

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE TITLE: Gasoline Silver Corrosion Standard

RULE NO.: 5F-2.017

PURPOSE AND EFFECT: The purpose of Rule 5F-2.017, F.A.C., is to adopt Energy Institute test method IP 227/99 "Determination of Corrosiveness to Silver of Aviation Turbine Fuels – Silver Strip Method" as the prescribed method for testing the corrosiveness of gasoline to silver compounds. Gasoline to be sold in Florida must have a silver strip classification of 0 or 1 as designated in Table 1 of IP 227/99. The effect will be to provide a satisfactory remedy to minimize the risk of damage to fuel gauge silver sensors.

SUBJECT AREA TO BE ADDRESSED: Proposed Rule 5F-2.017, F.A.C., will specify that the Energy Institute test method IP 227/99 "Determination of Corrosiveness to Silver of Aviation Turbine Fuels – Silver Strip Method" is the accepted method for testing the corrosiveness of gasoline to silver compounds.

SPECIFIC AUTHORITY: 525.14 FS.

LAWS IMPLEMENTED: 525.037 FS.

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

TIME AND DATE: 9:00 a.m., Tuesday, July 13, 2004

PLACE: Florida Department of Agriculture and Consumer Services Training Room, Doyle Conner Administration Building, 3125 Conner Boulevard, Basement, Tallahassee, Florida 32399-1650

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Eric Hamilton, Bureau Chief, Bureau of Petroleum Inspection, 3125 Conner Blvd., Bldg. #1, Tallahassee, FL 32399-1650, phone: (850)488-9740

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5F-2.017 Gasoline Silver Corrosion Standard.

(1) In addition to standards established in subsection 5F-2.001(1), Florida Administrative Code, gasoline sold or offered for sale in Florida must meet silver strip classification 0 or 1 as designated in Table 1 of the Energy Institute standard IP 227/99 "Determination of Corrosiveness to Silver of Aviation Turbine Fuel – Silver Strip Method."

(2) Upon request by the Department, petroleum companies shall provide documentation that a gasoline product meets the silver strip classification of 0 or 1 as designated in Table 1 of the Energy Institute standard IP 227/99.

(3) Copies of IP 227/99 can be obtained at The Publications Department, Energy Institute, 61 New Cavendish Street, London, W1G 7AR, United Kingdom.

Specific Authority 525.14 FS. Law Implemented 525.037 FS. History--New_____.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE CHAPTER TITLE: General Regulations

RULE CHAPTER NO.: 60A-1

RULE TITLE: MyFloridaMarketPlace Transaction Fee

RULE NO.: 60A-1.031

PURPOSE AND EFFECT: The purpose of the rule development is to amend form PUR 3776 in order to remove the requirement of reporting Purchasing Card fees.

SUBJECT AREA TO BE ADDRESSED: Revision to PUR 3776, incorporated by reference in Rule 60A-1.031, F.A.C.

SPECIFIC AUTHORITY: 287.042(12), 287.057(23) FS

LAW IMPLEMENTED: 287.032, 287.042, 287.057 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:

TIME AND DATE: 10:00 a.m., Monday, July 12, 2004

PLACE: Room 101, 4050 Esplanade Way, Tallahassee, FL 32399-0950

Pursuant to the Americans with Disabilities Act, persons needing special accommodations to participate in this meeting should advise the Department at least two days before the hearing, by contacting Julie Shaw, (850) 487-3423.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Richard Brown, Division of State Purchasing, Department of Management Services, Suite 360D, 4050 Esplanade Way, Tallahassee, Florida 32399-0950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: RULE NO.:

Licensure Requirements for Dental Hygiene Applicants From Unaccredited Dental Schools or Colleges 64B5-2.0144

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

SUBJECT AREA TO BE ADDRESSED: The proposed rule review addresses the requirements for foreign trained dentists taking the dental hygiene examination.

SPECIFIC AUTHORITY: 466.004, 466.007 FS.

LAW IMPLEMENTED: 466.007 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLES: RULE NOS.:

Continuing Education Requirements 64B5-12.013

Individual Study 64B5-12.018

Standards for Board Approval of Pro

Bono Programs 64B5-12.0185

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

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments address continuing education credit for teaching approved dental courses.

SPECIFIC AUTHORITY: 456.013(8), 456.031, 466.004(4), 466.0135, 466.014, 466.017(3), (4) FS.

LAW IMPLEMENTED: 456.013(8), 456.031, 466.0135, 466.014, 466.017(3), (5), 466.028(1)(i), (bb) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-12.013 Continuing Education Requirements.

(1) through (2) No change.

(3) Continuing education credit shall be awarded only for educational experiences that are specifically appropriate for, and contain useful information directly pertinent to, dentistry and only if received through the following methods:

(a) through (f) No change.

(g) By participating as part of a course at a dental, dental hygiene or dental assisting school accredited by the ADA Commission on Dental Accreditation, its successor agency or other nationally recognized accrediting agency, an adjunct, part-time faculty member may receive three (3) continuing education hours per semester/quarter by providing the following requirements: application, documentation from the teaching institution which shall include the number of the semesters/quarters the licensee taught the course.

(4) through (6) No change.

Specific Authority 456.013(8), 456.031, 466.004(4), 466.0135, 466.014, 466.017(3), (4) FS. Law Implemented 456.013(8), 456.031, 466.0135, 466.014, 466.017(3), (5), 466.028(1)(i), (bb) FS. History–New 4-2-86, Amended 12-31-86, 4-26-87, 7-20-87, 9-16-87, 11-18-89, 7-9-90, Formerly 21G-12.013, Amended 5-19-94, 7-18-94, Formerly 61F5-12.013, Amended 11-15-95, 4-8-96, Formerly 59Q-12.013, Amended 2-17-98, 2-15-99, 3-11-99, 11-9-00, 5-20-01, 8-25-03, 5-31-04,_____.

64B5-12.018 Individual Study.

(1) No change.

(2) Credit for individual study shall only be awarded in the following manner, for the following educational experiences:

(a) through (b) No change.

~~(c) Initial p~~(c) Presentation of a lecture devoted to a subject area set forth in Rule 64B5-12.016, F.A.C., when given as part of a course at a dental, dental hygiene or dental assisting school accredited by the American Dental Association’s Commission on Dental Accreditation, its successor agency or other nationally recognized accrediting agency, or as part of a formal course or program approved by the Board pursuant to Rule 64B5-16.002, F.A.C. Two hours of continuing education credit shall be awarded for each 50 minutes of actual lecture time upon the licensee’s documentation of the following: name of the institution, course and program; subject, length and date of the lecture; and written confirmation of this information from the sponsoring institution or program. Licensees may obtain a maximum of 15 hours per biennium.

Specific Authority 466.004(4), 466.014 FS. Law Implemented 466.0135, 466.014 FS. History–New 4-2-86, Amended 9-7-87, 3-28-88, 1-18-89, Formerly 21G-12.018, 61F5-12.018, 59Q-12.018, Amended_____.

64B5-12.0185 Standards for Board Approval of Pro Bono Programs.

(1) through (3) No change.

(4) Licensees may receive continuing education credit for provision of pro bono dental or dental hygiene presentations when given as part of a formal course at a dental, dental hygiene or dental assisting school accredited by the ADA Commission on Dental Accreditation, or its successor agency. Two (2) hours of continuing education credit shall be awarded for each 50 minutes of actual lecture time upon the licensee's documentation of the following: name of the institution; course and program; subject; length and dates of the lecture; and, documentation of all information from the sponsoring institution or program. Licensees may obtain a maximum of 15 hours per biennium.

Specific Authority 456.013(8) FS. Law Implemented 456.013(8) FS. History--New 2-15-99, Amended _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Disciplinary Guidelines
 RULE NO.: 64B8-8.001
 PURPOSE AND EFFECT: The Board proposes the review of its disciplinary guidelines to determine whether additions need to be made.

SUBJECT AREA TO BE ADDRESSED: Review of disciplinary guidelines.

SPECIFIC AUTHORITY: 456.0375(4)(c), 456.0575, 456.079, 458.309, 458.331(5) FS.

LAW IMPLEMENTED: 456.0375(4)(c), 456.0575, 456.072, 456.079, 458.331(5) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE CHAPTER TITLE: Anesthesia Assistants
 RULE CHAPTER NO.: 64B8-31
 PURPOSE AND EFFECT: The Board proposes the development of rules to address the newly created regulation of anesthesia assistants.

SUBJECT AREA TO BE ADDRESSED: Anesthesia assistants.

SPECIFIC AUTHORITY: 456.048, 458.3475 FS.

LAW IMPLEMENTED: 458.3475 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

DEPARTMENT OF HEALTH

Office of Vital Statistics

| RULE TITLES: | RULE NOS.: |
|--|------------|
| Delayed Birth Registration Requirements; Fees | 64V-1.001 |
| Birth Certificate Amendments; Who May Apply; Fees | 64V-1.002 |
| Birth Certificate Amendments: Documentary Evidence Requirements | 64V-1.003 |
| Birth Certificate Amendments By Paternity Establishment; Judicial and Administrative Process | 64V-1.0032 |
| Evidence Required for Births Occurring Outside of a Facility | 64V-1.006 |
| Death and Fetal Death Registration | 64V-1.0061 |
| Disposition of Fetal Demise | 64V-1.021 |

PURPOSE AND EFFECT: Purpose of proposed amendments is to change certain practices used in the amendment of birth records and to update forms incorporated in rule.

SUBJECT AREA TO BE ADDRESSED: Updating forms relative to delayed birth registration requirements, birth certificate amendments, death certificate amendments; define items that are contained on a birth certificate that require proof of facts of birth as well as those that can be amended without evidence and update form for notifying a mother of her disposition rights in case of a spontaneous fetal demise.

SPECIFIC AUTHORITY: 382.003(7), (10), (11), 382.008, 382.015(6), 382.016, 382.019, 382.0255(10)(c), (3), 383.33625(3) FS.

LAW IMPLEMENTED: 382.003(7), (11), 382.008, 382.013(2), 382.015, 382.016, 382.019, 383.33625, 742.10, 742.16 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 (IF NOT REQUESTED IN WRITING, THIS WORKSHOP WILL NOT BE HELD):

TIME AND DATE: 8:30 a.m., July 13, 2004

PLACE: Department of Health, Office of Vital Statistics, 1217 Pearl St., Boorde Bldg., Rm. 420, Jacksonville, FL 32231-0042
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Kevin Wright, Government Analyst, Department of Health, Office of Vital Statistics, P. O. Box 210, Jacksonville, Florida 32231-0042.

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

Section II Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE TITLE: Adjustments to Reflect Consumer Price Index

RULE NO.: 2A-8.005

PURPOSE AND EFFECT: The proposed rule amendments are intended to reflect changes to the Consumer Price Index for payment of benefits.

SUMMARY: The proposed rule amendments set forth changes to the Consumer Price Index for payment of benefits.

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: 112.19 FS.

LAW IMPLEMENTED: 112.19 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: Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-8.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.19(2)(j), Florida Statutes, requires the Bureau to adjust the statutory amount on July 1 of each year based on the Consumer Price Index for all urban consumers published by the United States Department of Labor, using the most recent figures available. The Bureau will utilize the previous March Consumer Price Index published by the United States Department of Labor and the benefits shall be adjusted from the benefit amount of the year before.

~~(1) The statutory amount for the period July 1, 2002 through June 30, 2003, was:~~

~~(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); \$50,000.~~

~~(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); \$50,000.~~

~~(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); \$150,000.~~

(2) The Consumer Price Index amount in March ~~2003~~ 2004 was ~~1.7~~ 3.0 percent. Therefore, the statutory amount for the period July 1, ~~2004~~ 2003 through June 30, ~~2005~~ 2004, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$52,375.50~~ \$51,500.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$52,375.50~~ \$51,500.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$157,126.50~~ \$154,500.

Specific Authority 112.19 FS. Law Implemented 112.19 FS. History—New 12-10-03, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rick Nuss, Chief, Bureau of Criminal Justice Programs

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rodney Doss, Division Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 18, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 28, 2004

DEPARTMENT OF EDUCATION

Florida Board of Governors

RULE TITLE: Residency Determination for Graduate Assistants

RULE NO.: 6M-7.0055

PURPOSE AND EFFECT: The purpose of this rule is to establish in-state residency for tuition purposes for certain graduate assistants in Florida universities with an instructional assignment of at least 0.25 FTE.

SUMMARY: The rule establishes in-state residency for purposes of paying tuition for graduate students in Florida's public universities.

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: Article IX, Section 7.d., Constitution of the State of Florida.

LAW IMPLEMENTED: Not applicable.

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

TIME AND DATE: 9:00 a.m., Thursday, July 22, 2004

PLACE: Banquet Hall, University Center, University of North Florida, Jacksonville, Florida

In compliance with the Americans with Disabilities Act, anyone needing special accommodation to attend this meeting is asked to call Mary-Anne Bestebreurtje, (850)245-9652, five (5) days prior to the meeting so that appropriate arrangements can be made.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Debra Austin, Chancellor, Division of Colleges and Universities, Department of Education, 325 W. Gaines St., Tallahassee, Florida 32399-0400

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-7.0055 Residency Determination for Graduate Assistants.

(1) Any person who has been appointed as a graduate assistant with an instructional assignment for at least a 0.25 FTE shall be classified as a Florida resident for tuition purposes.

(2) Any other person who has been appointed as a graduate assistant for at least 0.25 FTE for two semesters in the previous academic year and has completed at least 18 hours or any time period or course load determined by a University Board of Trustees of graduate work in the previous academic year shall be classified as a Florida resident for tuition purposes.

(3) Any person so classified in (a) or (b) shall be classified as a Florida resident for tuition purposes for the remainder of his/her graduate career in any semester a student receives a waiver of all matriculation fees or payment of matriculation by a contract or grant or auxiliary account of the University.

(4) The provisions of subsection 6A-10.044(4) or 6A-10.044(5), F.A.C., shall not apply to individuals provided for by this Rule.

Specific Authority Art. IX, Sec. 7d, Fla. Constitution, Law Implemented History—New_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. R. E. LeMon, Vice Chancellor for Academic and Student Affairs, Division of Colleges and Universities

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Debra Austin, Chancellor, Division of Colleges and Universities

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 7, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 4, 2004

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE CHAPTER TITLE: Product Approval
 RULE TITLES:

RULE CHAPTER NO.: 9B-72
 RULE NOS.:

| | |
|---|-----------|
| Scope | 9B-72.005 |
| Definitions | 9B-72.010 |
| Local Product Approval Generally | 9B-72.030 |
| Product Performance Evaluation and Quality Assurance for Local Approval | 9B-72.040 |
| Validation of Performance Evaluation for Local Approval | 9B-72.045 |
| Approval and Acceptance by Local Jurisdictions of Products with Performance Criteria and Products with Standard Specifications | 9B-72.050 |
| State Approval Generally | 9B-72.060 |
| Product Evaluation and Quality Assurance for State Approval | 9B-72.070 |
| Product Validation by Approved Validation Entity for State Approval | 9B-72.080 |
| Product Approval by Building Commission | 9B-72.090 |
| Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies | 9B-72.100 |
| Criteria for Certification of Independence | 9B-72.110 |
| List of Approved Product Evaluation Entities, Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies | 9B-72.120 |
| Forms | 9B-72.130 |
| Revisions to Product Approvals or Entity Approvals | 9B-72.135 |
| Revocation or Modification of Product Approvals and Entity Certifications | 9B-72.160 |
| Investigation | 9B-72.170 |
| Equivalence of Standards | 9B-72.180 |
| Reference Standards | 9B-72.190 |

PURPOSE, EFFECT AND SUMMARY: To implement solutions to issues arising during implementation of the product approval system since October 1, 2003, as identified by Commission staff and stakeholders.

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: 553, 553.77(1)(I), 553.842(1), (9), (14), (15) FS.

LAW IMPLEMENTED: 553.842(1), (2), (5), (6), (8), (9), (14), (15) FS.

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

TIME AND DATE: 10:00 a.m., July 23, 2004
 PLACE: Randall Kelley Training Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida

Any person requiring special accommodations at the workshop because of a disability or physical impairment should contact Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824 at least seven days prior to the date of the workshop using the Florida Dual Party Relay System which can be reached at (800)955-8770 (Voice) or (800)955-9771 (TDD).

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

THE FULL TEXT OF THE PROPOSED RULES IS:

9B-72.005 Scope.

(1) Products in the following categories as defined by subcategories of subsection 9B-72.010(29), F.A.C., shall be either approved by the Commission pursuant to Rule 9B-72.090, F.A.C., for use in the state or approved by local jurisdictions pursuant to Rule 9B-72.050, F.A.C., for use within that jurisdiction and accepted pursuant to Rule 9B-72.050, F.A.C., by the local jurisdiction for use in a specific building:

(a) Panel Walls;

(b) Exterior Doors;

(c) Roofing Products;

(d) Skylights;

(e) Windows;

(f) Shutters;

(g) Structural components; and

(h) Products comprising a building's envelope introduced as a result of new technology.

(2) This rule applies to approval and acceptance of products and systems, which comprise the building envelope and structural frame, for compliance with the structural and any weathering property requirements of the Florida Building Code.

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History—New _____.

9B-72.010 Definitions.

The following terms have the meanings indicated.

(1) through (6) No change.

(7) Approved validation entity means a third party entity approved by the Commission pursuant to subsection 9B-72.100(2), F.A.C., which shall certify to the Commission the product's compliance with the standards specified in the Code or intent of the Code for use in statewide approval.

(8) through (20) No change.

(21) Panel (part of a structure) means the section of a floor, wall or roof comprised between the supporting frame of two adjacent rows of columns and girders or column bands of floor or roof construction. Material means the elements, constituents, or substances of which something is composed or can be made.

(22) No change.

(23) Product Approval:

(a) Local product approval ~~and acceptance~~ means an approval ~~acceptance~~ of the product, method ~~material~~ or system of construction for local use after an appropriate review, performed by the building official or designee pursuant to Rule 9B-72.050, F.A.C. The review shall verify that either the requirements pursuant to Rules 9B-72.045 and 9B-72.040, F.A.C., have been met or the product, method ~~material~~ or system of construction has statewide approval pursuant to Rule 9B-72.070, F.A.C., indicates the product, method ~~material~~ or system of construction is suitable for use in the location and project where it is proposed to be used. The issuance of a certificate of occupancy indicates acceptance, pursuant to Rule 9B-72.050, F.A.C., of products used in the building as complying with requirements of the Florida Building Code. ~~The issuance of a signed permit denotes approval of any product shown on the approved construction documents on which the permit is based.~~ Approval may be by inspection of the certification marks of approved certification agencies.

(b) Statewide product approval means the approval of a product, ~~material~~ or system of construction by the Commission for acceptance of a product on a statewide or regional basis consistent with an evaluation conducted pursuant to Rule 9B-72.070, F.A.C.

(24) No change.

(25) Scope of Accreditation means the specific standard test method ~~standards~~, calibration services or other functions for which the organization is accredited.

(26) No change.

(27) ~~Standardized~~ test method means a specified technical procedure for performing a test.

