Standards (Category 03) are due to the Florida Energy Office by the close of business March 15, 2004.

The proposals for Clean Cities Niche Markets (Category 01A), Clean Cities School Buses (Category 01C), Rebuild America (Category 04), Building America (Category 05) and the Federal Energy Management Program (Category 06) are due to the Florida Energy Office by the close of business March 17, 2004.

The proposals for Clean Cities Refueling Infrastructure (Category 01B), Clean Cities Idle Reduction Technologies (Category 01E), Solar Technology (Category 07), State Wind Energy Support – Tall Towers (Category 08), Distributed Energy – Regional Application Centers (Category 09) and Biomass (Category 10) are due to the Florida Energy Office by the close of business March 19, 2004.

Proposals may either be hand delivered or sent by U. S. Mail or other licensed carrier and must be received on or before the deadline to: Florida Energy Office, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #19, Tallahassee, Florida 32399-3000.

For further information, prospective applicants should contact: Essie Turner, Administrative Assistant, (850)245-2940 or via e-mail: essie.turner@dep.state.fl.us. Interested parties may also address inquiries to: Florida Energy Office, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #19, Tallahassee, Florida 32399-3000.

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLIM0604-006
 DATE RECEIVED: 02/26/2004
 DEVELOPMENT NAME: POINCIANA –
 NEW TOWNSHIP

DEVELOPER/AGENT: Avatar Properties, Inc./
 DEVELOPMENT TYPE: 28-24.023, F.A.C.
 LOCAL GOVERNMENT: Osceola County

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a
 Relocated Franchised Motor Vehicle Dealer
 in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notices is given that DaimlerChrysler Motors Company intends to allow the relocation of the Chrysler Jeep dealership, which is currently owned by AN/FGJE Acquisition Corporation d/b/a Mike Shad Chrysler Jeep Phillips Highway, and is currently located at 5735 Phillips Highway, Jacksonville (Duval County) Florida 32216, to a proposed location at 11101 Nursery Fields Drive, Jacksonville (Duval County) Florida 32256, which is to be owned, (subsequent to the consummation of a purchase from AN/FGJE d/b/a Mike Shad Chrysler Jeep Phillips Highway) by TT of Jacksonville, Inc. d/b/a Jacksonville Chrysler Jeep.

Certain exemptions contained in Section 320.642(5), Florida Statutes, may apply to this relocation. DaimlerChrysler reserves the right to assert those exemptions through a motion to dismiss any protest which are filed. However, this notice is published at the request of DaimlerChrysler to afford notice to existing dealers, and to require the filing of protests, if any are to be filed, within the time period provided by Section 320.642, Florida Statutes.

The name and address of the dealer operator and principal investor of TT of Jacksonville, Inc., is Terry Taylor, 515 East Las Olas Blvd., Suite 900, Fort Lauderdale, Florida 33301.

The notice indicates intent to permit the relocation to a 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: G. E. Nevers, Dealer Network Development Manager, DaimlerChrysler Motors Company, 10300 Boggy Creek Road, CIMS 200-01-10, Orlando, Florida 32824.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the relocation 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."

LAND AND WATER ADJUDICATORY COMMISSION

NOTICE OF RECEIPT OF PETITION

CONCORD STATION COMMUNITY DEVELOPMENT DISTRICT

On January 21, 2004, the Florida Land and Water Adjudicatory Commission ("FLWAC" or "Commission") received a petition to establish the Concord Station Community Development District (the "District"). The Commission will follow the requirements of Chapter 42-1, Florida Administrative Code (FAC), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition.

SUMMARY OF CONTENTS OF PETITION: The petition filed by Concord Station, LLC, requests the Commission establish a community development district located within the unincorporated area of Pasco County, Florida. The land area proposed to be served by the District comprises approximately 1003 acres. A general location map is contained as Exhibit A to the petition to establish the District. There are no parcels located within the external boundaries of the proposed District which are to be excluded from the District.

The area of land within the proposed District is part of a planned community. The Petitioner either owns or has written consent to establish the District from the landowners of one hundred percent (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 including roads, water and sewer facilities, storm water management, on-site boulevard improvements, off-site improvements, hardscape/landscape and a community center.

SUMMARY OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition to establish the District. The complete text of the SERC is contained as Exhibit H 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 of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule; (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 section (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 Pasco County. In addition, current and future property owners will be affected by the establishment of the proposed District. Under section (b), FLWAC and the State of Florida will incur minimal administrative costs. Pasco County will also incur one-time administrative costs which are offset by the required filing fee paid to Pasco 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 land owners 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 operation and maintenance of the District. Under section (d), approval of the petition to establish the District will have no impact or a positive impact on all small businesses and will not have any impact on small counties and cities. Pasco County is not a small county as defined in Section 120.52, F.S. Under section (e), certain data was provided by the developer/petitioner and represents the best information available. Other data was provided by Rizzetta & Company and was based on observations, analysis and experience with private development and other community development district in various stages of existence.