(28) Structural component means any part or assembly of a buildings that comprise the envelope or structural frame ~~or structure used or intended to support or shelter any use or occupancy, and which affects the safety of such building or structure or which supports any dead or designed live load and the removal of which part, material or assembly could cause, or be expected to cause, all or any portion to collapse or to fail, or both.~~

(29) Sub-category of product or construction system means a specific functionality:

(a) For exterior door assemblies: roll-up, sectional, sliding, swinging, automatic, ~~or other~~;

(b) For windows: awning, casement, dual action, double hung, single hung, fixed, horizontal slider, projected, pass through, mullions, wind breaker ~~or other~~;

(c) For panel walls: siding, soffits, exterior insulation finish system (EIFS), storefronts, curtain walls, wall louver, glass block, ~~membrane, greenhouse, or other;~~

(d) For roofing products: built up roofing, modified bitumen roof system, single ply roof systems, spray applied polyurethane roof system, roofing fasteners, roofing insulation, asphalt shingles, wood shingles and shakes, roofing slate, roof tile adhesives, cements-adhesives-coatings, liquid applied roof systems, underlayments, non-structural metal roofing, roofing tiles, waterproofing, ~~or other;~~

(e) For shutters: accordion, Bahama, storm panels, colonial, roll-up, equipments, ~~or other;~~

(f) For skylights: skylight ~~or other;~~ and

(g) For structural components: truss plates, wood connectors, anchors, exterior coolers-freezers, ~~sheds, concrete admixtures,~~ insulation forms systems, engineered lumber, ~~material, plastics,~~ wall components, and deck-roof, ~~railing, or other; and.~~

(h) For other products as applicable.

(30) No change.

(31) Test report means a report from an approved testing laboratory which provides performance data showing compliance with a code requirement as determined by a referenced standard test method or equivalent standard test method pursuant to Rule 9B-72.180, F.A.C., and which identifies products covered by the report and limitations on the products' use.

(32) No change.

(33) Validation means determination of compliance pursuant to Rule 9B-72.045, F.A.C., for local approval and Rule 9B-72.080, F.A.C., for statewide approval.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02, Amended 9-4-03, _____.

9B-72.030 Local Product Approval Generally.

Products listed in Rule subsections 9B-72.005060(1)-(8), F.A.C., and revisions to an existing product approval shall be approved according to the provisions of this rule.

(1) Prescriptive. Products, materials and systems of construction specifically addressed in the Code through standard specifications shall have third party quality assurance and shall be approved through building plans review or inspection. Determination of third party quality assurance and compliance with the specification standard may be by inspection of listings, labels, other demonstration of compliance authorized by this rule or other demonstration of compliance acceptable to the building official. Such products shall include but not be limited to the following:

(a) Structural components covered by United States Department of Commerce Product Standards; and

(b) Structural components comprised of products that are assembled or placed in the field and are subject to standardized field testing procedures contained within nationally recognized

standards adopted within the Code may demonstrate compliance by a batch ticket or bill of lading made available at the site of assembly or placement.

(2) Performance. Products, methods and systems of construction specifically addressed in the code through performance criteria shall demonstrate compliance pursuant to Rule 9B-72.040, F.A.C., and shall be approved pursuant to Rule 9B-72.050, F.A.C.

Specific Authority 553.842(1) FS. Law Implemented 553.842(5), (6), (8) FS. History—New 5-5-02, Amended 9-4-03, _____.

9B-72.040 Product Performance Evaluation and Quality Assurance for Local Approval.

(1) Compliance of products or systems of construction listed in ~~Rule subsections~~ 9B-72.005060(1)-(8), F.A.C., and addressed in the code through performance criteria shall be demonstrated through the appropriate method of subsection 9B-72.040(1) or (2) or (3), F.A.C., except:

(a) ~~Structural components covered by United States Department of Commerce Product Standards; and~~

(b) ~~Structural components comprised of materials or products that are assembled or placed in the field and are subject to standardized field testing procedures contained within nationally recognized standards adopted within the Code may demonstrate compliance by a batch ticket or bill of lading made available at the site of assembly or placement.~~

(2) Performance Method 1. Products, materials or systems of construction specifically addressed in the code through performance criteria and standardized testing methods or standard comparative or rational analysis methods shall demonstrate compliance with the Code through one of the following:

(a) through (b) No change.

(c) An evaluation report from an approved product evaluation entity that covers the subject product and, based upon standard testings or standard comparative or rational analysis, or a combination thereof, indicates that the product was evaluated to be in compliance with the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(d) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer developed and signed and sealed, based upon standard test or standard comparative or rational analysis, or a combination thereof which provides verifiable documentation indicating the product was evaluated to be in compliance with the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(3) Performance Method 2. Products for which there are no specific standardized tests methods or standard comparative or rational analysis methods of evaluation established as required by the Code shall demonstrate compliance with the intent of the Code through one of the following:

(a) through (b) No change.

(4) Products listed in Rule subsection 9B-72.005060(1)-(8), F.A.C., shall be manufactured under a quality assurance program audited by an approved quality assurance entity.

(5) Evaluation and Test Report Documentation Requirements.

All ~~evaluation~~ reports and documentation required in subsections 9B-72.040(1) and (2) ~~(2)(c) and (d) and (3)(a) and (b)~~, F.A.C., shall contain the information listed below. Design drawings submitted for permitting purposes are not an evaluation report and do not require this information.

(a) through (6)(d) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(5), (6), (8) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.045 Validation of Performance Evaluation for Local Approval.

Validation of compliance with the Code for products subject to subsections 9B-72.040(1)(2) and (2)(3), F.A.C., shall be performed by the authority having jurisdiction or building official through the following steps:

(1) through (2) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(5), (6), (8) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.050 ~~Product~~ Approval and Acceptance by Local Jurisdictions and Acceptance of Products with Performance Criteria and Products with Standard Specifications.

(1) Approval of a product with performance criteria for local use shall be performed by the building code official or his/her designee by verifying that the product complies with the Code in accordance with Rule 9B-72.040, F.A.C.

(a) The authority having jurisdiction or building official shall validate the method of compliance pursuant to Rule 9B-72.045040, F.A.C.

(b) Upon acceptance of required documentation pursuant to subsections 9B-72.040(4) or (5), F.A.C., the authority having jurisdiction or building official may deem the product approved for use in accordance with its approval and limitation of use.

(c) No change.

(d) Manufacturer shall notify the authority having jurisdiction or the building official when the quality assurance requirements of subsection 9B-72.040(3)(4), F.A.C., are no longer in place.

(2) Acceptance of a product, ~~material~~ or system of construction is specific to a project and requires approval by a local jurisdiction pursuant to subsection 9B-72.030(1), F.A.C. or Rule 9B-72.050, F.A.C., or statewide approval by the Commission pursuant to Rule 9B-72.090, F.A.C., and verification that the product is being used consistent with the approved evaluation and limitations of use established by the approved evaluation as required by the design specifications.

Specific Authority 553.842(1) FS. Law Implemented 553.842(8) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.060 ~~Optional~~ Statewide Approval Generally.

Statewide approval of products listed in Rule 9B-72.005, F.A.C., and not covered by subsection 9B-72.030(1), F.A.C., or revisions to existing statewide product approvals requires evaluation of product compliance with the Code by a method listed in Rule 9B-72.070, F.A.C., validation of the evaluation as required by Rule 9B-72.080, F.A.C., and approval per Rule 9B-72.090, F.A.C. Validation of compliance with the Code shall be performed by approved Validation Entities. Approval shall be performed by the Commission. All products used in construction covered by the Code shall comply with the provisions or standards contained therein or with the intent of the Code. ~~Approval by the Commission for statewide use shall be limited to the following categories of products:~~

- (1) ~~Panel Walls;~~
- (2) ~~Exterior Doors;~~
- (3) ~~Roofing Products;~~
- (4) ~~Skylights;~~
- (5) ~~Windows;~~
- (6) ~~Shutters;~~
- (7) ~~Structural components; and~~
- (8) ~~Products comprising a building's envelope introduced as a result of new technology.~~

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.070 Product Evaluation and Quality Assurance for ~~Optional~~ Statewide Approval.

(1) Method 1. Products specifically addressed in the code through performance criteria and ~~standardized testing methods~~ or standard comparative or rational analysis methods, which cannot be approved through the plan review and inspection process, shall demonstrate compliance with the Code through one of the following:

(a) through (b) No change.

(c) An evaluation report from an approved product evaluation entity that covers the subject product and, based upon standard ~~testings~~ or standard comparative or rational analysis, or a combination thereof, indicates that the product was evaluated to be in compliance with the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(d) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer developed and signed and sealed, based upon standard ~~testings~~ or standard comparative or rational analysis, or a combination thereof and indicates that the product was evaluated to be in compliance with the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(2) through (b) No change.

(3) Products listed in Rule subsections 9B-72.005-060(1)-(8), F.A.C., shall be manufactured under a quality assurance program audited by an approved quality assurance entity:

(4) through (5) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.080 Product Validation by Approved Validation Entity for ~~Optional~~ Statewide Approval.

Validation of compliance with the Code shall be performed by approved validation entities through the following steps:

(1) through (4) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02.

9B-72.090 Product Approval by the Commission.

(1) Approval of a product, ~~material~~ or system of construction for statewide acceptance shall be performed by the Commission through the following steps:

(a) A product manufacturer or owner of a proprietary system or method of construction, or its designee (applicant) shall apply to the Commission for approval by filing an application in accordance with subsection 9B-72.130(2), F.A.C., validated in accordance with Rule 9B-72.080, F.A.C., and submitting fees pursuant to subsection 9B-72.090(2), F.A.C. Application shall be made through the Building Codes Information System on the Internet and payment shall be by credit card or electronic check.

(b) No change.

(c) Upon Commission acceptance of the required documentation pursuant to Rule 9B-72.070, F.A.C., and validation ~~entity's certification~~ of compliance with the Code pursuant to Rule 9B-72.080, F.A.C., ~~a Florida Certificate of Product Approval by the Commission indicating the product has been approved~~ may approve the product for use statewide in accordance with its approval and limitations of use.

(d) Approval shall be valid until such time as the product changes decreasing the product's performance the standards or provisions of the Code affecting the product change, or the approval is otherwise suspended, ~~or~~ revoked, or superseded by a Commission approved revision to the approval. Changes to the Code shall not be construed as voiding the approval of products previously installed in existing buildings provided such products met building code requirements at the time the product was installed.

(e) through (g) No change.

(2) Fees for ~~optional~~ statewide approval of products.

(a) through (c) No change.

(d) Fee for revision of an existing approval. Fifty Dollars (\$50.00) per product or entity approval revision.

(3) Applications and revisions shall be made through the Building Codes Information System on the Internet and payment shall be by credit card or electronic check.

Specific Authority 553.77(1)(i), 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.100 Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies.

(1) No change.

(2) Approved Validation Entities.

(a) An entity shall be approved by the Commission as a validation entity if it is a Commission approved evaluation entity, testing laboratory or certification agency and it certifies to the Commission compliance with standards established by the Code or intent of the Code. Architects and engineers licensed in this state are also approved to conduct validation for the ~~optional~~ statewide approval. Validation by an approved testing laboratory acting as a validation entity shall be limited to the scope for which they are accredited.

(b) An entity may be approved as a validation entity after applying to the Commission for approval. Applications must be submitted in accordance with subsections 9B-72.130(1) and 9B-72.090(3), F.A.C., including a Certificate of Independence in accordance with Rule 9B-72.110, F.A.C., and fees submitted pursuant to subsection 9B-72.090(2), F.A.C. Application shall be made through the Building Codes Information System on the Internet and payment shall be by credit card or electronic check.

(c) No change.

(3) No change.

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

~~3. Certification Agencies accredited as meeting the requirements of ISO/IEC Guide 65: General Requirements for Bodies Operating Product Certification Systems or other standard certified as equivalent by the accrediting entity pursuant to Rule 9B-72.180, F.A.C., and approved by the Commission;~~

3.4. No change.

b) through (5)(a)3. No change.

(b) Quality assurance agencies shall apply to the Commission for approval by filing an application in accordance with subsections 9B-72.130(1) and 9B-72.090(3), F.A.C., including a Certificate of Independence in accordance with Rule 9B-72.110, F.A.C., and submitting fees pursuant to subsection 9B-72.090(2), F.A.C. Application shall be made through the Building Codes Information System on the Internet and payment shall be by credit card or electronic check.

(c) through (6) No change.

Specific Authority 553.842(9) FS. Law Implemented 553.842(9) FS. History—New 5-5-02, Amended 9-4-03,_____.

9B-72.110 Criteria for Certification of Independence.

No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1), (9) FS. History—New 5-5-02.

9B-72.120 List of Approved Product Evaluation Entities, Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies.

No change.

Specific Authority 553.842(14) FS. Law Implemented 553.842(14) FS. History—New 5-5-02.

9B-72.130 Forms.

The following forms are adopted for use in reference to the Product Evaluation and Approval System. Copies of these forms are available from the Department of Community Affairs, Codes and Standards Section, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399.

(1) No change.

(2) Florida Building Commission, Application for Statewide Product Approvals, Form No. 9B-72.130(2), updated September 4, 2003 (electronic version).

(3) Validation Checklist for ~~Optional~~ Statewide Approval, Form No. 9B-72.130(3), updated September 4, 2003 (electronic version).

(4) through (5) No change.

(5) Florida Building Commission, Validation Checklist for Local Product Approval by Method 1 or 2, Form No. 9B-72.130(5), updated September 4, 2003 (electronic version).

(6) Florida Building Commission, Application for Revision to State Approvals, Form No. 9B-72.130(3), (electronic version), effective _____.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02, Amended 9-4-03, _____.

9B-72.135 Revisions to Product Approvals or Entity Approvals.

(1) Approval of revisions to state approved products or approved entities shall be performed by the Commission as follows:

(a) A product manufacturer or approved entity shall submit a revision for approval by filing an application in accordance with subsection 9B-72.130(6), F.A.C., validated in accordance with Rule 9B-72.080, F.A.C., and submitting fees pursuant to subsection 9B-72.090(2), F.A.C. Revisions shall be made through the Building Codes Information System on the Internet and payment shall be by credit card or electronic check. The revision will carry the same FL number as the original approval with the addition of a revision number assigned, R1, R2, as applicable.

(b) Revisions to all data will be allowed, but in the case of revisions to product approvals, new products shall not be added.

(c) Once a revision is approved by the Commission, the approved revision will supersede the original approval. In the case of product approval revisions, the time clock for renewal of the product approval every two years will be set back to day one.

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History—New _____.

9B-72.160 Revocation or Modification of Product Approvals and Entity Certifications.

(1) Product Approval Revocation or Suspension.

(a) through (c) No change.

(d) ~~The Commission shall clearly post the status of approved product approvals, denials, suspensions or revocations on its website list of approved products and shall notify building code enforcement jurisdictions electronically when there is a change in status.~~

(2) No change.

Specific Authority 553.842(15) FS. Law Implemented 553.842(15) FS. History—New 5-5-02, Amended _____.

9B-72.170 Investigations.

No change.

Specific Authority 553.842(15) FS. Law Implemented 553.842(15) FS. History—New 5-5-02.

9B-72.180 Equivalence of Standards.

No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(2) FS. History—New 5-5-02.

9B-72.190 Reference Standards.

No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(2) FS. History—New 5-5-02.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Janice Browning, Director, Division of Housing and Community Development, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 2, 2004

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 BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

| | |
|--|-------------|
| RULE TITLES: | RULE NOS.: |
| Professional Fees and Penalties for Architects | 61G1-17.001 |
| Professional Fees and Penalties for Interior Designers | 61G1-17.002 |

PURPOSE AND EFFECT: The Board proposes the rule amendments to increase licensure renewal and delinquency fees.

SUMMARY: The proposed rule amendments increase active renewal and delinquency fees to \$125, and raise inactive status renewal to \$75.

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

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

SPECIFIC AUTHORITY: 455.213(2), 455.217(2), 455.219(3), 455.2281, 481.2055, 481.207, 481.2130, 481.229(5)(b) FS.

LAW IMPLEMENTED: 455.217(2), 455.219(3), 455.2281, 455.271, 481.207, 481.209, 481.219 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Juanita Chastain, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULES IS:

61G1-17.001 Professional Fees and Penalties for Architects.

The following fees and penalties are hereby adopted by the Board:

- (1) No change.
- (2) The biennial renewal fee for individuals electing active status shall be ~~\$125.00~~ ~~\$100.00~~.
- (3) No change.

(4) The biennial renewal fee for a Certificate of Authorization shall be ~~\$125.00~~ ~~\$100.00~~.

(5) through (10) No change.

(11) There will be a ~~\$125.00~~ ~~\$100.00~~ delinquency fee.

(12) There will be a ~~\$75.00~~ ~~\$50.00~~ fee for renewal of an inactive license.

Specific Authority 455.217(2), 455.2281, 481.207 FS. Law Implemented 455.217(2), 455.2281, 455.271, 481.207, 481.209, ~~481.219~~ FS. History—New 12-23-79, Amended 12-19-82, 5-18-83, 6-12-84, 7-30-85, Formerly 21B-17.01, Amended 9-23-86, 5-16-87, 12-6-87, 4-17-89, 12-24-89, 3-14-91, Formerly 21B-17.001, Amended 9-27-93, 8-21-94, 11-21-94, 4-22-97, 3-15-99, _____.

61G1-17.002 Professional Fees and Penalties for Interior Designers.

(1) No change.

(2) The biennial renewal fee for individuals electing active status shall be ~~\$125.00~~ ~~\$100.00~~.

(3) No change.

(4) The biennial renewal fee for a Certificate of Authorization shall be ~~\$125.00~~ ~~\$100~~.

(5) through (12) No change.

(13) There will be a ~~\$125.00~~ ~~\$100.00~~ delinquency fee.

(14) There will be a ~~\$75.00~~ ~~\$50.00~~ fee for renewal of an inactive license.

(15) No change.

Specific Authority 455.213(2), 455.217(2), 455.219(3), 455.2281, 481.2055, 481.207, 481.2130, 481.229(5)(b) FS. Law Implemented 455.219(3), 455.2281, 481.207, ~~481.219~~ FS. History—New 12-21-88, Amended 5-10-89, 7-2-89, 12-24-89, 12-3-90, 2-28-91, 5-31-92, 11-11-92, Formerly 21B-17.002, Amended 9-27-93, 11-15-93, 11-21-94, 1-31-96, 10-20-96, 1-10-99, 3-15-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Architecture and Interior Design

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 15, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 4, 2004

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

| | |
|--|------------|
| RULE TITLE: | RULE NO.: |
| Continuing Education Requirements for Renewal for Certificateholders and Registrants | 61G6-9.004 |

PURPOSE AND EFFECT: The proposed rule amendment is intended to set forth the minimum number of continuing education hours required in an approved provider's specialized or advanced module course.

SUMMARY: The proposed rule amendment specifies that none of the required continuing education hours must be completed in an approved provider’s specialized or advanced module course.

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: 120.52(15), 120.54(1), 455.2124, 489.507(3) FS.

LAW IMPLEMENTED: 455.2124, 489.513(3), 489.517(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 RULE IS: John Knap, Executive Director, Electrical Contractors’ Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-9.004 Continuing Education Requirements for Renewal for Certificateholders and Registrants.

(1) through (5) No change.

(6) A minimum of zero of the 14 required classroom hours of continuing education must be obtained by completing an approved provider’s specialized or advanced module course, approved by the Florida Building Commission, on any portion of the Florida Building Code, relating to the contractor’s respective discipline.

Specific Authority 120.52(15), 120.54(1), 455.2124, 489.507(3) FS. Law Implemented 455.2124, 489.513(3), 489.517(3) FS. History–New 11-30-94, Amended 4-22-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors’ Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors’ Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 28, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 14, 2004

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE TITLE:

License and Certification Renewal

RULE NO.:

61G16-8.001

PURPOSE AND EFFECT: The Board proposes to clarify the criteria geologists must follow in order to renew their licenses.

SUMMARY: This amendment states how often, and under what conditions a geologist must renew their license in order to continue to practice professional geology.

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

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

SPECIFIC AUTHORITY: 455.02(2), 468.4315(3) FS.

LAW IMPLEMENTED: 455.02(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John T. Knap, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

THE FULL TEXT OF THE PROPOSED RULE IS:

61G16-8.001 License and Certification Renewal.

Licenses and Certificates are renewed biennially on July 31, of even numbered years.

(1) Exemption of Spouses of Members of Armed Forces from licensure Renewal Provisions – A licensee who is the spouse of a member of the Armed Forces of the United States and was caused to be absent from the State of Florida because of the spouse’s duties with the armed forces shall be exempt from all licensure renewal provisions under these rules during such absence. The licensee must show proof to the Board of the absence and the spouse’s military status.

(2) Failure to renew a license or certificate, unless exempt as a military spouse, renders the license delinquent. Delinquent status may last one full renewal cycle. If, at the end of the delinquent biennium, the license is not brought current it becomes null and void.

(3) A revoked or null and void license, may not be renewed. Anyone with a revoked or null and void license who wishes to provide professional geological services shall apply as though never before licensed.

(4) All licensees except revoked, null and void licenses, or those exempt in subsection (1) of this rule, must renew each biennium to continue to practice professional geology.

Specific Authority 455.02(2), 468.4315(3) FS. Law Implemented 455.02(2) FS. History–New_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
John T. Knap, Executive Director, Board of Professional Geologists
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Geologists
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 22, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 6, 2004

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE TITLE: Obligations of Continuing Education PROVIDER: Providers
RULE NO.: 61G17-5.0043

PURPOSE AND EFFECT: The purpose of this amendment is to require the course number be on all courses or seminars being offered professional surveyors and mappers for credit.

SUMMARY: This rule sets out the requirements to maintain status as a continued education provider for surveyors and mappers.

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: 455.219, 472.008, 472.011, 472.018 FS.

LAW IMPLEMENTED: 455.2123, 472.018 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G17-5.0043 Obligations of Continuing Education Providers.

To maintain status as a continuing education provider, the provider must:

- (1) through (2) No change.
- (3) Ensure that all promotional material for courses or seminars offered to professional surveyors and mappers for credit contain the course number and the provider number.
- (4) through (13) No change.

Specific Authority 455.219, 472.008, 472.011, 472.018 FS. Law Implemented 455.2123, 472.018 FS. History—New 3-28-94, Amended 5-30-95, 7-27-00, 8-18-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Surveyors and Mappers
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Surveyors and Mappers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 7, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 4, 2004, Notice of Correction published June 18, 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

Board of Medicine

RULE TITLES: Disciplinary Guidelines
Reinstatement of License
RULE NOS.: 64B8-8.001
64B8-8.003

PURPOSE AND EFFECT: The proposed rule amendments are intended to address aggravating circumstances with regard to disciplinary guidelines and set forth the appropriate procedure for requesting reinstatement of licensure.

SUMMARY: The proposed amendment to Rule 64B8-8.001, F.A.C., sets forth as an aggravating circumstance the failure to maintain or produce medical records when it is the practitioner’s responsibility to do so. The amendments to Rule 64B8-8.003, F.A.C., clarify the criteria for seeking reinstatement of licensure.

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: 456.0375(4)(c), 456.079, 458.309, 458.331 FS.

LAW IMPLEMENTED: 456.013(6), 456.0375(4)(c), 456.072, 456.079 458.331 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: 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 RULES IS:

64B8-8.001 Disciplinary Guidelines.

(1) through (2) No change.

(3) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating factors the following:

(a) through (g) No change.

(h) Where a licensee has been charged with violating the standard of care pursuant to Section 458.331(1)(t), F.S., but the licensee, who is also the records owner pursuant to Section 456.057(1), F.S., fails to keep and/or produce the medical records.

~~(i)(h)~~ No change.

(4) through (7) No change.

Specific Authority 456.0375(4)(c), 456.079, 458.309, 458.331(5) FS. Law Implemented 456.0375(4)(c), 456.072, 456.079, 458.331(5) FS. History--New 12-5-79, Formerly 21M-20.01, Amended 1-11-87, 6-20-90, Formerly 21M-20.001, Amended 11-4-93, Formerly 61F6-20.001, Amended 6-24-96, 12-22-96, Formerly 59R-8.001, Amended 5-14-98, 12-28-99, 1-31-01, 7-10-01, 6-4-02, 9-10-02, 12-11-02, 8-20-03,_____.

64B8-8.003 Reinstatement of License.

(1) No change.

(2) When disciplinary action is taken against a licensee which results in the licensee's being unable to use the license for a period of time for reasons including, but not limited to, suspension, inactivation, or other restriction, but not including revocation subsequent to June 5, 1983, the licensee may petition for reinstatement of the license as follows:

(a) through (b) No change.

(c) When the suspension, inactivation, or other restriction is for a definite period of time or for an indefinite period of time, the licensee may petition the Board for to consider reinstatement of a license acted against for an indefinite period of time or early reinstatement of a license acted against for a definite period of time. When such a petition is filed, it must include all documentation of the petitioner's compliance with the final order, completion of the continuing medical education requirements imposed on an active status licensee for all biennial licensure periods in which the licensee was suspended, inactive or under other restriction, petitioner's ability to safely engage in practice, petitioner's plan for the return to practice, and any other information which the petitioner would want the Board to consider ~~if it grants the petition for consideration~~. If the plan for return to practice includes a period of supervised practice, the documentation should include the name of the proposed supervising physician and a written statement from

the proposed supervising physician of his or her willingness to serve in that capacity. ~~The No oral testimony or personal appearance will be permitted at the time the Board hears a petition to consider reinstatement or early reinstatement. Upon the granting by the Board of the petition to consider such reinstatement or early reinstatement, the licensee shall appear before the Board when it considers the petition and the licensee shall, at a subsequent meeting, have an opportunity to demonstrate his or her ability to safely engage in the practice of medicine and compliance with the terms of the final order. The Board shall reinstate the license upon a proper demonstration of competency and of compliance with the final order by the licensee.~~

(3) No change.

Specific Authority 458.309, 458.331 FS. Law Implemented 456.013(6), 458.331 FS. History--New 1-3-85, Formerly 21M-20.03, Amended 7-4-88, Formerly 21M-20.003, Amended 11-4-93, Formerly 61F6-20.003, 59R-8.003, Amended 7-10-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 5, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 7, 2004

DEPARTMENT OF HEALTH

Board of Opticianry

| | |
|-------------------------|-------------|
| RULE TITLES: | RULE NOS.: |
| Citations | 64B12-8.021 |
| Mediation | 64B12-8.022 |
| Notice of Noncompliance | 64B12-8.023 |

PURPOSE AND EFFECT: The Board proposes to update the existing rule language in Rules 64B12-8.021 and 64B12-8.022, F.A.C., and promulgate a new rule concerning notice of noncompliance.

SUMMARY: Citation violations must be corrected within a specified period, may be issued for repeat violations, must include costs and the Department shall report to the Board on the number of citations issued. New mediation offenses include economic only violations where there is no patient harm. Notices of noncompliance shall be issued for failure to notify of a change of address and failure to have minimum equipment.

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: 120.695, 456.077, 456.078, 484.005 FS.

LAW IMPLEMENTED: 456.073, 456.077, 456.078, 484.014 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 RULES IS: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULES IS:

64B12-8.021 Citations.

(1) Definition. As used in this rule:

(a) "Citation" means an instrument which meets the requirements set forth in Section 456.077, F.S., and which is served upon a subject for the purpose of assessing a penalty in an amount established by this rule. All citations will include a requirement that the subject correct the violation, if remediable, within a specified period of time not to exceed three months, and impose whatever obligations will remedy the offense.

(b) No change.

(2) No change.

~~(3) Citations shall be issued for first offense violations only.~~

~~(3)(4)~~ The Board hereby designates the following as citation violations, which shall result in the indicated penalty:

(a) Failing to make a fee or price information readily available by providing such information upon request or upon the presentation of a prescription pursuant to Section 484.014(1)(d), F.S., \$200.00 ~~and a reprimand;~~

(b) through (g) No change.

(h) Failing to pay any civil penalty imposed by order of the Board or as required by ~~Rule Rules~~ 64B12-8.017 and 64B12-11.011, F.A.C., ~~as long as the penalty has been paid prior to the issuance of the citation,~~ \$200.00;

~~(i) Failing to conspicuously display the certificate or a copy of the certificate in each place of business where the Board Certified Optician engages in contact lens fitting pursuant to Rule 64B12-10.004, F.A.C., \$250.00;~~

~~(i)(j)~~ Failing to complete the continuing education requirements prescribed in Section 484.008, F.S., and the rules promulgated thereto, \$500 plus \$25 per credit hour missing ~~and proof of completing the continuing education;~~

~~(j)(k)~~ No change.

~~(k)(l)~~ Practicing opticianry with an inactive license, so long as the license has been inactive for a period not to exceed two months, pursuant to Section 456.036(1), F.S. \$500.00;

~~(l)(m)~~ Failing to terminate an apprenticeship properly, so long as the required reports are ~~were~~ filed ~~within 6 months of the date they were due,~~ as required by Rule 64B12-16.004, F.A.C., \$200.00;

~~(m)(n)~~ Failing to notify the Department properly of termination as a sponsor, so long as the required reports are ~~were~~ filed ~~within 6 months of the date they were due~~ as required by Rule 64B12-16.006, F.A.C., \$200.00;

~~(n)(o)~~ Failing to file complete reports and information timely, so long as they are ~~were~~ filed ~~within 6 months of the date they were due,~~ as required by Rule 64B12-16.008, F.A.C., \$200.00; and

~~(o)(p)~~ No change.

(4) The penalty specified in the citation shall be the sum provided herein plus the Department's investigative costs.

(5) The Department shall report to the Board regarding the number of citations issued and the nature of the offenses for which they were issued names, numbers, and violations of the licensees issued citations.

Specific Authority 456.077, 484.005 FS. Law Implemented 456.073, 456.077, 484.014 FS. History--New 1-19-92, Amended 5-27-92, Formerly 21P-8.021, Amended 5-2-94, Formerly 61G13-8.021, Amended 12-4-95, Formerly 59U-8.021, Amended 8-6-97, 6-14-01, _____.

64B12-8.022 Mediation.

The Board finds that mediation is an acceptable resolution of the following violations where the subject has an explanation and a differing view from the complainant as to the nature or extent of the violation because they ~~that~~ are economic in nature or can be remedied by the licensee:

(1) Failure to respond timely to a continuing education audit pursuant to subsection 64B12-15.001(5), F.A.C.

(2) Failure to include a proper 72 hour cancellation notice for an advertisement when such notice is required by Section 456.062, F.S.

(3) Client or patient dissatisfaction based on economic or other misunderstandings not amounting to exploitation of the client for financial gain or gross malpractice under Section 484.014(1)(o), F.S.

(4) Failure to give notice of withdrawal of services as required by Rule 64B12-10.003, F.A.C.

(5) Failure to properly keep and transfer prescription files pursuant to Rule 64B12-10.006, F.A.C.

(6) Failure to assure that duplicate prescription forms contain all the information required by Rule 64B12-10.0065, F.A.C.

Specific Authority 456.078 FS. Law Implemented 456.078 FS. History--New 10-24-94, Formerly 59U-8.022, Amended _____.

64B12-8.023 Notice of Noncompliance.

In accordance with Section 456.073, F.S. and Section 120.695, F.S., the Board shall issue a notice of noncompliance as a first response to a minor violation of a rule. Failure of a licensee to take action to correct the violation within the 15 days shall

result in either the issuance of a citation when appropriate or the initiation of regular disciplinary proceedings. The minor violations which shall result in a notice of noncompliance are:

(1) Failure to provide change of address as required by Rule 64B12-10.012, F.A.C.

(2) Failure to maintain minimum equipment requirements as required by Rule 64B12-10.007, F.A.C.

Specific Authority 120.695 FS. Law Implemented 456.073 FS. History–New_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 5, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 4, 2004

DEPARTMENT OF HEALTH

Board of Opticianry

RULE TITLE: Minimum Equipment Requirements RULE NO.: 64B12-10.007

PURPOSE AND EFFECT: The Board proposes to update the existing language in this rule.

SUMMARY: The Board determined that a colmascope is required when glass lenses are being manufactured.

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: 484.005(2) FS.

LAW IMPLEMENTED: 484.002(3), 484.005(2) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-10.007 Minimum Equipment Requirements.

The following equipment must be maintained in each office in which an optician practices opticianry;

(1) through (4) No change.

(5) One colmascope or similar instrument, when manufacturing glass lenses on the premises.

(6) through (10) No change.

Specific Authority 484.005(2) FS. Law Implemented 484.002(3), 484.005(2) FS. History–New 12-6-79, Formerly 21P-10.07, Amended 5-31-87, Formerly 21P-10.007, 61G13-10.007, 59U-10.007, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 5, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 4, 2004

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE: SSI-Related Medicaid Resource RULE NO.:

Eligibility Criteria 65A-1.712

PURPOSE AND EFFECT: This proposed rule amendment aligns State policy with the federal policy for consideration of mortgages. In addition, the amendment deletes two dates beyond the look back period.

SUMMARY: Rule 65A-1.712, F.A.C., implements federal policy for the counting of mortgages in determination of Medicaid eligibility. The amendment also deletes two dates beyond the look back period.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: This statement was not 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: 409.902, 409.903, 409.904, 409.906, 409.9065 FS.

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

TIME AND DATE: 10:00 a.m. – 11:00 a.m., July 19, 2004

PLACE: Building 3, Room 439, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Nathan Lewis, Program Administrator, 1317 Winewood Boulevard, Building 3, Room 448, Tallahassee, FL 32399-0700, telephone (850)414-5927

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.712 SSI-Related Medicaid Resource Eligibility Criteria.

(1) through (2)(e) No change.

(f) Property that is essential to the individual’s self-support shall be excluded from resources if it is producing income available to the individual which is consistent with its fair market value. This includes real and personal property used in a trade or business; non-business income-producing property; and property used to produce goods or services essential to an individual’s daily activities. Liquid resources, other than those used as part of a trade or business, are not property essential to self-support. For the purpose of this section, mortgages are considered non-liquid resources, if they were entered into on or before September 30, 2004.

(3) Transfer of Resources and Income. According to 42 U.S.C. § 1396p(c), if an individual, the spouse, or their legal representative, disposes of resources or income for less than fair market value on or after the look back date, the department must presume that the disposal of resources or income was ~~done~~ to become Medicaid eligible and impose a period of ineligibility for nursing facility care services or HCBS waiver services. The look back period is 36 months prior to the date of the application, except in the care of a trust treated as a transfer in which case the look back period is 60 months prior to the date of the application, ~~but no earlier than October 1, 1993. Transfers made prior to October 1, 1998, will not be subject to a penalty.~~

- (a) through (h) No change.
(4) No change.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.903, 409.904, 409.906, 409.9065, 409.919 FS. History–New 10-8-97, Amended 1-27-99, 4-1-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robi Olmstead, Government Operations Consultant II, ESS Policy Bureau

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Connie B. Reinhardt, Acting Director, Economic Self-Sufficiency

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 9, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 16, 2004

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE CHAPTER NO.: 9B-3
RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE NO.: 9B-3.047
RULE TITLE: State Minimum Building Codes Adopted

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. 30, No. 13, March 26, 2004, issue of the Florida Administrative Weekly.

(1) The Florida Building Code as updated revised by the Florida Building Commission on January 1, 2005 June 30, 2003, is adopted as the Florida Building Code, 2004 edition, and incorporated by reference as the building code for the State of Florida.

NOTE: The following sections of the Florida Building Code were changed. Text of the changes can be accessed at www.floridabuilding.org or by contacting the person indicated below.

Specific Authority 553.73(1), (2), (7) FS. Law Implemented 553.72, 553.73(2), (3), (6), (7), (9) FS. History–New 7-18-90, Amended 3-30-93, 10-17-93, 8-28-95, 9-24-96, 12-26-96, 4-27-97, 10-5-97, 10-14-97, 9-7-00, 11-28-00, 2-7-01, 12-16-01, 6-30-03, 1-1-05.

Building Volume:

Chapter 1, Administration

Section 105 Permits; New Section 105.1.4 was added; Section 105.4 was replaced; Sections 105.5 Expiration and 105.6 Suspension or revocation were deleted.

Section 106 Construction Documents; New text was added to Section 106.1.

Section 109 Inspections; New text was added to Section 109.3.

Chapter 2, Definitions;

Section 201 General; Section 201.3 was revised.

Section 202, Definitions; Definitions for Accessible, Notice of Acceptance (NOA), Readily Accessible, and Smoke Layer Interface were deleted; The definition for wind-borne debris impact resistant products was changed.

Chapter 3, Use and Occupancy Classification;

Section 302 Classification, Text was added in Section 302.1.

Section 313 Day Care Occupancy – Group D, Section 313.1 was revised.

Chapter 4, Special Detailed Requirements Based on Use and Occupancy;

Section 402 Covered Mall Buildings, Section 402.9 was revised.

Section 422 Birthing Centers, Section 422.2.10 was revised.

Chapter 5, General Building Heights and Areas;

Section 506 Area Modifications, Section 506.4 was added.

Chapter 7, Fire-Resistance-Rated Construction

Section 705 Fire Walls, Section 705.4 was revised; Table 705.4 was revised to add “D” under Occupancy.

Section 706 Fire Barriers, Table 706.3.7 was revised to add “D” under Occupancy Group.

Chapter 8, Interior Finishes;

Section 803 Wall and Ceiling Finishes, Table 803.5 was revised to add “D” under Group.

Chapter 9, Fire Protection Systems

Section 903 Automatic Sprinkler Systems, Section 903.2.2 was revised; Section 903.3.1.4 was deleted; Section 903.4, Exception 2, was revised;

Chapter 10, Means of Egress

Section 1001 Administration, Section 1001.6 was added.

Section 1003 General Means of Egress, The exception in Section 1003.7 was deleted.

Section 1004 Occupant Load, In Table 1004.1.2, Maximum Floor Area Allowances per Occupant, under Mercantile, 30 was replaced with 40 for multiple street floors.

Section 1009 Stairways and Handrails, New Section 1009.11.2 Intermediate handrails was added.

Section 1011 Exit Signs, Section 1011 Exit Signs was revised to delete text and reference Section 1006.3.

Section 1014 Exit and Exit Access Doorways, Table 1014.1 was revised to add "D" under Occupancy.

Section 1018 Number of Exits and Continuity, Table 1018.2 was revised to add "D" under Occupancy.

Section 1024 Assembly, Exception 1 was deleted from Section 1024.2 Assembly main exit; The exception in Section 1024.3, was deleted.

Chapter 13, Energy Efficiency;

Sub-chapter 13-301 Referenced Standards, A reference was revised.

Chapter 15, Roof Assemblies and Rooftop Structures;

Product Control Division was replaced with Certification Agency throughout the chapter.

Section 1509 Rooftop Structures; New Section 1509.7 Table 1509.7 were added.

Section 1523 High Velocity Hurricane Zones Testing; Section 1523.6.1 was added back into the code; Section 1523.6.5.1 was revised to add text.

Chapter 16, Structural Design

Section 1602 Definitions, The definition for production greenhouse was added.

Section 1604 General Design Requirements, Table 1604.5 was revised to add screen enclosures under Category I.

Section 1607 Live Loads, Section 1607.11.2.1 was revised to add screen enclosures.

Section 1609 Wind Loads, Section 1609.1.1 was revised to delete item 10 and move it to Section 2002.4.1 in Chapter 20.

Chapter 19, Concrete

Section 1901 General, Section 1901.5 was deleted.

Section 1908 was deleted.

Section 1912 Anchorage to Concrete – Allowable Stress Design, Section 1912.5 was deleted.

Section 1926 High Velocity Hurricane Zones – Details of Reinforcement, Section 1926.5.5 was revised.

Chapter 20, Light Metal Alloys

Section 2002 Structural Aluminum, Section 2002.4.1 was added.

Chapter 21, Masonry;

Section 2101 General, Section 2101.2.3 was revised to remove the exception.

Section 2102 Definitions and Notations, The definition for shear wall was revised.

Chapter 23, Wood;

Section 2304 General Construction Requirements, Section 2304.11.6 was revised; Section 2304.11.6.1 was moved to Section 2304.13.

Section 2308 Conventional Light-Frame Construction, Section 2308.9.4.1 was added back.