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

DATE AND TIME: Thursday, March 25, 2004, 9:00 a.m.

PLACE: Pasco County Health Department, Library Conference Room, 10841 Little Road, New Port Richey, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Mark K. Straley, (813)223-7333, at least five (5) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

Copies of the petition may be obtained by contacting: Mark K. Straley, Akerman Senterfitt, Wachovia Center, Suite 1500, 100 South Ashley Drive, Tampa, Florida 33602-5311 or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884.

AGENCY FOR HEALTH CARE ADMINISTRATION

CERTIFICATE OF NEED

GRACE PERIOD LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the March 10, 2004 application filing date for Hospital Beds and Facilities batching cycle:

County: Marion District: 3
 Date Filed: 2/19/2004 LOI #: H0402034
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 40 beds

County: Pasco District: 5
 Date Filed: 2/24/2004 LOI #: H0402035
 Facility/Project: University Community Hospital, Inc.
 Applicant: University Community Hospital, Inc.
 Project Description: Establish a long-term care hospital of up to 80 beds

County: Lee District: 8
 Date Filed: 2/25/2004 LOI #: H0402036
 Facility/Project: SemperCare Hospital of Fort Myers, Inc.
 Applicant: SemperCare Hospital of Fort Myers, Inc.
 Project Description: Establish a long-term care hospital of up to 40 beds

County: Lee District: 8
 Date Filed: 2/19/2004 LOI #: H0402037
 Facility/Project: Long Term Care Hospital of SW Florida, Inc.
 Applicant: Long Term Care Hospital of SW Florida, Inc.
 Project Description: Establish a long-term care hospital of up to 50 beds

County: Sarasota District: 8
 Date Filed: 2/23/2004 LOI #: H0402038
 Facility/Project: North Port HMA, Inc.
 Applicant: North Port HMA, Inc.
 Project Description: Establish an acute care hospital of up to 120-beds

County: Palm Beach District: 9
 Date Filed: 2/19/2004 LOI #: H0402039
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 70 beds

County: Dade District: 11
 Date Filed: 2/25/2004 LOI #: H0402040
 Facility/Project: Palmetto General Hospital
 Applicant: Lifemark Hospitals of Florida, Inc.
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds through the delicensure of up to 20 acute care beds

County: Dade District: 11
 Date Filed: 2/25/2004 LOI #: H0402041
 Facility/Project: Miami Children's Hospital
 Applicant: Variety Children's Hospital, Inc.
 Project Description: Add up to four Level III NICU beds through the conversion of up to four acute care beds
 If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after April 14, 2004, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on March 26, 2004.

CERTIFICATE OF NEED

DECISIONS ON BATCHED APPLICATIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Other Beds and Programs batching cycle with an application due date of November 26, 2003:

County: Levy Service District: 3
 CON # 9727 Decision Date: 2/27/2004 Decision: A
 Facility/Project: North Central Florida Hospice, Inc.
 Applicant: North Central Florida Hospice, Inc.
 Project Description: Establish 12 inpatient hospice beds
 Approved Cost: 2204277.85

County: Putnam Service District: 3
 CON # 9728 Decision Date: 2/27/2004 Decision: A
 Facility/Project: North Central Florida Hospice, Inc.
 Applicant: North Central Florida Hospice, Inc.
 Project Description: Establish 10 inpatient hospice beds
 Approved Cost: 2134207.48

County: Volusia Service District: 4
 CON # 9729 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Coastal Hospice, Inc.
 Applicant: Coastal Hospice, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Volusia Service District: 4
 CON # 9730 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$0

County: Volusia Service District: 4
 CON # 9731 Decision Date: 2/27/2004 Decision: A
 Facility/Project: Hospice of the Palm Coast, Inc.
 Applicant: Hospice of the Palm Coast, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$385,625

County: Volusia Service District: 4
 CON # 9732 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Vitas Healthcare Corporation of Central Florida
 Applicant: Vitas Healthcare Corporation of Central Florida
 Project Description: Establish a new hospice program
 Approved Cost: \$0

County: Volusia Service District: 4
 CON # 9733 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Hospice of the Comforter, Inc.
 Applicant: Hospice of the Comforter, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Pasco Service District: 5
 CON # 9734 Decision Date: 2/27/2004 Decision: A
 Facility/Project: Hernando Pasco Hospice, Inc.
 Applicant: Hernando Pasco Hospice, Inc.
 Project Description: Establish up to 16 inpatient hospice beds
 Approved Cost: \$1,852,429

County: Orange Service District: 7
 CON # 9735 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$0

County: Charlotte Service District: 8
 CON # 9737 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Charlotte Service District: 8
 CON # 9738 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Collier Service District: 8
 CON # 9739 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Collier Service District: 8
 CON # 9740 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Indian River Service District: 9
 CON # 9742 Decision Date: 2/27/2004 Decision: D
 Facility/Project: Heartland Hospice Services of Florida, Inc.
 Applicant: Heartland Hospice Services of Florida, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: St. Lucie Service District: 9
 CON # 9743 Decision Date: 2/27/2004 Decision: A
 Facility/Project: Hospice of the Treasure Coast, Inc.
 Applicant: Hospice of the Treasure Coast, Inc.
 Project Description: Establish a hospice inpatient facility of up to 12 beds
 Approved Cost: \$3,575,858

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

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 JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted the second draft of the proposed revision of an existing policy for review and comment on MyFlorida.com at:

<http://www.djj.state.fl.us/reference/policiesandprocedures/policyreview.html>.