Chapter 29, Plumbing Systems;

Section 2902 including 2902.1.1 was deleted.

Chapter 30, Elevators and Conveying Systems;

Section 3001 General, The second paragraph of Section 3001.2 was revised; Section 3001.6 was revised to delete the following definitions: Certificate of competency, Elevator company, and Temporary dormant conveyance.

Appendix D was deleted; Appendix E was added; Appendix F was deleted; Appendix G was deleted; Appendix H was deleted; Appendix I was deleted; Appendix J was deleted.

Existing Building Volume:

Chapter 1, Administration;

Section 101 General; New text was added to Section 101.1, Title; Section 101.6, was put back into the code; Sections 101.7, 101.8, 102, 104, and 105 were deleted.

Chapter 2, Definitions;

Section 201 General, Sections 201.3 and 201.4 were revised to add text.

Section 202 General Definitions, The definitions of existing buildings, flood hazard area, and substantial damage were revised; Definitions for Sunroom and value were added.

Chapter 6, Alternations – Level 2;

Section 602, Special Occupancy, was deleted.

Section 603 Building Elements and Materials, Section 603.5.2 was changed to add an exception.

Section 605 Means of Egress, The exception in Section 605.5.3.1 was deleted; Section 605.5.4 was revised to add text.

Chapter 8, Change of Occupancy;

Section 812.3.4 was put back into the text.

Chapter 10 Historic Buildings;

The title of Section 1003 was revised.

Chapter 12, Compliance Alternatives;

Table 1201.6.6(2) Type of Construction was replaced.

Chapter 13, Safeguards During Construction;

Add Table 3306.1 and renumber as Table 1306.1.

Appendices; Add Appendix C to reference Appendix C and I of the NFPA 914; Add Appendix D, Type of Construction.

Residential Volume:

Chapter 1, Administration;

Section R101 Title, Scope and Purpose, Section R101 was revised.

Chapter 2, Definitions;

Section R202 Definitions, The definition for townhouse was revised.

Chapter 3, Building Planning;

Section R301 Design Criteria, Section R301.2.1.1 Design criteria was revised; the second and last items in Section R301.2.1.1 were deleted and the items were renumbered; new Section R301.2.1.1.1 Design was added; Footnote c. of Table R301.2(1) was revised; Section R301.2.1.2 Internal pressure was revised; Table R301.2.1.2 was replaced with Table 1606.4 of the 2001 Florida Building Code, Building; New Section R301.2.1.5 Basic wind speed was added; New Section R301.2.5 Structures seaward of a Coastal Construction Line was added; Table R301.2(4) was deleted.

Section R302 Location on Lot, The second exception was deleted from R302.1 Exterior walls.

Section R317 Dwelling Unit Separation; Section R317.2 Townhouses was revised; Section R317.2.2 Parapets, was revised to replace 30 inches with 18 inches; Section R317.2.3 Parapet construction, was revised to replace 30 inches with 18 inches.

Section R323 Flood Resistant Construction, Section R323 Flood Resistant Construction was put back into the code.

Chapter 4, Foundations;

Section R401 General, Section R401.1 Application was revised.

Chapter 5, Floors;

Section R501 General, Section R501.1 Application was revised.

Section R503 Floor Sheathing, A footnote was added to Table R503.2.1.1(1).

Chapter 6, Wall Construction

Section R601 General, Section R601.1 Application, was revised.

Section R606 General Masonry Construction, Section R606.2.4 Parapet walls was revised.

Chapter 7, Wall Covering;

Section R701 General, Section R701.1 Application was revised.

Chapter 8, Roof-Ceiling Construction;

Section R801 General, Section R801.1 Application was revised.

Section R802 Wood Roof Framing, Table R802.2.5.1(9) was revised.

Chapter 9, Roof Assemblies;

Section R901 General, Section R901.1 Scope was revised.

Chapter 12, Mechanical Administration;

Section M1202 Existing Mechanical Systems, Section M1202.1 Additions, alterations or repairs was revised.

Chapter 24, Fuel Gas;

Section G2403 (202) General Definitions, The definitions for Regulator, and Riser Gas were revised.

Section G2404, General, Section G2404.2 (301.1.1) Other Fuels was revised.

Section 2410, Electrical (309), Section G2410.1 was revised.

Section 2412 (401), General, Section G2412.2 was revised; Section G2412.5 was revised to add an exception.

Section G2414 (403), Pipe Materials, Section G2415.14.3 was revised.

Section G2417 (406), Inspection, Testing and Purging, Section G2417.3.4 was revised; Section G2417.7.4 was revised.

Chapter 25, Plumbing Administration;

Section P2502 deleted and deferred to the Florida Existing Building Code.

Chapter 28, Water Heaters;

Section P2801, General, Section P2801.5 was revised.

Section P2803, Relief Valves, Section P2803.6.1 was revised.

Chapter 29, Water Supply and Distribution;

Section P2903, Water-Supply System, Section P2903.1 was revised.

Chapter 30, Sanitary Drainage;

Section 3003, Joints and Connections, Section P3003.4.5 was revised to delete Sections P3003.4.5.1 and P3003.4.5.2.

Chapter 31, Vents;

Section P3103 Vent Terminals, Section P3103.1 Roof extension was revised.

Chapter 41, Swimming Pools;

Section R4101 Private Swimming Pools, Added the definition for mesh safety barrier.

Chapter 44, High Velocity Hurricane Zones;

Section R4403 High Velocity Hurricane Zones – General, Section R4403.1.2.2 Sway forces in stadiums was deleted; Section R4403.4 High Velocity Hurricane Zones – Minimum Loads, Section R4403.4.1 Concentrated loads on trusses was revised; Table R4403 was deleted; Section R4403.7 High Velocity Hurricane Zones –Special Load Combinations, Section R4403.7.3 Helistops/Heliports was deleted; Section R4403.13 High Velocity Hurricane Zones – Live Loads Posted and Occupancy Permits, Section R4403.13 was deleted.

Section R4405.8 High Velocity Hurricane Zones – Details of Reinforcement, Section R4405.8.5.5 was revised to delete the first item, renumber the items, and add a new item at the end.

Section R4409.7 High Velocity Hurricane Zones – Firestops, Sections R4409.7.3.1.1, R4409.7.3.1.2, R4409.7.3.2.1, and R4409.7.3.2.3 were deleted.

Mechanical Volume

Chapter 2, Definitions;

Section 202, General Definitions, The definition for renovation was revised.

Chapter 3, General Regulations;

Section 306, Access and Service Space, Section 306.5 was revised to add a new paragraph at the end of the section; Section 306.3.2 was revised to add a word.

Plumbing Volume

Chapter 3, General Regulations;

Section 309 Flood Hazard Resistance, Section 309.1 General was revised.

Chapter 6, Water Supply And Distribution;

Section 605, Materials, Joints and Connections, Section 605.16.2 was revised.

Chapter 7, Sanitary Drainage;

Section 708, Cleanouts, Section 708.8 was revised.

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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 BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

| | |
|-------------------|-----------------------------------|
| RULE CHAPTER NO.: | RULE CHAPTER TITLE: |
| 61D-13 | Rules of Thoroughbred Horseracing |
| RULE NOS.: | RULE TITLES: |
| 61D-13.001 | General Rules |
| 61D-13.002 | Stewards |
| 61D-13.003 | Jockeys |
| 61D-13.004 | Maintaining a Straight Course |
| 61D-13.005 | Disqualification |
| 61D-13.006 | Use of Whips |

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., Florida Statutes, published in Vol. 30, No. 13, March 26, 2004, issue of the Florida Administrative Weekly. The changes are in response to written comments received from interested parties in the pari-mutuel industry and the Joint Administrative Procedures Committee. Numerous changes were made to the proposed rules that were originally published. The new rule will read as follows:

61D-13.001 General Rules.

(1) Chapter 61D-13, Florida Administrative Code, applies to all permitholders and occupational licensees participating in thoroughbred horseracing in Florida.

(2) Prior to the beginning of the meet, permitholder management shall notify the division of the post time of the first race of each performance of the meet.

(3) Racing permitholders shall at all times maintain their track surfaces in good condition and shall have proper implements to maintain a uniform track surface, weather conditions permitting.

(4) Any person who exercises, breezes, or races horses on the permitholder’s grounds shall wear a protective helmet and vest.

(5) It shall be a violation of these rules for any person to:

(a) Leave unattended any needle or syringe in a stall or horse barn.

(b) Smoke in horse stalls, feed rooms, and under the sheds.

(c) Sleep in any of the feed rooms or stalls at any time.

(d) Lock stalls occupied by horses.

(e) Permit open fires anywhere in the stable area, or to use any oil or gas burning lanterns or lamps.

(f) Possess electrical appliances that are not in safe working condition to be used in the stable area.

(g) Permit the accumulation of debris in the alleyway in front of the stalls and blockage of the alleyway that would prevent easy access to each stall door in case of fire.

Specific Authority 550.0251(3), (11) FS. Law Implemented 550.0251 FS. History—New _____.

61D-13.002 Stewards.

(1) During each racing meet there shall be a Board of Stewards at each thoroughbred permitholder facility which consists of three (3) stewards, one (1) of whom shall be the State Steward selected and hired by the division, and two (2) of whom shall be hired by the permitholder.

(2) The Board of Stewards shall have the authority to enforce the laws of the State of Florida and the rules of the division regarding racing (collectively referred to as the “Racing Laws”), and shall have jurisdiction over all racing officials, occupational licensees, and patrons under the Racing Laws. The Board of Stewards’ period of authority shall commence at the beginning of each race meet and shall terminate with the completion of their business pertaining to the race meet, which may include hearings, which occur after the race meet, for disciplinary action for violations occurring during the race meet. No racing official other than the stewards shall have the right to impose a fine or suspension of license for a violation of state laws or rules.

(3) The Board of Stewards shall take notice of alleged misconduct or violations of the Racing Laws, and initiate investigations into alleged misconduct or violations. The Board of Stewards shall investigate promptly and render a decision in every protest, objection and complaint made under the Racing Laws. They shall maintain a record of all protests, objections

and complaints. The Board of Stewards shall file daily with the division and the permitholder a copy of each protest, objection or complaint and any related ruling.

(4) The Board of Stewards shall conduct all proceedings in accordance with the provisions of Rule 61D-3.001, Florida Administrative Code. The State Steward shall be the presiding steward in any hearings or proceedings conducted by the Board of Stewards in regard to the Racing Laws. The Board of Stewards shall impose any of the following penalties on an occupational licensee for a violation of the Racing Laws:

(a) Issue a reprimand or suspend imposition of a penalty pending a similar violation;

(b) Impose a civil penalty not to exceed \$1,000 for each count or separate offense;

(c) Scratch or disqualify a horse from racing;

(d) Require forfeiture or redistribution of a purse or award, when specified by law;

(e) Suspend a license for not more than sixty (60) days for each count or separate; or

(f) Impose any combination of penalties as set forth in paragraphs (a) through (f) of this rule.

(5) For racing violations, notice of hearings of the Board of Stewards shall be oral notice to the licensee. Failure to appear at the time and place designated shall automatically result in suspension until appearance. The Board of Stewards shall grant a continuance of hearing for a reasonable length of time upon good cause being shown. Good cause shown shall include, but is not necessarily limited to, the availability of the results of a split sample requested pursuant to Section 550.2415(5), Florida Statutes, the availability of witnesses or other matter outside of the control of the parties involved in the hearing.

(6) Each of the stewards shall be present in the Board of Stewards' stand during the running of each race. The Board of Stewards shall have the authority to interpret and enforce the Racing Laws, and to decide all questions regarding racing relating to the Racing Laws.

(7) The decision of the Board of Stewards as to the official order of finish, including the disqualification of a horse or horses as a result of any event occurring during the running of the race, shall be final for the purposes of distribution of the pari-mutuel wagering pool. When the stewards determine that a horse shall be disqualified for interference, they shall place the offending horse behind any such horse or horses as in their judgment such horse interfered with, or if the interference was intentional, placed other horses and jockeys at risk of injury or altered the finishing position of the horse or horses interfered with, they shall place it last.

(8) The Board of Stewards has the authority to cancel wagering on an individual betting interest or on an entire race and also has the authority to cancel a pari-mutuel pool for a race or races, if such action is necessary to protect the integrity of pari-mutuel wagering.

(9) The stewards shall, within 72 hours after the close of each racing day, file with the division, a signed report of any and all infractions of the laws and rules coming under their observation, and shall file with the division any and all rulings on infractions or otherwise as soon as said rulings are made.

Specific Authority 120.80(4)(a), 550.0251(3), (11), 550.1155 FS. Law Implemented 120.80(4)(a), 550.0251, 550.1155 FS. History—New_____.

61D-13.003 Jockeys.

(1) Each jockey and apprentice jockey must obtain an occupational license from the division and abide by the rules outlined in this section. References to jockeys under this section shall be deemed to include apprentice jockeys.

(2) A jockey shall fulfill all riding engagements unless excused by a licensed physician. If a jockey fails to fulfill all riding engagements for any reason (including excused absentees), then the jockey will not be permitted to ride on the subsequent race day even if the jockey has been previously engaged to do so. Notwithstanding the foregoing, the Board of Stewards may grant a jockey relief from the provisions of this rule, but only in the event good cause is demonstrated by the jockey. Good cause shall include, but not necessarily be limited to, an event beyond the jockey's control or the jockey being committed to participate in a race designated as a stakes race by the permitholder.

(3) A jockey under temporary suspension shall not ride in a race during the period of the suspension except that the jockey may fulfill any designated stake race engagements on file with the stewards at the beginning of the meet.

(4) No jockey shall make a bet on any race nor accept the promise or the token of any bet, with respect to the race in which the jockey is participating, except through or from the owner or trainer of the horse the jockey rides, and then only on that horse to win or place first in any multiple horse type wager.

(5) The use of spurs by a jockey is prohibited.

(6) Jockeys shall keep their feet in the stirrups at all times during the race.

Specific Authority 550.0251(3), (11) FS. Law Implemented 550.0251 FS. History—New_____.

61D-13.004 Maintaining a Straight Course.

(1) If the stewards determine that a racing infraction was intentional, or due to careless riding or driving, the jockey shall be held responsible.

(2) When the way is clear in a race, a horse may be ridden or driven to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede, or intimidate any other horse, it is a racing infraction.

(3) The offending horse shall be disqualified if, in the opinion of the stewards, the racing infraction altered the outcome of the race, regardless of whether the infraction was accidental, willful, or the result of careless riding.

(4) A horse crossing another horse so as actually to impede that horse shall be disqualified, unless the impeded horse was partly in fault or the crossing was wholly caused by the fault of some other horse or jockey.

(5) If a horse or jockey jostles another horse, the aggressor shall be disqualified, unless the jostle was wholly caused by the fault of some other horse or jockey or had no impact upon the outcome of the race.

(6) If a jockey willfully strikes another horse or jockey, or rides willfully or carelessly so as to injure another horse which is in no way in fault, or so as to cause other horses to do so, his horse is disqualified.

(7) When a horse is disqualified under the rules, the other horse or horses in the same race coupled as an entry shall be disqualified, unless the stewards determine that the offense committed by the horse or jockey did not assist the coupled horse or horses.

(8) Complaints under this rule can only be received from the owner, trainer, or jockey of the horse alleged to be aggrieved and must be made to the Outrider, Clerk of Scales or to the stewards prior to the race being made official. Nothing in this section shall prevent the stewards taking notice on their own recognizance of a riding or driving foul.

(9) Any jockey against whom a foul is claimed shall be given the opportunity to present his case to the stewards before they make any decision.

(10) A jockey whose horse has been disqualified or who unnecessarily causes his horse to shorten its stride with a view to complain or so as to give the appearance of having suffered a racing infraction, or an owner, trainer or jockey who complains frivolously that his horse has been crossed or jostled, shall be disciplined pursuant to subsection 61D-13.002(4), Florida Administrative Code.

(11) All horses and jockeys are expected to give their best effort to win all races in which they participate, and any instructions or advice to the jockeys, or any handling of their horses by the jockeys other than for the purpose of winning are forbidden. All persons violating this rule will be subject to fines or license suspension, or both, by the stewards.

(12) The decision of the stewards as to the extent of a disqualification of any horse in any race shall be final.

Specific Authority 550.0251(3), (11) FS. Law Implemented 550.0251 FS. History—New _____.

61D-13.005 Disqualification.

(1) When the stewards determine that a horse shall be disqualified for interference, they shall place the offending horse behind such horse or horses it interfered with. However, if the interference was intentional, placed other horses and jockeys at risk of injury or altered the finishing position of the horse or horses interfered with, they shall place it last.

(2) Possession of any electrical or mechanical stimulating or shocking device by a jockey, horse owner, trainer, or other person authorized to handle or attend to a horse, shall be grounds for the stewards to scratch or disqualify the horse and impose penalties upon the possessors of such devices pursuant to subsection 61D-13.002(4), Florida Administrative Code.

(3) The stewards shall determine the appropriate placement or whether a horse shall be unplaced for the purpose of purse distribution for a violation of Section 550.2415(1)(a), Florida Statutes.

Specific Authority 550.0251(3), (11), 550.2415(13) FS. Law Implemented 550.0251, 550.2415 FS. History—New _____.

61D-13.006 Use of Whips.

(1) Although the use of a whip is optional, any jockey who uses a whip during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

(2) In all races where a jockey participates without a whip, an announcement of such fact shall be made over the public address system.

(3) Prohibited uses of the whip include use of the whip:

(a) On any part of the horse's body other than the flanks, shoulders or hindquarters.

(b) During the post parade or after the finish of the race.

(c) Excessively or brutally causing welts or breaks in the horse's skin.

(d) When the horse is clearly out of the race or has obtained its maximum placing.

(e) Persistently, even though the horse is showing no response under the whip, or

(f) Striking another horse or any person.

Specific Authority 550.0251(3), (11) FS. Law Implemented 550.0251 FS. History—New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATON

Electrical Contractors' Licensing Board

RULE NO.:
61G6-5.006

RULE TITLE:
Certification of Additional New
Business Entity or Transfer

NOTICE OF WITHDRAWAL

Notice is hereby given that the above-referenced rule, as noticed in Vol. 30, No. 8, of the Florida Administrative Weekly on February 20, 2004, has been withdrawn. The person to be contacted regarding the rule is John Knap, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

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

SECOND 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. 30, No. 16, April 16, 2004, issue of the Florida Administrative Weekly and a Notice of Change published in Vol. 30, No. 25, June 18, 2004.

The changes to the proposed rule are as follows:

61G7-6.001 Definitions.

To enable the Board and the Department to administer Part XI of Chapter 468, F.S., the Board hereby interprets the following terms as used in the definition of employee leasing as follows:

~~(1) "Actively involved" as used in Section 468.520(7), F.S., to determine whether an entity is an employee leasing company, the Board interprets actively involved to mean the actual exercise of duties on behalf of an employee leasing company. Any natural person who possesses, directly or indirectly, the power to direct or cause the direction of the management or policies of any employee leasing company, through direct or indirect control of 50 percent or more of the voting securities of an employee leasing company, is deemed actively involved.~~

~~(1)(2)~~ No change.

~~(3) "Employment responsibilities" as used in Section 468.525(4), F.S., means all those responsibilities generally incumbent on an employer, including payment of wages and taxes and the right to hire, direct, control, discipline, and terminate employees.~~

~~(2)(4) "Full Responsibility" as used herein to determine whether an employee leasing company's contractual arrangements comply with the conditions as set forth in Section 468.525(4), F.S., means complete and total responsibility for the collection of and payment of all payroll taxes on payroll reported to and paid by the employee leasing company, which are payable to the Internal Revenue Service and/or to the State of Florida for services performed by leased employees as leased employees.~~

(5) through (6) renumbered (3) through (4) No change.