Quality Assurance "Deemed" Status Policy FDJJ-1709.03 (department-wide policy type B) – recognizes that all programs of any model and detention centers strive to exceed in all programming areas. Therefore, the Department will grant special consideration to any contracted or state operated

program which achieves an annual overall quality assurance (QA) performance rating at the 80% level or higher and at least a 90% compliance rating in each key programming area. This special consideration will be for a period of at least two years following the qualifying review and will be in the form of abbreviated subsequent reviews and other prerequisites. This is the second of two 20 working day review and comment periods. The closure date for submission of comments on this policy is April 8, 2004. Note: The 20 working day review and comment period now commences with the publication of this notice in the FAW. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

DEPARTMENT OF HEALTH

On February 26, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the permit of West Orange Apothecary, PH, permit number PH 12113. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 26, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Donald Rose, R.N., license number RN 9207494. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 26, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Andrea Hennis, R.N., license number RN 9165951. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE OF APPROVAL OF CEMETERY BYLAWS

The State of Florida, Board of Funeral and Cemetery Services, approved the amended bylaws of the following cemeteries at the regular meeting held on February 26, 2004, in Tampa, Florida:

Madcem Inc. d/b/a Forest Hills Memorial Park

The above referenced bylaws became effective February 26, 2004. A file pertaining to the above is available for public inspection and copying by any person in the Bureau of Funeral and Cemetery Services, Larson Building, 200 East Gaines Street, 5th Floor, Tallahassee, Florida 32399-0361. Substantially affected parties who object to the bylaws may request a hearing in accordance to Chapter 120, Florida Statutes. The petitions for hearing must be filed within twenty-one (21) days of publication of this notice. Petitions shall be filed with: Clerk, Division of Consumer Services, Bureau of Funeral and Cemetery Services, The Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0361. In deference to the rights of substantially affected persons, a hearing on these matters will be held at the meeting of the Board of Funeral and Cemetery Services to be held as outlined above. All written comments and requests to address the Board must be received by the Department at least fourteen (14) days prior to the meeting.

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., April 2, 2004):

Name and Address of Applicant: Central Credit Union of Florida, Post Office Box 17048, Pensacola, Florida 32522
Expansion Includes: Geographic Area

Received: February 26, 2004

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN February 23, 2004
 and February 27, 2004**

Rule No.	File Date Date	Effective	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF REVENUE
Corporate, Estate and Intangible Tax

12C-1.0187	2/24/04	3/15/04	29/48	30/5
12C-1.0222	2/24/04	3/15/04	29/48	
12C-1.051	2/24/04	3/15/04	29/48	30/5

DEPARTMENT OF TRANSPORTATION

14-10.0052	2/25/04	3/16/04	28/47	29/38
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DEPARTMENT OF LOTTERY

53-1.005	2/27/04	3/18/04	30/3	
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AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid Program Office

59G-4.240	2/24/04	3/15/04	29/48	
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

Asbestos Consultants/Asbestos Consultant Examination

61E1-3.001	2/23/04	3/14/04	29/50	
61E1-5.001	2/23/04	3/14/04	29/50	

Rule No.	File Date Date	Effective	Proposed Vol./No.	Amended Vol./No.
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Board of Professional Surveyors and Mappers

61G17-2.0015	2/26/04	3/17/04	30/2	
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Florida Real Estate Commission

61J2-3.010	2/24/04	3/15/04	29/11	29/39
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DEPARTMENT OF HEALTH
Board of Opticianry

64B12-8.020	2/25/04	3/16/04	29/52	
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Board of Physical Therapy Practice

64B17-2.002	2/24/04	3/15/04	30/3	
64B17-2.003	2/24/04	3/15/04	30/3	
64B17-2.004	2/24/04	3/15/04	30/3	
64B17-2.008	2/24/04	3/15/04	30/3	
64B17-3.005	2/24/04	3/15/04	30/3	
64B17-4.005	2/24/04	3/15/04	30/3	

**FISH AND WILDLIFE CONSERVATION
 COMMISSION**

Marine Fisheries

68B-22.002	2/26/04	3/17/04	30/1	
68B-22.005	2/26/04	3/17/04	30/1	
68B-22.007	2/26/04	3/17/04	30/1	30/8
68B-24.002	2/26/04	4/1/04	30/1	
68B-24.0055	2/26/04	4/1/04	30/1	30/8
68B-24.006	2/26/04	4/1/04	30/1	30/8
68B-24.009	2/26/04	4/1/04	30/1	