~~(7) "Long term ongoing nature" means a situation where a client company and an employee leasing company arranged for leased employees to do more than supplement the client company's workforce in special work situations, such as employee absences, temporary skill shortages, seasonal workloads, and special assignments and projects. This definition in no way is meant to alter the concept of at will employment.~~

(8) through (11) renumbered (5) through (8) No change.

(9) "Reserves a right of direction and control over leased employees assigned to the client's location" does not require the actual exercise of such direction and control by the employee leasing company at the job site at which or from which leased employees work. The client shall be allowed to exercise such direction and control as may be allocated to the client, in writing, and in conformity with Florida law.

(10) "Retains authority to hire, terminate, discipline, and reassign the leased employees" does not require the actual exercise of such authority by the employee leasing company at the job site at which or from which the leased employees work. The client shall be allowed to exercise such authority as may be allocated to the client, in writing, and in conformity with Florida Law.

(11) "Retains a right of direction and control over management of safety, risk, and hazard control at the worksite or sites affecting its leased employees, including:

(a) Responsibility for performing safety inspections of client equipment and premises.

(b) Responsibility for the promulgation and administration of employment and safety policies.

(c) Responsibility for the management of workers' compensation claims, claims filings, and related procedures."
does not require the actual exercise of such direction and control by the employee leasing company at the work site at which or from which the leased employees work. The client shall be allowed to exercise such direction and control as may be allocated to the client, in writing, and in conformity with Florida law.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:
61J1-4.005 Notice of Satisfactory Course Completion

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.

61J1-4.005 Notice of Satisfactory Course Completion.

(1) through (6) No change.

~~(7) Each continuing education provider must electronically provide to the Department the list of attendees at each of its offered courses within 5 business days of the completion of the course.~~

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617, 475.618 FS. History—New 10-15-91, Formerly 21VV-4.005, Amended 7-19-95, 4-6-98, 3-31-02,_____.

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 Nursing Home Administrators

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|---------------|--|
| RULE NOS.: | RULE TITLES: |
| 64B10-15.002 | Criteria for Approved Continuing Education |
| 64B10-15.0021 | Approved Providers |
| | 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. 30, No. 9, February 27, 2004, issue of the Florida Administrative Weekly. The changes are in response to comments received from the Joint Administrative Procedures Committee.

Subsection (6) of Rule 64B10-15.002, F.A.C., shall now read as follows:

(6) To satisfy the requirements of this rule, attendance in the programs or courses of continuing education include personal presence at a live presentation or videoconferencing offering, except a maximum of 10 hours credit may be obtained in any biennium through correspondence courses, home study courses, tape and/or video cassette courses or internet courses in the domains of practice provided the course requires passing a test to be graded by the provider and the passing score is verified by the provider of the course. Video cassette courses shall not exceed 5 hours per subject and must be in one of the domains of practice listed in paragraphs 64B10-15.002(1)(a) through (f), F.A.C. A validation form shall be signed by the vendor and the licensee verifying the specific domains of practice covered in the video cassette course and total viewing time. Such verification/validation shall clearly indicate the course is a “correspondence course,” “home study course,” “tape or video cassette course” or “internet course” and that the licensee passed the course in order to be accepted as proof of attendance.

Subsections (4) and (6) of Rule 64B10-15.0021, F.A.C., shall now read as follows:

(4) Those applying for approved provider status shall pay an initial approval fee of \$100.00. A provider seeking to renew approved provider status, shall pay a biennial renewal fee of \$50.00.

(6) During the applicable biennium, an approved provider may offer additional programs or courses different than the one initially approved by the board if an outline is submitted in advance and approved by the Board before its use or presentation. The outline shall be submitted to the Board office no less than 45 days before the proposed date of the course and shall contain an agenda, the course learning objectives, the applicable Domains of Practice covered by the course or program, the number of continuing education hours that will be earned, a sample program evaluation form, the method of presentation and the curriculum vitae of the course or program speakers or instructors. This additional course or program outline may be submitted through electronic format to the Board.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Danna Droz, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C-04, Tallahassee, Florida 32399

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

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| RULE NO.: | RULE TITLE: |
| 64B17-3.006 | Examination Security and Sanctions for Subversion |

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. 30, No. 9, February 27, 2002, issue of the Florida Administrative Weekly. The changes are in response to comments received from the Joint Administrative Procedures Committee.

Subsection (2) of the rule shall now read as follows:

(2) An applicant, licensee, or examinee who is found by the Board, prior to, during, or after the administration of an examination, to have engaged or to have attempted to engage in conduct that subverts or undermines the integrity of the examination process shall be subject to penalties up to and including disqualification from taking the examination and from licensure as a physical therapist, and up to receiving a failing grade on the examination if applicable pursuant to Rule 64B17-7.001, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

Subsection (2) of Rule 64F-19.003, F.A.C., shall now read as follows:

(2) Signed consent forms of eligibility for DOH 3212, as referenced in Rule 64F-19.011, F.A.C., must be kept in an administrative file at the CHD that enrolled the client in the Program for a minimum of six (6) years.

Law Implemented in Rule 64F-19.007, F.A.C., shall now read as follows:

Law Implemented 381.0051, 383.011, 383.013 FS.

Subsection (2) of Rule 64F-19.008, F.A.C., shall now read as follows:

(2) A client shall become eligible for the Program more than once if more than one pregnancy occurs.

Subsection (3) of Rule 64F-19.009, F.A.C., shall now read as follows:

(3) The client shall also lose eligibility and be terminated from the Program if:

(a) through (d) No change.

Law Implemented in Rule 64F-19.010, F.A.C., shall now read as follows:

Law Implemented: 381.0051, 383.011, 383.013 FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE CHANGE IS: Renee Alsobrook, Acting General Counsel, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin #A-02, Tallahassee, FL 32399-1703.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Gear Specifications and Prohibited Gear.

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| RULE NOS.: | RULE TITLES: |
| 68B-4.002 | Gear Definitions |
| 68B-4.019 | Prohibition of Trap Pullers on Recreational and Certain Commercial Vessels |

NOTICE OF CHANGES

The Fish and Wildlife Conservation Commission announces changes to proposed new Rule 68B-4.019, F.A.C., as published in the May 7, 2004 issue of the *Florida Administrative Weekly*. The changes are in response to public comment, testimony, and Commission discussion contained in the record of the public hearing held by the Commission on June 9, 2004, in Marco Island, Florida. The proposed amendment of Rule 68B-4.002, F.A.C., has not been changed. Proposed new Rule 68B-45.002, F.A.C., will now read as follows:

68B-4.019 Prohibition of Trap Pullers on Recreational and Certain Commercial Vessels.

No person shall operate any vessel with a trap puller aboard unless such vessel is operated commercially pursuant to a saltwater products license with either a lobster trap endorsement, stone crab trap endorsement, blue crab trap endorsement, sea bass trap endorsement, or a federal fish trap endorsement. This prohibition shall not apply to a person operating a vessel with a trap puller aboard who has been granted an accommodation by the Commission under the Americans With Disabilities Act to possess and use such gear.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Art. X, Sec. 16, Fla. Const. History-New _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Blue Crab

| | |
|--------------------|------------|
| RULE TITLES: | RULE NOS.: |
| Definitions | 68B-45.002 |
| Other Prohibitions | 68B-45.006 |

NOTICE OF CHANGES

The Fish and Wildlife Conservation Commission announces a technical change to the proposed amendment of Rule 68B-45.002, F.A.C., as published in the May 7, 2004 issue of the *Florida Administrative Weekly*. The proposed amendment of Rule 68B-45.006, F.A.C., has not been changed. Proposed amendment of Rule 68B-45.002, F.A.C., as corrected, will read as follows:

68B-45.002 Definitions.

As used in this rule chapter:

(1) through (5) No change.

(6) "Gulf Seasonal Closure Region" means all state waters of the Gulf of Mexico seaward of three nautical miles from shore.

(6) through (8) renumbered (7) through (9) No change.

~~(9) "Northwest Seasonal Closure Region" means all state waters of the Gulf of Mexico seaward of three nautical miles and north and west of latitude 29 degrees, 17 minutes, and 02 seconds North (from the south bank of the mouth of the Suwannee River to near channel marker 21 westward to the outer limits of state waters).~~

(10) through (13) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History-New 12-14-93, Amended 6-1-94, 10-4-95, Formerly 46-45.002, Amended 7-1-03, _____.

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 553, ACES HIGH
RULE NO.: 53ER04-32

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 553, "ACES HIGH," 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:

53ER04-32 Instant Game Numbers 553, ACES HIGH.

(1) Name of Game. Instant Game Number 553, "ACES HIGH."

(2) Price. ACES HIGH lottery tickets sell for \$1.00 per ticket.

(3) ACES HIGH 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 ACES HIGH 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 ACES HIGH 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 CARD" play symbols and play symbol captions are as follows:



(5) The "DEALER'S CARD" play symbols and play symbol captions are as follows:

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

| | | | | | |
|---------|----------|---------|---------|---------|---------|
| TICKET | \$1.00 | \$2.00 | \$3.00 | \$5.00 | \$10.00 |
| TICKET | ONE | TWO | THREE | FIVE | TEN |
| \$20.00 | \$25.00 | \$50.00 | \$100 | \$5,000 | |
| TWENTY | THY FIVE | FIFTY | ONE HUN | FIV THO | |

(7) The "BONUS SPOT" play symbols and play symbol captions are as follows:



(8) The legends are as follows:

| | | | |
|--------|----------|-------|-------|
| GAME 1 | | | |
| GAME 2 | DEALER'S | YOURS | PRIZE |
| GAME 3 | | | |
| GAME 4 | | | |

BONUS SPOT
←

(9) Determination of Prizewinners. There are four games on each ACES HIGH lottery ticket. Players may win in more than one game per ticket.

(a) A ticket having a card in the "YOUR CARD" play area of a game that is higher than the card in the "DEALER'S CARD" play area of the same game shall entitle the claimant to the corresponding prize shown for that game. The prizes are: TICKET, \$1.00, \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, and \$5,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a \$1.00 ticket, except as follows. A person who submits by mail an ACES HIGH lottery ticket that entitles the claimant to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.



(b) A ticket having an "ACE WIN" symbol in the "BONUS SPOT" play area shall entitle the claimant to all four prizes shown.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 553 are as follows:

| GAME PLAY TICKET | WIN | ODDS OF 1 IN | NUMBER OF WINNERS IN 56 POOLS OF |
|-------------------------|---------|-----------------|--|
| | | | 180,000 TICKETS PER POOL |
| \$1 | \$1 | 15.00 | 672,000 |
| \$2 | \$2 | 25.00 | 403,200 |
| \$1 x 4 "ACE CARD" | \$4 | 100.00 | 100,800 |
| \$2 + \$3 | \$5 | 100.00 | 100,800 |
| \$5 | \$5 | 100.00 | 100,800 |
| \$10 | \$10 | 300.00 | 33,600 |
| \$1 + (\$2 x 2) + \$5 | | | |
| "ACE CARD" | \$10 | 300.00 | 33,600 |
| \$2 + \$3 + (\$10 x 2) | \$25 | 1,000.00 | 10,080 |
| "ACE CARD" | | | |
| \$5 + (\$10 x 2) | \$25 | 1,800.00 | 5,600 |
| \$25 | \$25 | 562.50 | 17,920 |
| \$5 + (\$10 x 2) + \$25 | | | |
| "ACE CARD" | \$50 | 1,800.00 | 5,600 |
| \$25 x 2 | \$50 | 3,600.00 | 2,800 |
| \$50 | \$50 | 3,600.00 | 2,800 |
| \$25 x 4 "ACE CARD" | \$100 | 8,400.00 | 1,200 |
| \$5 + \$20 + \$25 | | | |
| + \$50 "ACE CARD" | \$100 | 10,080.00 | 1,000 |
| \$100 | \$100 | 31,500.00 | 320 |
| \$50 x 4 "ACE CARD" | \$200 | 201,600.00 | 50 |
| \$5,000 | \$5,000 | 1,260,000.00 | 8 |

(11) The estimated overall odds of winning some prize in Instant Game Number 553 are 1 in 4.03 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 553, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing an ACES HIGH lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(14) Payment of prizes for ACES HIGH 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 6-11-04.

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

EFFECTIVE DATE: June 11, 2004

DEPARTMENT OF THE LOTTERY

RULE TITLE: Double Commission Retailer Incentive
 RULE NO.: 53ER04-33

SUMMARY OF THE RULE: This emergency rule sets forth the provisions for the Double Commission Retailer Incentive beginning on June 14, 2004, and continuing through July 4, 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:

53ER04-33 Double Commission Retailer Incentive.

(1) Beginning June 14, 2004, and continuing through July 4, 2004, the Florida Lottery will conduct a Double Commission Retailer Incentive for all retailers. The Florida Lottery will pay retailers an additional five percent sales commission in addition to the regular five percent sales commission set forth in Emergency Rule 53ER02-23, Retailer Compensation, F.A.C., for a total sales commission of ten percent ("Double Commission") on the retail value of each book (full or partial) of specified \$1.00 instant lottery tickets they settle during the incentive period, except as provided in paragraphs (2)(b) and (c) below. Free instant tickets issued as a prize shall be included in the retail value of a settled book. The \$1.00 instant lottery games included in this incentive are:

- (a) Game Number 535, Wild 8's,
 - (b) Game Number 469, Instant Monopoly Game,
 - (c) Game Number 533, Mad Money,
 - (d) Game Number 539, Cash Jubilee,
 - (e) Game Number 518, Winner Take All,
 - (f) Game Number 545, Mystery Money,
 - (g) Game Number 553, Aces High,
 - (h) Game Number 438, Poker Face.
- (2) Retailer Account Adjustments.

(a) If a book of instant tickets included in this incentive is settled prior to June 14, 2004, and unsettled during the incentive period, the retailer's account will be adjusted to reverse the additional five percent sales commission that is systematically generated as a result of the book's unsettlement.

(b) If a book of instant tickets included in this incentive is settled during the incentive period and subsequently unsettled after July 4, 2004, the retailer's account will be adjusted to reverse the additional five percent sales commission.

(c) If a book of instant tickets included in this incentive is settled during the incentive period and after settlement (whether during the incentive period or afterwards), is reported lost, stolen, or damaged, the retailer's account will be adjusted to reverse the additional five percent sales commission.

(3) Double Commissions and any adjustments will be reflected on the retailer's weekly Settlement Report.

(4) Double Commissions will be considered compensation to the retailer for Internal Revenue Service purposes.

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 6-11-04.

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

EFFECTIVE DATE: June 11, 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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

The St. Johns River Water Management District (District) announces its intent to grant a variance from the provisions of paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant’s Handbook: Management and Storage of Surface Waters (November 11, 2003), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(c), to Karen Miles. Pursuant to Section 373.414(17), Florida Statutes, the Petitioner 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 4-109-85910-2 to construct a dock and to extend an existing dock to provide temporary mooring for customers and guests of the Devil’s Elbow Fishing Camp. The existing development is located in St. Johns County and includes boat ramps, a store, and rental cottages. The planned construction is proposed to occur directly in the Matanzas River, which is categorized as a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting. Notice of receipt of the Petition for Variance was published in the Florida Administrative Weekly on March 12, 2004. The

District’s Governing Board is scheduled to take final action on the Petition for Variance and the related permit application at its July regulatory meeting, which begins at 1:00 p.m. on July 13, 2004, or at the next Governing Board regulatory meeting thereafter.

A person whose substantial interests are or may be determined by the District’s proposed decision has the right to request an administrative hearing by filing a written petition with the St. Johns River Water Management District (District). Mediation is not available. Pursuant to Chapter 28-106 and Rule 40C-1.1007, Florida Administrative Code and Section 403.201, Florida Statutes, the petition must be filed at the office of the District Clerk at District Headquarters, P. O. Box 1429, Palatka, Florida 32178-1429 (4049 Reid St., Palatka, FL 32177) within nineteen (19) days of the District depositing notice of its decision in the mail (for those persons to whom the District mails actual notice) or within fourteen (14) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition for an administrative hearing is deemed filed upon delivery of the petition to the District Clerk at the District Headquarters in Palatka, Florida. The District Clerk does not accept petitions by fax or e-mail. Such a petition must comply with Chapter 28-106, Florida Administrative Code. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code, and Rule 40C-1.1007, Florida Administrative Code.

If the Governing Board takes action which substantially differs from the notice of District decision, a person whose substantial interests are or may be determined has the right to request an administrative hearing as described above. Pursuant to District Rule 40C-1.1007, Florida Administrative Code, the petition must be filed (received) at the office of the District Clerk at the address described above, within nineteen (19) days of the District depositing notice of final District decision in the mail (for those persons to whom the District mails actual notice) or within fourteen (14) days of newspaper publication of the notice of its final agency action (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.

Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.

A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, F.S., may seek review of the order pursuant to Section 373.114, F.S., by the Florida Land and Water

Adjudicatory Commission, by filing a request for review with the Commission and serving a copy on the Department of Environmental Protection and any person named in the order within 20 days of the rendering of the District order. Review by the Florida Land and Water Adjudicatory Commission is not available for final orders resulting from an evidentiary hearing held under Sections 120.569 and 120.57, F.S., or for rules adopted after issuance of a final order resulting from an evidentiary hearing under Section 120.56, F.S.

Failure to observe the relevant time frames for filing a petition for judicial review or for Commission review as described as described above, will result in waiver of that right to review.

The Petition for Variance and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays at St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177. Request for copies or inspection of these files should be made to Tara E. Boonstra, Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, or telephone (386)329-4448.

The St. Johns River Water Management District (District) announces its intent to grant a variance from the provisions of paragraph 40C-4.302(1)(c), F.A.C., and the associated portion of the Applicant's Handbook: Management and Storage of Surface Waters (November 11, 2003), including 10.1.1(c), 12.1.1(d) and 12.2.5(c), (F.O.R. 2004-52) to Lewis Environmental Services, Inc., on behalf of the U.S. Fish and Wildlife Service for the Pelican Island Restoration, Phase III, to perform a restoration/enhancement project to restore portions of the historical wetlands that constituted the Pelican National Wildlife Refuge in Indian River County. The planned restoration/enhancement is proposed to occur directly in a portion of the Indian River Lagoon that is categorized as a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting. This project, as proposed, will restore 0.96 acres of former mangrove forest by raising the existing elevation of two unvegetated tidal flats an average of 8 inches with fine washed sand, protecting this fill by the addition of fossil shell to the existing breakwater, and planting the fill material with smooth cordgrass, *Spartina alterniflora*. In addition, 0.01 acres of fossil shell will be added to an existing breakwater protecting a red mangrove on a smaller island to the west of the main island. This variance is sought in conjunction with District Permit application number 4-061-63126-3. Notice of receipt of the petition for variance was published in the Florida Administrative Weekly on June 4, 2004. The District's Governing Board is scheduled to take final action on the Petition for Variance and related permit application at its July Regulatory meeting, which begins at 1:00 p.m. on July 13, 2004.

A person whose substantial interests are or may be determined by the District's proposed decision has the right to request an administrative hearing by filing a written petition with the St. Johns River Water Management District (District). Mediation is not available. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., the petition must be filed at the office of the District Clerk at District Headquarters, 4049 Reid St., Palatka, FL 32177-2529 within nineteen (19) days of the District depositing notice of District decision in the mail (for those persons to whom the District mails actual notice) or within fourteen (14) days of publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition for an administrative hearing is deemed filed upon delivery of the petition to the District Clerk at the District Headquarters in Palatka, Florida. The District Clerk does not accept petitions by fax or email. A petition must comply with Chapter 28-106, Florida Administrative Code. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, F.S., and Chapter 28-106, F.A.C., and Rule 40C-1.1007, F.A.C.

If the Governing Board takes action which substantially differs from the notice of District decision, a person whose substantial interests are or may be determined has the right to request an administrative hearing as described above. Pursuant to District Rule 40C-1.1007, F.A.C., the petition must be filed at the office of the District Clerk at the address described above, within nineteen (19) days of the District depositing notice of final District decision in the mail (for those persons to whom the District mails actual notice) or within fourteen (14) days of publication of the notice of its final agency action (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, F.A.C.

Pursuant to Section 120.68, F.S., a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.

A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, F.S., may seek review of the order pursuant to Section 373.114, F.S., by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy on the Department of Environmental Protection and any person named in the order within 20 days of the rendering of the District order. Review by the Florida Land and Water Adjudicatory Commission is not available for final orders resulting from an evidentiary hearing

held under Sections 120.569 and 120.57, F.S., or for rules adopted after issuance of a final order resulting from an evidentiary hearing under Section 120.56, F.S.

Failure to observe the relevant time frames for filing a petition for judicial review or for Commission review as described as described above, will result in waiver of that right to review.

The Petition for Variance and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays at St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529. Request for copies or inspection of these files should be made to Thomas I. Mayton, Jr., Senior Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, or telephone (386)329-4108.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Variance under Section 120.542, Fla. Stat. (SFWMD 2003-177-DAO-ERP), on December 22, 2003, to Greater Orlando Aviation Authority ("GOAA"). The Petition for variance was received by the District on February 19, 2003. Notice of receipt of the Petition requesting the variance was published in the Florida Administrative Weekly, Vol. 29, Number 11, on March 14, 2003. This Order provides a variance for a project known as Mud Lake Conservation, Borrow Pit M-5 and Pond P-1 Modifications, located in Orange County. Specifically, the Order grants a variance from Section 7.4(d) of the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District (June 2002), incorporated by reference in Rule 40E-4.091, Fla. Admin. Code, pertaining to wet retention/detention area dimensional criteria. Generally, the Order sets forth the basis of the Governing Board decision to grant the variance, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) The Order granting a variance from the subject rule is necessary to prevent Greater Orlando Aviation Authority from suffering substantial hardship as set forth in Section 120.542, Fla. Stat. A copy of the Order can be obtained from Kathie Ruff at South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406; telephone number (561)682-6320; or by e-mail at kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-086 DAO-ROW), on June 10, 2004, to Collier County Transportation Services Division. The Amended petition for waiver was received by the SFWMD on February

2, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 8, on February, 20, 2004. No public comment was received. This Order provides a waiver for the proposed road, bridge, drainage facilities as well as reconfiguration of a portion of the Airport Road Canal and waiver of the District's criteria for above ground encroachments and bridge crossings associated with the County's proposed improvements to the Golden Gate Parkway and Airport Pulling Road overpass; S25,26/T49S/R25E, Collier County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (5) & (6) and paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of above-ground permanent and/or semi-permanent encroachments (in this case, concrete curb and gutter, roadway, bridge piers, and concrete barrier wall), and the placement of a box culvert bridge within the Airport Road Canal southerly of Pine Road within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Collier County from suffering a violation of the principles of fairness. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-087 DAO-ROW), on June 10, 2004, to Jodie C. Everett. The petition for waiver was received by the SFWMD on March 12, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 14, on April 2, 2004. No public comment was received. This Order provides a waiver for the proposed construction of a dock with roof and bank stabilization; also, a waiver of the District's criteria to allow an existing storage shed with electrical service to remain within the east right of way of L-47, located approximately 1320 feet south of District Water Control Structure S-135 adjacent to SW Selma Street; S17/T39S/R37E, Martin County. Specifically, the Order grants a waiver 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 placement of permanent

and/or semi-permanent storage structures within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Jodie Everett from suffering a substantial hardship. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-088 DAO-ROW), on June 10, 2004, to the Florida Department of Transportation (FDOT). The petition for waiver was received by the SFWMD on April 6, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 17, on April 23, 2004. No public comment was received. This Order provides a waiver for an reconstruction and widening of the U.S. 1 South Bridge, service/access roads, construction of two (2) detention ponds, boat ramp with loading dock, parking area, wildlife crossing with fencing and vehicular and pedestrian access gates within the north and south rights of way of C-111 Canal; S16,17/T59S/R39E, Miami-Dade County. Specifically, the Order grants a waiver 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 placement of drainage treatment facilities, pile-supported dock low member elevation, and motor vehicle use and parking within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent FDOT from suffering a violation of the principles of fairness. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-089 DAO-ROW), on June 10, 2004, to Florida

Power and Light Company (FPL). The petition for waiver was received by the SFWMD on May 14, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 22, on May 21, 2004. No public comment was received. This Order provides a waiver for the proposed relocation of an existing aerial crossing with pole to a point 20' easterly of its present location to accommodate Broward County's proposed construction of an additional vehicular bridge crossing C-9 Canal at Flamingo Road; S35/T51S/R40E, Broward County. Specifically, the Order grants a waiver 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 placement of permanent and/or semi-permanent above-ground facilities within the District's designated 100 foot long equipment staging areas located at all bridges and pile-supported crossing within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent FPL, from suffering a substantial hardship and a violation of the principles of fairness. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-090 DAO-ROW), on June 10, 2004, to Florida Power and Light Company (FPL). The petition for waiver was received by the SFWMD on April 29, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 20, on May 29, 2004. No public comment was received. This Order provides a waiver for the proposed installation of a pole with down guy and anchor to be located 35' from the top of the canal bank within the south right of way of C-11 Canal, west of SW 202nd Avenue extended to provide electrical service to the District's S-381 Structure in conjunction with the Comprehensive Everglades Restoration Project (CERP); S26/T50S/R39E, Broward County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1),

Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground facilities within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent FPL, from suffering a substantial hardship and a violation of the principles of fairness. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-091 DAO-ROW), on June 10, 2004, to Miami-Dade County Parks and Recreation Department. The petition for waiver was received by the SFWMD on April 19, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 19, on May 7, 2004. No public comment was received. This Order provides a waiver for the proposed extension to the existing linear park and the addition of park facilities consisting of the planting of trees, benches, bicycle racks and litter receptacles; and, waiver of the District's criteria for the proposed construction of shade shelters, sitting areas and entrance feature facilities along the west side of L-31E from Old Cutler Road to Black Pointe Park (S.W. 216th Street); S 10, 15, & 22/T56S/R40E, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Miami-Dade County Parks & Recreation Department, from suffering a substantial hardship and a violation of the principles of fairness. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management

District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2004-092 DAO-ROW), on June 10, 2004, to Manuel Santos. The petition for waiver was received by the SFWMD on May 5, 2004. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 30, No. 21, on May 21, 2004. No public comment was received. This Order provides a waiver for the installation of a proposed boat dock with rip-rap within the north right of way of C-24 Canal, adjacent to a drainage easement owned by the City of Port St. Lucie which lies adjacent to the applicant's property located at 2399 S.W. Frisco Terrace, Port St. Lucie, and to the District's northerly C-24 Canal right of way line; S12/T37S/R39E, St. Lucie County. Specifically, the Order grants a waiver from subsection 40E-6.091(1), 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 requires that applicants, except for utilities both essential and non-essential, must own or lease the land lying adjacent to or served by the portion of the Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Manuel Santos, from suffering a substantial hardship and a violation of the principles of fairness. A copy of the Order can be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on May 7, 2004, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-4.010(7)(b), Florida Administrative Code from Walts BBQ located in Cocoa. They are requesting a variance to use the adjacent establishment's bathroom facilities instead of using their own where the only access is through the food preparation area.

A copy of the Petition can be obtained from:

Xenia Bailey
Division of Hotels and Restaurants
1940 North Monroe Street,
Tallahassee, Florida 32399-1013

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

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 filed on June 15, 2004, on behalf of Makram H. Ghobrial, M.D., seeking a waiver from Rules 64B8-4.009 and 64B8-4.010, F.A.C., with regard to the applicant's medical school diploma and transcript from his medical school. Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

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

The Board of Medicine hereby gives notice that it has received a petition filed on June 14, 2004, by Nonette Aranzaso Asistores, M.D., seeking a waiver from Rule 64B8-5.001, F.A.C., with regard to the time frames imposed for passage of the USMLE. Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

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

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver and Variance filed by Lalit Goyal, M.D. The Notice of Petition for Waiver and Variance was published in Vol. 30, No. 5, of the January 30, 2004, Florida Administrative Weekly. The Credentials Committee considered the Petition at its meeting held on March 20, 2004. The Board considered the Committee's recommendation at its meeting held on April 2-3, 2004, in Ft. Lauderdale, Florida.

The Board's Order, filed on May 28, 2004, denies the petition for waiver and variance finding that Petitioner failed to demonstrate a hardship. A copy of the Board's Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver and Variance filed on behalf of Mark J. Wilbur, M.D. The Notice of Petition for Waiver and Variance was published in Vol. 30, No. 4, of the January 23, 2004, Florida Administrative Weekly. The Credentials Committee considered the Petition at its meeting held on March 20, 2004. The Board considered the Committee's recommendation at its meeting held on April 2-3, 2004, in Ft. Lauderdale, Florida. The Board's Order, filed on May 28, 2004, denies the petition for waiver and variance finding that Petitioner failed to complete his licensure application within one year as required by Section 456.013(1)(a), Florida Statutes. A copy of the Board's Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The **Department of Legal Affairs** announces a meeting of the Florida New Motor Vehicle Arbitration Board to which all persons are invited:

DATES AND TIME: July 8-9, 2004, 8:30 a.m.

PLACE: Sheraton Suites Tampa Airport, 4400 West Cypress Street, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Arbitrator Training

A copy of the agenda may be obtained by writing: Department of Legal Affairs, Lemon Law Arbitration Program, PL-01 The Capitol, Tallahassee, FL 32399-1050, or by telephoning (850)414-3300, Ext. 4494 seven business days before the meeting.

Any person requiring a special accommodation to attend this meeting because of a disability or physical impairment should contact Ms. Carol Howell of the Lemon Law Arbitration Program at the number above, or if hearing or speech impaired, via the Florida Dual Relay System at 711, seven business days before the meeting.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **State Fair Authority** announces a meeting of the Board.

DATE AND TIME: Thursday, July 22, 2004, 1:00 p.m.
PLACE: Bob Thomas Equestrian Center – Horse Pavilion, Florida State Fairgrounds, 4800 U.S. Highway 301 North, Tampa, FL 33610
GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Reports 2004-2005 Budget Old & New Business
AGENDA: A copy of the agenda may be obtained by contacting: Ms. Frances Ayala, Florida State Fairgrounds, P. O. Box 11766, Tampa, FL 33680
If special accommodations – due to a disability – need to be arranged for attendance to this meeting, please contact Ms. Frances Ayala at (813)627-4221, as soon as possible.

The Florida **State Fair Authority** announces a meeting of the Finance Committee.
DATE AND TIME: Thursday, July 22, 2004, 10:00 a.m.
PLACE: Bob Thomas Equestrian Center – Horse Pavilion, Florida State Fairgrounds, 4800 U.S. Highway 301 North, Tampa, FL 33610
GENERAL SUBJECT MATTER TO BE CONSIDERED: Old & New Business of the Finance Committee
AGENDA: A copy of the agenda may be obtained by contacting: Ms. Frances Ayala, Florida State Fairgrounds, P. O. Box 11766, Tampa, FL 33680
If special accommodations – due to a disability – need to be arranged for attendance to this meeting, please contact Ms. Frances Ayala at (813)627-4221, as soon as possible.

The Florida **State Fair Authority** announces a meeting of the Marketing Committee.
DATE AND TIME: Thursday, July 22, 2004, 11:00 a.m.
PLACE: Bob Thomas Equestrian Center – Horse Pavilion, Florida State Fairgrounds, 4800 U.S. Highway 301 North, Tampa, FL 33610
GENERAL SUBJECT MATTER TO BE CONSIDERED: Old & New Business of the Marketing Committee
AGENDA: A copy of the agenda may be obtained by contacting: Ms. Frances Ayala, Florida State Fairgrounds, P. O. Box 11766, Tampa, FL 33680
If special accommodations – due to a disability – need to be arranged for attendance to this meeting, please contact Ms. Frances Ayala at (813)627-4221, as soon as possible.

The Florida **State Fair Authority** announces a meeting of the Long Range Planning Committee.
DATE AND TIME: Thursday, July 22, 2004, 11:00 a.m.
PLACE: Bob Thomas Equestrian Center – Horse Pavilion, Florida State Fairgrounds, 4800 U.S. Highway 301 North, Tampa, FL 33610
GENERAL SUBJECT MATTER TO BE CONSIDERED: Old & New Business of the Long Range Planning Committee.

AGENDA: A copy of the agenda may be obtained by contacting: Ms. Frances Ayala, Florida State Fairgrounds, P. O. Box 11766, Tampa, FL 33680
If special accommodations – due to a disability – need to be arranged for attendance to this meeting, please contact Ms. Frances Ayala at (813)627-4221, as soon as possible.

The Florida **Department of Agriculture and Consumer Services** announces the meeting of the Florida Tropical Fruit Advisory Council:
DATES AND TIMES: Thursday, July 1, 2004, 12:00 noon; Thursday, July 8, 2004, 10:00 a.m.
PLACE: Miami-Dade Extension Office, 18710 SW 288 Street, Homestead, FL 33030
GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting
The purpose of this meeting is to conduct the general business of the Florida Tropical Fruit Advisory Council. For additional information or if you need special accommodations, call Sonia Pequignot at (305)401-1502.

DEPARTMENT OF EDUCATION

The **Florida Rehabilitation Council for the Blind** announces the following Public Forum to which all interested individuals are invited to attend.
DATE AND TIME: Thursday, July 15, 2004, 4:00 p.m. – 6:00 p.m.
PLACE: Hilton Orlando/Altamonte Springs, 350 South North Lake Boulevard, Altamonte Springs, FL 32701
GENERAL SUBJECT MATTER TO BE CONSIDERED: For consumer input on the effectiveness of services provided by the Florida Division of Blind Services in assisting individuals with visual impairments achieving employment and independence under title I of the Rehab Act.
CONTACT: Phyllis Dill, The Division of Blind Services, 7201 North 9th Avenue, Suite A-11, Pensacola, FL 32504, (850)484-5030 or through the Florida Telephone Relay System 711.
In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in these meetings should contact the individual listed above no later than five working days prior to the meeting.

The **Rehabilitation Council for the Blind**, and The Florida **Division of Blind Services** announces the following meeting:
DATES AND TIMES: July 16, 2004, 8:30 a.m. – 5:00 p.m.; July 17, 2004, 8:30 a.m. – 12:00 p.m.
PLACE: Hilton Orlando/Altamonte Springs, 350 South North Lake Boulevard, Altamonte Springs, FL 32701-9004
GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the council.

A copy of the agenda may be obtained by contacting Phyllis Dill at The Division of Blind Services, 7201 N. 9th Avenue, Suite A-11, Pensacola, FL 32504 or (850)484-5030 or through the Florida Telephone Relay system 711.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in these meetings should contact the individual listed above no later than five working days prior to the meeting.

The Probable Cause Panel of the **Commission for Independent Education** announces a meeting.

DATE AND TIME: July 8, 2004, 9:00 a.m.

PLACE: By teleconference at the "meet me" number (850)921-2470 Sum Com 291-2470

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review the investigative reports and complaints in which the probable cause panel has to make a determination as to whether there is the existence of probable cause or not.

A copy of the PUBLIC portion of the agenda may be obtained by writing to Margaret O'Sullivan Parker, Deputy General Counsel, Florida Department of Education, 1244 Turlington Building, Tallahassee, Florida 32399-0400, or by phone at (850)245-0442.

NOTE: Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern at (850)448-4925, at least five calendar days prior to the meeting being held. If you are hearing impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System, which can be reached at (800)955-9770 (voice) and (800)955-8771 (TDD).

The Foundation for Florida's **Community Colleges** announces two meetings by conference call to which all persons are invited.

The dial-in number will be (850)921-2530 or Suncom. SC 291-2530

DATES AND TIMES: June 29, 2004, 2:00 p.m. – 4:00 p.m.; July 6, 2004, 2:00 a.m. – 4:00 p.m.

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

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

The **Florida Institute of Phosphate Research** announces a meeting of the Board of Directors to which all persons are invited.

DATE AND TIME: Friday, July 16, 2004, 9:30 a.m.

PLACE: Florida Institute of Phosphate Research, Building B, Education Building, 1855 West Main Street, Bartow, FL 33830
GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider funding of research proposals and other business pertaining to the operation of the Institute.

A copy of the April 16, 2004 Board Meeting minutes may be obtained by writing to: Dr. Paul R. Clifford, Executive Director, Florida Institute of Phosphate Research, 1855 West Main Street, Bartow, Florida 33830.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Communities Trust** announces a public meeting of the Governing Body to which all persons are invited:

DATE AND TIME: July 2, 2004, 2:00 p.m., Board members may appear telephonically

PLACE: Room 310M, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss proposed rule development and management plan policy.

ACTION TO BE TAKEN: Consideration of above-stated business. To obtain a copy of the agenda, contact the Trust at (850)922-2207.

If any person desires to appeal any decision with respect to any matter considered at the meeting, such person will need a record of the proceeding and may need to insure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

Persons requiring a special accommodation for a disability or physical impairment should contact Florida Communities Trust at (850)922-2207 (SunCom 292-2207) at least five days prior to the meeting. If hearing or speech impaired, contact Florida Communities Trust using the Florida Dual Party Relay System at (800)955-8770 (Voice) and (800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement**, Missing Children Information Clearinghouse Advisory Board, announces a public meeting to which all persons are invited.

DATE AND TIME: June 29, 2004, 9:00 a.m.

PLACE: Florida Department of Law Enforcement Building, 2331 Phillips Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Mcic Advisory Board Meeting

A copy of the agenda may be obtained by writing to: The Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Gwen Johnson, Missing Children Information Clearinghouse

A meeting, for the purpose of notice herein, is limited to a gathering for the purpose of conducting public business by members of a collegial body constituting the agency head.

DEPARTMENT OF TRANSPORTATION

Notice is hereby given that the Florida **Department of Transportation**, in cooperation with the **City of Lakeland**, will hold a public hearing.

DATE AND TIME: July 14, 2004, 4:30 p.m. – 5:30 p.m.

PLACE: City Commission Chambers, City Hall, 228 S. Massachusetts Avenue, Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Concerning the proposed re-designation of U.S. 98 Route through the City of Lakeland. U.S. Hwy. 98 is proposed to run from the intersection of Bartow Highway (US 98) and Lake Parker Avenue northward on Bartow Highway and then northwesterly on the In-Town Bypass (S.R. 548), west across Massachusetts Avenue to North Florida Avenue (SR 37) and then north on North Florida Avenue to Memorial Boulevard.

All persons wishing to be heard on this subject are hereby notified to appear at said hearing.

For more information, please contact: Ron Gruver, Florida Department of Transportation, District One, P. O. Box 1249, Bartow, Florida 33831-1249, Phone (863)519-2547 or (800)292-3368.

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.

TIME AND DATE: Wednesday, July 14, 2004, 9:00 a.m. until conclusion

PLACE: Emerald Coast Room, 6th Floor of the Hermitage Centre at 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: State Board of Administration, Attention: Keeta M. Ray at (850)413-1248, 1801 Hermitage Boulevard, Suite 600, Tallahassee, Florida 32308.

In compliance with the Americans with Disabilities Act, anyone needing special accommodations should call Dorothy Westwood at (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 Gift Fruit Advisory Council to which all persons are invited. Meeting will be held by telephone conference at (800)416-4132.

DATE AND TIME: Wednesday, July 7, 2004, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will meet to finalize programs for the 2004/05 season. 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 by telephone at (863)499-2510.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: July 8, 2004, 9:00 a.m.

PLACE: 2601 Blair Stone Road, Building C, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Commission Meeting.

A copy of the agenda and subsequent agenda, if any, may be obtained by writing to the Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450. Attention: Tena M. Pate, Commissioner.

If you need an accommodation in order to participate in this process, please notify the Commission in advance.

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

DATE AND TIME: Wednesday, July 14, 2004, 9:00 a.m.

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

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

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

A copy of the Agenda may be obtained by writing to the Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450.

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

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a Customer Meeting in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: 030445-SU – Application for Rate Increase in Lee County by Utilities, Inc. of Eagle Ridge.

DATE AND TIME: Thursday, July 15, 2004, 6:00 p.m.

PLACE: Edison College, Building J – Corbin Auditorium, Room 103, 8099 College Parkway, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit members of the public to comment upon the application for a rate increase by Utilities, Inc. of Eagle Ridge. The customer meeting will begin as scheduled and will continue until all interested persons have been heard. If no interested persons are present, the customer meeting may be adjourned. All persons desiring to speak are urged to appear at the beginning of the customer meeting. Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850)413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at (800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Developmental Disabilities Blue Ribbon Task Force** announces a public meeting:

DATES AND TIMES: Monday, June 28, 2004 from 9:00 a.m. until 5:00 p.m. and Tuesday, June 29, 2004 from 9:00 a.m. until 4:00 p.m.

PLACE: Department of Children and Families, Building 4, 1313 Winewood Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To begin work on the development of a recommended plan of action for expanding and improving inclusive community living options for individual with developmental disabilities; coordinating the provision of transition services statewide for students with developmental disabilities as they leave school and seek employment, postsecondary education, vocational training, programs and/or adult community services; and

expanding and improving competitive, integrated employment opportunities for individuals with developmental disabilities. A report is due to the Governor by December 15, 2004.

Any person requiring special accommodation is asked to advise the agency by contacting Edith Washington at (850)414-6582. If you are hearing or speech impaired, please contact the agency by calling (850)922-4449 (TDD).

The **Florida Aerospace Finance Corporation (FAFC)** announces a Board of Director's meeting and teleconference to which the public is invited.

DATE AND TIME: June 30, 2004, 10:00 a.m. – 12:00 noon

PLACE: Office of Enterprise Florida, Inc., Suite 1300, 390 North Orange Avenue, Orlando, FL. To attend via telephone the number to call is: (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 at (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.

REGIONAL PLANNING COUNCILS

The **Central Florida Regional Planning Council** announces a public meeting of the Local Emergency Planning Committee (LEPC), and its Membership Sub-Committee, Spill Review Sub-Committee, Public Relations Sub-Committee, and Exercise Sub-Committee, to which all persons are invited.

DATE AND TIME: Wednesday, July 14, 2004, 9:00 a.m.

PLACE: Southwest Florida Water Management District Conference Room, 170 Century Boulevard, Bartow, Florida 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Bi-Monthly Meeting of the LEPC, and Special Sub-Committees, and to discuss the provisions of the Emergency Planning and Community Right To Know Law (EPCRA).

A copy of the agenda may be obtained by writing to: Central Florida Regional Planning Council, P. O. Box 2089, Bartow, Florida 33831.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such persons will need a record of the proceeding. For such purpose, he may need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

The **Central Florida Regional Planning Council** will hold its public meeting and the Council's Executive Committee meeting, to which all persons are invited:

DATE AND TIME: Wednesday, July 14, 2004, 9:30 a.m.

PLACE: Highlands County Health Department Conference Room, 7205 South George Blvd., Sebring, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meeting of the Council and the Executive Committee

A copy of the agenda may be obtained by writing to: Central Florida Regional Planning Council, P.O. Box 2089, Bartow, Florida 33831.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such persons will need a record of the proceeding. For such purpose, he may need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based .

The **Southwest Florida Regional Planning Council** announces a public hearing to which all persons are invited:

DATE AND TIME: July 8, 2004, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council Conference Room, 4980 Bayline Drive, 4th Floor, North Fort Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Regional Planning Council.

A copy of the proposed agenda may be obtained by writing: Mr. David Burr, Executive Director, Southwest Florida Regional Planning Council, Post Office Box 3455, North Fort Myers, FL 33918-3455.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

All Council Subcommittee meetings will immediately follow the Council meeting.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. David Burr at (239)656-7720 at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Burr using the Florida Dual Party Relay System, (800)955-8770 (voice) and (800)955-8771 (TDD).

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces the following public meetings and hearings which may be conducted by means of or in conjunction with communications technology. All persons are invited.

PROJECTS & LAND COMMITTEE

DATE AND TIME: Monday, July 12, 2004, 3:00 p.m.

PLACE: District Headquarters, 4049 Reid Street, Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Projects & Land agenda items followed by recommendations to be approved by the full Governing Board.

MEETING OF GOVERNING BOARD AND COMMITTEE CHAIRMEN

DATE AND TIME: Tuesday, July 13, 2004, 8:15 a.m.

PLACE: District Headquarters, 4049 Reid Street, Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters.

FINANCE & ADMINISTRATION COMMITTEE

DATE AND TIME: Tuesday, July 13, 2004, 8:45 a.m.

PLACE: District Headquarters, 4049 Reid Street, Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Finance & Administration Committee agenda items followed by committee recommendations to be approved by the full Governing Board. Staff will recommend approval of external budget amendments which affect the adopted budget.

REGULATORY COMMITTEE

DATE AND TIME: Tuesday, July 13, 2004, 10:00 a.m.

PLACE: District Headquarters, 4049 Reid Street, Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Regulatory agenda items followed by committee recommendations to be approved by the full Governing Board.

GOVERNING BOARD/REGULATORY MEETING AND PUBLIC HEARING ON LAND ACQUISITION

DATE AND TIME: Tuesday, July 13, 2004, 1:00 p.m.*

*This meeting may continue at 8:00 a.m. on the next consecutive day if not completed July 13, 2004.

PLACE: District Headquarters, 4049 Reid Street, Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters.

BUDGET MEETING

DATE AND TIME: Tuesday, July 13, 2004, following the Governing Board/Regulatory meeting which begins at 1:00 p.m.

PLACE: District Headquarters, 4049 Reid Street, Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a budget meeting to discuss budget information and to consider the tentative millage rate and budget for Fiscal Year October 1, 2004 through September 30, 2005.

A copy of the agenda may be obtained at the St. Johns River Water Management District website www.sjrwmd.com or by calling (386)329-4500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings and hearings is requested to advise the District at least 48 hours before the meeting or hearing by contacting Ann Freeman at (386)329-4101.

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person will 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.

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

INDUSTRIAL ADVISORY COMMITTEE

DATE AND TIME: Tuesday, July 13, 2004, 9:00 a.m.

PLACE: Department of Environmental Protection Office, 3804 Coconut Palm Drive, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Committee Business

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

Copies of the agendas may be obtained by writing: Community and Legislative Affairs Department, Southwest Florida Water Management District, 7601 Highway 301 North, Tampa, Florida 33637.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the American's with Disability Act (ADA) should call (800)836-0797 (Florida) or (813)985-7481, extension 2036; FAX: (813)987-6726; TTD ONLY (800)231-6103 (Florida).

The Big Cypress Basin Board, **South Florida Water Management District** announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

DATE AND TIME: July 8, 2004, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Basin Business and Adopt Preliminary Millage Rate.

A copy of the agenda may be obtained by writing to the Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, or by calling Ann Christian at (239)597-1505.

Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based. Persons with disabilities who need assistance may contact Ann Christian, (239)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements. Those persons who desire more information, or those wishing to submit written or physical evidence may contact Ann Christian, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (239)597-1505.

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

DATE AND TIME: Wednesday, July 14, 2004, 9:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33416

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Governing Board Workshop/Meeting/Audit Committee/Human Resources Committee to discuss and consider District business including regulatory and non-regulatory matters.

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

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

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary

for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, at (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Director, Governing Board and Executive Services, at (561)682-6371. District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130 West Palm Beach, FL 33406.

The **South Florida Water Management District** announces a private closed door attorney-client session:

DATE AND TIME: Wednesday, July 14, 2004, 9:00 a.m. – completed

PLACE: South Florida Water Management Headquarters, B-1 Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Section 286.011(8), F.S., (2001), to discuss strategy related to litigation expenditures in United States of America v. South Florida Water Management District et al, United States District Court, Southern District of Florida, Case No. 88-1886-Civ-Moreno. The subject matter shall be confined to the pending litigation.

ATTENDEES: Governing Board Members I. Bague, P. Brooks-Thomas, M. Collins, H. English, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, T. Williams; Executive Director H. Dean; District attorneys S. Wood, S. Glazier, D. MacLaughlin, S. Echemendia, and Kirk Burns.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

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

Those who want more information, please contact: Paula Moree, Deputy District Clerk, in the Office of District Clerk, Phone Number (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 to which all interested parties are invited:

DATES AND TIME: July 14, 2004 and/or July 15, 2004 – 8:50 a.m.

PLACE: The South Florida Water Management Headquarters, B-1 Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406. (If location other than B-1 please state)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Acquisition of certain lands contained within the Save Our Rivers Land Acquisition & Management Plan which lands are further described as follows:

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

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

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

Those who want more information, please contact: Ruth Clements, Department Director, in the Land Acquisition Department, Phone Number (561)682-6271, District Headquarters, 3301 Gun Club Road, Mail Stop Code 7220, West Palm Beach, FL 33406.

Part of the Water Conservation Area project comprised of three (3) parcels referred to as SFWMD Tract Nos. 27-100-050, 27-100-051 and 27-100-064 consisting of approximately 260 acres, more or less, and lying in Sections 01, 32 and 36, Townships 52 and 53 South, Ranges 35, 37 and 38 East in Miami-Dade County, Florida.

Part of the Avatar Properties Component Area of the Kissimmee River Pool "A" Project Area comprised of sixteen parcels referred to as SFWMD Tract Nos. 19-100-003, 19-100-056, 19-100-074, 19-100-079, 19-100-089, 19-100-092, 19-100-093, 19-100-099, 19-100-109, 19-100-110, 19-100-111, 19-100-112, 19-100-115, 19-100-116, 19-100-118 and 19-100-122 consisting of approximately 36 acres, all in Sections 07 and 12, Township 32 South, Ranges 31 and 32 East and in Polk County, Florida.

Part of the Kissimmee River project comprised of sixteen parcels referred to as SFWMD Tract Nos. 19-103-559, 19-103-560, 19-103-561, 19-103-562, 19-103-563, 19-103-565, 19-103-566, 19-103-567, 19-103-665, 19-103-666, 19-103-667, 19-103-668, 19-103-669, 19-103-670, 19-103-671 and 19-103-672 consisting of approximately 15 acres and lying in Sections 21, 22 and 27, Township 36 South, Range 33 East; five parcels referred to as SFWMD Tract Nos. 19-103-248, 19-103-432, 19-103-249,

19-103-267 and 19-103-433, consisting of approximately 816 acres and lying in Sections 33, 34 and 35, Township 35 South, Range 33 East, within Okeechobee County, Florida.

Part of the Kissimmee River project comprised of one (1) parcel referred to as SFWMD Tract No. 19-102-140 consisting of approximately 300 acres, lying in Sections 9 and 10, Township 35 South, Range 32 East and in Highlands County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of two (2) parcels referred to as SFWMD Tract Nos. 18-200-005 and 18-200-007, consisting of a total of approximately 700 acres, all in Sections 28 through 32, Township 27 South, Range 30 East and in Osceola County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of one (1) parcel referred to as SFWMD Tract No. 18-201-004, consisting of a total of approximately 18 acres, all in Section 1, Township 28 South, Range 29 East and in Polk County, Florida.

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

Part of the Kissimmee Chain of Lakes project comprised of ten (10) parcels referred to as SFWMD Tract Nos. 18-001-052 through 18-001-060, 18-001-139 and 18-001-140 consisting of a total of approximately 50 acres, all in Section 3, Township 31 South, Range 31 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of four (4) parcels referred to as SFWMD Tract Nos. 18-004-088, 18-004-089, 18-004-090 and 18-004-091, consisting of a total of approximately 905 acres, all in Section 3, Township 30 South, Range 31 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of two hundred twenty-four (224) parcels from SFWMD Tract Nos. 18-500-001 through 18-500-566 and one hundred twelve (112) parcels from SFWMD Tract Nos. 18-600-001 through 18-600-178, all in Section 3, Township 30 South, Range 31 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of two (2) parcels referred to as SFWMD Tract Nos. 18-021-002 and 18-021-007, consisting of a total of approximately 17 acres, in Section 3, Township 30 South, Range 31 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of four (4) parcels referred to as SFWMD Tract Nos. 18-029-001, 18-030-001, 18-116-002 and 18-116-004, consisting of a total of approximately 200 acres, all in Sections 1 and 12, Township 29 South, Range 29 East and in Polk County, Florida.

Part of the Kissimmee Chain of Lakes project comprised of four (4) parcels referred to as SFWMD Tract Nos. 18-029-003, 18-030-003, 18-116-005 and 18-031-002, consisting of a total of approximately 360 acres, all in Sections 1 and 12, Township 29 South, Range 29 East and in Polk County, Florida.

Part of the Kissimmee River project comprised of two (2) parcels referred to as SFWMD Tract Nos. 19-101-065 and 19-101-066, consisting of a total of approximately 45 acres, all in Sections 12 and 13, Township 34 South, Range 31 East in Okeechobee County, Florida.

Part of the Kissimmee River project comprised of two (2) parcels referred to as SFWMD Tract Nos. 19-101-055 and 19-101-056, consisting of a total of approximately 220 acres, in Sections 12 and 13, Township 34 South, Range 31 East in Okeechobee County, Florida.

Part of the Kissimmee River project comprised of two (2) parcels referred to as SFWMD Tract Nos. 19-102-157 and 19-102-158, consisting of a total of approximately 600 acres, in Sections 25 and 36, Township 35 South, Range 31 East, and in Sections 30 and 31, Township 35 South, Range 32 East, all in Highlands County, Florida.

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

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

DATE AND TIME: Thursday, July 29, 2004, 9:00 a.m.

PLACE: The South Florida Water Management District, Florida Richard Rogers Conference Room in Building B-1, 2nd Floor, 3301 Gun Club Road, West Palm Beach, Florida 33406.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee, created pursuant to Section 373.41492, Florida Statutes, to discuss and approve previous Lake Belt Mitigation meeting minutes and discuss other Committee matters. Meet Me #(850)488-5778 (Suncom 278-5778)

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov/agenda.html>) or (2) by writing to the South Florida Water Management District, Mail Stop 7210, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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

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

Those who want more information, please contact Ruth Clements in the Land Acquisition Department or Beth McArdle, Phone Number (561)682-6172, District Headquarters, 3301 Gun Club Road, Mail Stop Code 7210, West Palm Beach, FL 33406.

DEPARTMENT OF ELDER AFFAIRS

The State of Florida **Long Term Care Ombudsman Council** announces the following meeting to be held by telephone conference; and to which all interested persons are invited to attend.

DATE AND TIME: The Executive Committee's conference call will take place on July 8, 2004 and will last from 8:30 a.m. – 10:00 a.m.

PLACE: Phone numbers are: (850)921-6433 & Suncom is 291-6433.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to the Long Term Care Ombudsman Program. For those would wish additional information &/or further clarification, please contact the Office of the Long Term Care Ombudsman at (850)414-2323.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** would like to announce a meeting of the Family Practice Physician Recruitment and Retention Advisory Committee:

DATE AND TIME: Friday, July 16, 2004, 1:30 – 4:30 p.m.

PLACE: Boca Raton Resort and Club, 501 East Camino Real, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to review the data and preparation for the 2004 Annual Report for the Legislature. Authority for this Committee granted by Section 395.807, Florida Statutes.

Anyone interested in participating by telephone may call:(850)488-5778, Suncom 278-5778. For additional information please contact Dennis Halfhill at (850)921-5505 or by e-mail at halfhild@fdhc.state.fl.us

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, July 14, 2004, 9:00 a.m.

PLACE: To access the Meet Me number call (850)488-8295 or Suncom 278-8295

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governor's Panel on Excellence in Long Term Care will discuss eleven applications for the Gold Seal award. Other matters before the Panel will also be discussed.

For additional information contact: Agency for Health Care Administration, 2727 Mahan Drive, MS 33, Tallahassee, FL 32308 or call Richard Kelly, (850)488-5861 or e-mail: kellyr@fdhc.state.fl.us.

The **Agency for Health Care Administration** announces a public meeting for the purpose of hearing from stakeholders interested in participating in the development of a pharmacy management program related to behavioral health drugs.

DATE AND TIME: July 6, 2004, 9:00 a.m. – 12:00 noon

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to HB 1863 requirements for the Agency to develop a behavioral pharmacy management program, the Agency will hear from interested stakeholders. For further information contact Sybil Richard, Bureau Chief, Medicaid Pharmacy Services at (850)487-4441.

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.

DEPARTMENT OF MANAGEMENT SERVICES

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Thursday, July 22, 2004, 9:00 a.m.

PLACE: Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301. (850)488-7082, ext. 1032. The meet-me telephone number is (850)921-6623 or Suncom 291-6623.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to deliberate cases that have come before the Commission for determination.

A copy of the agenda may be obtained by contacting: Ms. Denise Crawford, Clerk of the Commission, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, ext. 1032.

VERBATIM RECORD OF MEETING: If any person decided to appeal any decision made during the meeting, he or 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 based.

ADA Notice: Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, ext. 1032, at least five working days prior to the meeting.

The **Florida Black Business Support Corporation** announces its teleconference meetings, for the next quarter, of its Loan Investment Committee to which all interested persons are invited.

DATES AND TIME: Thursday, July 8, 2004; Thursday, August 12, 2004; Thursday, September 9, 2004; 10:00 a.m.

PLACE: Teleconference – Call (850)487-4850

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider financing requests, receive reports relating to loan and investment activities, and approve actions taken by the Chairman and/or President under delegated authority.

A COPY OF THE AGENDA MAY BE OBTAINED BY CONTACTING: The Florida Black Business Support Corporation, 1711 South Gadsden Street, Tallahassee, FL 32301; Telephone (850)487-4850.

If a person decides to take an appeal with respect to any matter considered at these meetings, he/she will need a record of the proceedings and, for such purpose, he/she may need to ensure that verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based.

If an accommodation is needed for a disability in order to attend these meeting, please notify the FBBSC office at (850)487-4850 at least seven (7) days prior to the meetings.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies**, announces an official general business meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 21, 2004, 10:00 a.m. or soon thereafter

PLACE: Via telephone conference. To connect, dial (850)921-2470, Suncom 291-2470

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting of the Board.

A copy of the agenda may be obtained by writing to the Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, or by calling their office at (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting the board office at (850)487-8304. If you are hearing or speech impaired, please

contact the agency by calling (800)955-8771(TDD). If any person decides to appeal any decision made with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be based. For further information, contact the Florida Board of Employee Leasing Companies at 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Landscape Architecture** announces the following meeting to which all persons are invited to attend.

DATE AND TIME: July 30, 2004, 9:00 a.m. Eastern Time

PLACE: Adams Mark Resort, 100 North Atlantic Avenue, Daytona Beach, FL 32118; (386)252-8678

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business Meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing to: Board of Landscape Architecture, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)487-8304 at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at (800)955-8770 (Voice) and (800)955-8771 (TDD).

The **Board of Professional Geologists** announces a Notice of Change. The General Business Meeting location noticed in the Florida Administrative Weekly June 4, 2004 has been changed. The **Board of Professional Geologists** announces a General Business Meeting, to which all interested parties are invited to attend.

DATES AND TIMES: July 28, 2004, 1:00 p.m.; July 29, 2004, 9:00 a.m.

PLACE: Sirata Beach Resort, 5300 Gulf Blvd., St. Pete Beach, Florida 33706

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular business

A copy of the agenda may be obtained by writing to John Knap, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, FL 32399 or by calling (850)487-1395.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at (800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact John Knap by Tuesday, July 27, 2004.

The **Board of Accountancy** announces the following public meeting of the Minority Scholarship Council to which all person are invited:

DATE AND TIME: Tuesday, July 27, 2004, 10:00 a.m.

PLACE: Conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider the applications for scholarships. This is a public meeting.

A copy of the agenda may be obtained by writing to Veloria Kelly, Division of Certified Public Accounting, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607.

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

Pursuant to the provisions of the Americans with Disabilities Act any person requiring special accommodations to participate in this workshop/hearing/meeting by contacting Veloria Kelly at (352)333-2505. If you are hearing or speech impaired, please contact the agency by calling (800)955-8711.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The **Florida 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: July 6, 2004, 8:00 a.m. – 6:00 p.m.; July 7, 2004, 8:00 a.m. – 6:00 p.m.; July 8, 2004, 8:00 a.m. – 2:00 p.m.

PLACE: The Rosen Centre Hotel, 9840 International Drive, Orlando, FL 32819 (407)996-9840 / (800)800-9840.

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, at (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 which can be reached at (800)955-8770 (voice) and (800)955-8771 (TDD).

For further information, write to Desi Lassiter at 4052 Bald Cypress Way, Bin C18 (HEMS), Tallahassee, Florida 32399-1738 or call (850)245-4055.

The Florida **Department of Health, Division of Medical Quality Assurance** announces the annual long-range planning board/council chairs meeting.

DATE AND TIME: Tuesday, September 28, 2004, 9:00 a.m. – 4:30 p.m.

PLACE: Room 301, Capital Circle Office Center, 4042 Bald Cypress Way, Tallahassee, FL 32399-3250, Telephone (850)245-4224

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to review with the board/council chairs as required by Section 456.005, F.S., the long-range policy planning and monitoring process to include recommendations specific to each profession.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Medical Quality Assurance, (850)245-4124, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call Florida Medical Quality Assurance using the Florida Dual Party Relay System that can be reached at (800)955-8770 (Voice) and (800)955-8771(TDD).

A copy of the agenda may be obtained by writing: Amy M. Jones, Director, 4052 Bald Cypress Way, Bin #C00, Tallahassee, Florida 32399-3253.

The **Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**, announces a telephone conference call in which reconsiderations will be heard.

DATE AND TIME: July 16, 2004, 9:00 a.m. – 12:00 p.m.

TELEPHONE NUMBER: (850)245-4474 to inquire about call-in number

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by writing to Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3258.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing or speech impaired, using TDD equipment, can call the Florida Dual Party Relay system at (800)955-8770 (voice) and (800)955-8771 (TDD).

The **Department of Health, Board of Dentistry**, Rules Committee, announces an official meeting to be held via telephone conference call. All interested parties are invited to attend the telephone conference call, which is open to the public.

DATE AND TIME: July 7, 2004, 5:00 p.m.

TELEPHONE NUMBER: Call (850)245-4474 to obtain meet-me number.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed rule changes.

A copy of the agenda may be obtained by writing to Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at (800) 955-8771.

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

DATE AND TIME: July 16, 2004, 2:00 p.m.

PLACE: Meet Me Number: (850)922-2903

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

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

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

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

The **Board of Nursing** South Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: July 28, 2004, 5:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number (850)921-6433

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board at (850)245-4125 at least 48 hours prior to the meeting.

If you are a hearing or speech impaired, please contact the Board Office using the Dual Party Relay System at (800)955-8770 (Voice) and (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 to: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Department of Health, Board of Opticianry**, announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

DATE AND TIME: July 28, 2004, 9:00 a.m.

PLACE: Tampa Hyatt Regency, 211 North Tampa Street, Tampa, FL 33602, (813)874-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by writing to Sue Foster, Executive Director, Department of Health, Board of Opticianry 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at (800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to the meeting date.

The **Council of Licensed Midwifery** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Friday, July 9, 2004 commencing at 9:00 a.m. or soon thereafter.

Meet me Number: Contact the Council of Licensed Midwifery at (850)245-4161 for the meet me number

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

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Council of Licensed Midwifery at (850)245-4161 at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at (800)955-8770 (Voice) and (800)955-8771 (TDD).

A copy of the agenda may be obtained by writing to the Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services, Mental Health Program Office**, announces a public meeting to which all persons are invited:

DATE AND TIME: June 22, 2004, 9:00 a.m. – 10:30 a.m.

PLACE: Clem C. Benton Bldg., Room 335, 337 N. US Hwy. #1, Ft. Pierce, FL 34950

GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is seeking public input and information regarding the designation or re-designation of Lawnwood Pavilion as a (public or private) Baker Act receiving facility.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the

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

For more information, please contact: Carol Eldeen-Todesco, Adult Mental Health Specialist, 337 North US Hwy. 1, Suite A, Fort Pierce, Florida 34950, (772)595-1348.

The **Commission on Marriage and Family Support Initiatives** announces the following meeting of the commission to which all persons are invited to attend.

MEETING TYPE: Public Awareness Committee

DATE AND TIME: Friday, July 12, 2004, 9:00 a.m. – 11:00 a.m.

PLACE: Via conference call at 111 N. Gadsden Street, Suite 100, Tallahassee, FL 32301-1507

For a copy of the agenda and more information about how to attend the meeting contact Heidi Rodriguez at hrodriguez@ounce.org or (850)488-4952, ext. 135.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the commission office at the same address or telephone number above at least seven days in advance so that their needs can be accommodated.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces the following Review Committee meeting to which all persons are invited to attend:

DATE AND TIME: Thursday, July 1, 2004, 10:00 a.m., Eastern Time

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, FL 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the evaluations of responses submitted for Florida Housing Finance Corporation's Request for Proposals # 2004/05 for SHIP Compliance Monitoring services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robin Grantham, at Florida Housing Finance Corporation, (850) 488-4197, at least five (5) calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing Finance Corporation using the Florida Dual Party Relay System, which can be reached at (800)955-8770 (Voice) and (800)955-8771 (TDD).

If any person decides to appeal any decision made by Florida Housing Finance Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, may need to ensure that a

verbatim record of the proceedings be made, which record shall include the testimony and evidence upon which the appeal is to be based.

The **Florida Housing Finance Corporation** announces the following Review Committee meeting to which all persons are invited to attend:

DATE AND TIME: Thursday, July 7, 2004, 10:00 a.m., Eastern Time

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, FL 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the evaluations of responses submitted for Florida Housing Finance Corporation's Request for Proposals # 2004/06 for Hearing Officer services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robin Grantham, at Florida Housing Finance Corporation, (850)488-4197, at least five (5) calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing Finance Corporation using the Florida Dual Party Relay System, which can be reached at (800)955-8770 (Voice) and (800)955-8771 (TDD).

If any person decides to appeal any decision made by Florida Housing Finance Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings be made, which record shall include the testimony and evidence upon which the appeal is to be based.

Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

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

DATE AND TIME: Tuesday, July 13, 2004, 10:00 a.m. (Tallahassee local time)

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

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

Anderson Terrace Apartments, a 275-unit multifamily residential rental development to be located at 3035 Anderson Snow Road, Spring Hill, Hernando County, Florida 34609. The

prospective owner, operator and manager of the proposed development is Creative Choice Homes XXXIII Ltd., c/o Creative Choice Homes, Inc., 4243-D Northlake Boulevard, Palm Beach Gardens, Florida 33410, or such successor in interest in which Creative Choice Homes, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The total tax-exempt bond amount is not to exceed \$14,100,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), Monday, July 12, 2004, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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

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

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

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

DATE AND TIME: Tuesday, July 13, 2004, 10:00 a.m. (Tallahassee local time)

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

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

Spring Trace, a 208-unit multifamily residential rental development to be located on the northwest corner of the intersection of North Lake Avenue and Fernery Lane, Leesburg, Lake County, Florida 34748. The prospective owner and operator of the proposed development is Spring Trace Associates LLC, c/o Regency Development Associates Inc., 1103 West Hibiscus Boulevard, Suite 408, Melbourne, Florida 32901, or such successor in interest in which Regency Development Associates Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WinnResidential, 823 East Main Street, Suite 1300, Richmond, Virginia 23219. The total tax-exempt bond amount is not to exceed \$10,200,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), Monday, July 12, 2004, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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

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

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

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a PUBLIC HEARING for the Spirit of the Wild Wildlife Management Area, located in Hendry County, Florida.

DATE AND TIME: Wednesday, June 30, 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 Spirit of the Wild 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 Spirit of the Wild WMA. There is a separate public process for this purpose. A Management Prospectus for the Spirit of the Wild WMA is available upon request from the Florida Fish and Wildlife Conservation Commission, Land Management Planning Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600, telephone: (850)410-0656, ext. 17334.

The Florida **Fish and Wildlife Conservation Commission** announces a facilitated stakeholder meeting to discuss and examine manatee issues. The purpose of the meeting is fact finding, to solicit input from stakeholders to the agency and its federal partners in evaluating current issues concerning the manatee. The public can attend the meeting; however, space is limited. This meeting will be structured and facilitated. No public comments will be taken. The meeting will be held at the date, time, and location given below:

DATE AND TIME: Friday, July 9, 2004, 9:00 a.m.
 PLACE: Florida Wildlife Research Institute (formerly FMRI), 100 8th Ave, S.E., St. Petersburg, Florida

Questions about the meeting should be directed to Ms. Carol Knox, Florida Fish and Wildlife Conservation Commission, Bureau of Protected Species Management (OES-BPS), 620 South Meridian Street, Tallahassee, Florida 32399 (telephone (850)922-4330).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to attend this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Janis Magee at (727)893-8626. If you are hearing or speech impaired, please contact the agency by calling (800)955-8771 (TDD) or 488-9542 within the Tallahassee area.

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting of the Advisory Council on Environmental Education to which all interested persons are invited:

DATE AND TIME: July 13, 2004, 9:00 a.m.
 PLACE: Florida Fish & Wildlife Conservation Commission, Marathon Building (Koger Center), Room 252, 2574 Seagate Drive, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss possible revision of the statute that authorizes the Advisory Council for Environmental Education (Section 372.674, F.S.).

A copy of the proposed agenda may be obtained from the Florida Fish & Wildlife Conservation Commission, Office of Informational Services, Judy Gillan, Marathon Building, Suite 101, 2574 Seagate Drive, Tallahassee, FL 32301, (850)921-4484.

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 accommodation to participate in the workshop or meeting is asked to advise the Commission at least 5 calendar days prior by calling the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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:

DATES AND TIME: July 14, 15, and 16, 2004, 8:30 a.m., each day

PLACE: Ramada Inn, 2900 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues.

A copy of the proposed agenda may be obtained from the 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 the, ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

LEGAL AUTHORITY: Article IV, Section 9, Florida Constitution.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces a FAJUA Operating Committee Teleconference to which all persons are invited:

DATE AND TIME: Wednesday, June 30, 2004, 10:00 a.m.

PLACE: Operating Committee Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Teleconference to discuss adoption of a "statement of diligent effort" and any other matters that may come before the committee.

Additional information may be obtained from: Lisa Stoutamire, 1425 Piedmont Drive, East, #201A, Tallahassee, FL, (850)681-2003, lstoutamire@fajua.org.

FLORIDA CLERK OF COURT OPERATIONS CONFERENCE

The Florida **Clerks of Court Operations Corporation Executive Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 1, 2004, 10:30 a.m.

PLACE: Florida Association of Court Clerks, 3544 Maclay Blvd., Tallahassee, Florida 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the Corporation's Executive Council to hold the election of officers and to discuss general business.

A copy of the agenda may be obtained by contacting John Dew at the Florida Clerks of Court Operations Corporation, (850)386-2223.

The Florida **Clerks of Court Operations Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: July 1, 2004, 10:30 a.m.

PLACE: Florida Association of Court Clerks, 3544 Maclay Blvd., Tallahassee, Florida 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: General organizational session of the Florida Clerks of Court Operations Corporation and election of Executive Council.

A copy of the agenda may be obtained by contacting Beth Allman at the Florida Association of Court Clerks, (850)921-0808.

The Florida **Clerks of Court Operations Corporation** announces a public meeting which all persons are invited to attend.

DATE AND TIME: July 1, 2004, 10:30 a.m.

PLACE: Florida Association of Court Clerks, 3544 Maclay Boulevard, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: To organize the Corporation which is established by Florida Statutes, Section 28.35.

Information regarding the meeting may be obtained by contacting: John Dew or Judy Zorn, (850)386-2849.

FLORIDA INDEPENDENT LIVING COUNCIL

The **Florida Independent Living Council** announces the following meeting:

Nominating Committee

DATE AND TIME: Thursday, July 1, 2004, 1:30 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 at 1018 Thomasville Road, Suite 100A Tallahassee, Florida 32303-6271, telephone (850)488-5624 or toll free (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. (Section 286.0105, Florida Statutes)

**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 BUSINESS AND PROFESSIONAL
REGULATION**

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a petition for declaratory statement In Re: Petition for Declaratory Statement, Lewis L. Larson, Petitioner, Cedar Pointe Village #8 Condominium Association, Inc Docket Number 2004029306.

The Petitioner request a declaratory statement as to whether an association may select a contractor for termite fumigation of 13 apartment buildings and a clubhouse in May and June 2004 from competitive bids submitted for termite fumigation services to one building in May 2003 without obtaining new competitive bids under Section 718.3026, Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number 2004029306, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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 VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

Florida State University, State of Florida, announces that professional architectural services will be required for the project listed below:

Project No. BR-265

Project and Location: Wildwood Halls
Florida State University, Tallahassee,
Florida

The project consists of the construction of a new residence hall facility which will provide approximately 691 beds in a suite-style arrangement. This facility will be located off Wildwood Drive. The selected firm will provide design, construction documents and administration for the referenced project which is budgeted at approximately \$29,700,000.00 for

construction. The project delivery system will be construction management. Blanket professional liability insurance will be required for this project in the amount of \$2,000,000.00, and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

- 1. A completed Florida State University "Professional Qualifications Supplement," dated August 8, 2003. Applications on any other form, or on versions dated prior to 08/08/03, 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 chartered by the Florida Department of State to operate in Florida.

Submit five copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for State University System 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 \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained through our website, www.fpc.fsu.edu, or by contacting: Lynetta Mills, Facilities Planning & Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843 telephone, (850)644-8351 facsimile.

For further information on the project, contact: Lisa Durham, Sr. Project Manager, at the address and phone listed above.

Submittals must be received in the above office, by 2:00 p.m. local time, on Friday, July 23, 2004. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO PROFESSIONAL CONSULTANTS

The University of South Florida St. Petersburg announces that a Design/Build Services Team for the design and construction of a student residential facility will be required for the project listed below. The University will utilize a Proposal Based

Selection Process for the project whereby the short listed applicants will provide a proposal based on design criteria to be provided to them at that time.

Project Name: USF St. Petersburg Student Residential Facility (Phase I)

Project Location: University of South Florida St. Petersburg, St. Petersburg, Florida

Project Description: The University of South Florida St. Petersburg will provide a minimum of approximately 353 beds of student housing in a newly-built residence hall on campus land for occupancy in fall 2006. The project will include a mix of 4-bedroom single and 2-bedroom double apartments in a 7 story building to minimize rental risk and provide flexibility in housing assignments. A site at the northeast corner of campus has been selected for this use, which is consistent with the proposed amendment to the Campus Master Plan. The project must comply with and adhere to the program to meet financial proforma requirements. The Design/Build Services Team shall be responsible for management of the process and project to meet project scope, budget and schedule requirements. The management of the process and project by the Design/Build Services Team shall facilitate the Owner's Residential needs, and accomplish those needs within the mandatory project schedule for occupancy requirements. The Design/Build Services Team contract shall be in compliance with the Design/Build Services Team selection provisions in Rule 6C-14.007, F.A.C., including pre-construction fees, construction related service costs and a guaranteed maximum price.

The University will contract with the selected team for all services including, but not necessarily limited to, budgeting, labor, materials, and equipment required to design, construct, and furnish the project. The selected team will be required to provide computer generated drawings in accordance with the standards of the University of South Florida St. Petersburg. Blanket professional design liability insurance will be required for this project as stated in the Design and Construction Services Qualifications Supplement Form (DCSQS). The proposed contractual value of this project can be as high as \$14,000,000. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best Rating of "A".

INSTRUCTIONS:

Teams desiring to apply for consideration shall submit six (6) copies of a letter of interest and six (6) copies of the complete "Design and Construction Services Qualifications Supplement (DCSQS), which may be obtained by contacting: Maria de Laval, Contracts Administrator, University of South Florida St. Petersburg, Facilities Planning and Construction, 140-7th Avenue So., TER 100, St. Petersburg, FL 33701, Phone (727)553-4822, or Fax (727)553-4194. All teams must be properly registered at the time of application to practice its

profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Interested teams are required to have a representative attend a presubmittal meeting at the University of South Florida St. Petersburg to be held at 2:00 p.m. Eastern Standard Time, on Friday, June 25, 2004 in Davis Hall Room 130, USF St. Petersburg, 140-7th Avenue So., St. Petersburg, Florida, to review the scope and requirements of this project. Requests for meetings by individual teams will not be granted.

MINORITY PROGRAM:

Teams are encouraged to utilize Minority Business Enterprises certified by the Minority Business Advocacy and Assistance Office, State of Florida, Department of Labor and Employment Security. A minimum goal of 21% participation is suggested.

The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Six (6) copies of the required information shall be submitted to the attention of James A. Grant, AIA, Campus Architect and Director, Facilities Planning and Construction, University of South Florida, St. Petersburg, 140-7th Avenue So., TER 100, St. Petersburg, FL 33701 no later than 2:00 p.m. Eastern Standard Time, Friday, July 9, 2004. Facsimile (FAX) submittals are not acceptable and will not be considered.

The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions or qualifications or Design/Build proposals without obligation to the respondent. The award of this contract is subject to the availability of funds. If additional funding is realized, the University has the option to incorporate additional scope/funding under this contract.

NOTICE TO PROFESSIONAL CONSULTANTS

The University of South Florida announces that Professional Services in the discipline of Architecture will be required for the project listed below:

Project Number: 524

Project and Location: Parking Garage III, University of South Florida, Tampa Campus, Tampa, Florida.

PROJECT DESCRIPTION:

The project consists of the design and construction of a new Parking Garage III planned to serve the Health Sciences and interdisciplinary areas of the campus. The parking facility is planned to hold a minimum of 1,500 automobiles. The

estimated construction budget for this project is anticipated to be approximately \$11,250,000 including site related work. If additional funding is realized, the University has the option to incorporate additional scope/funding for Parking Garage III and for a future Parking Garage IV facility under this contract. The construction delivery method is anticipated to be Low Bid General Contractor.

The selected firm will provide planning, design, construction documents, construction administration and post occupancy services for the project in coordination with the USF Tampa 10 Year Master Plan and USF standards for design and construction. All disciplines required to be provided for this project including architecture, engineering disciplines, and any specialty consultants, such as parking garage consultant, etc. are to be included in the submittal for services. Consultant services for design expertise unique to parking garages, etc. may be provided by the applicant firm, by specialty design consultants or by joint venture partners. The design and construction administration services by the Architect/Engineer team shall facilitate the Parking Garage III needs, and accomplishing those needs within the mandatory project schedule in order to meet occupancy, debt service and arbitrage requirements for this bond financed project. The selected firm will be required to provide computer drawings according to the standards of the University of South Florida, including computer record drawings reflecting as-built conditions. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000, and will be provided as a part of Basic Services. Project development including professional services is contingent upon availability of funds.

Selection of finalists for interview will be made on the basis of professional qualifications of the proposed design team, including experience and ability to meet the project requirements and the goals and objectives of the University's strategic plan; past experience; design ability; volume of work; and distance from project. As part of the University of South Florida's strategic plan, USF made a commitment to foster a diverse community distinguished by a shared purpose, collaboration, open and timely communication, mutual respect, trust, and inclusiveness. The University of South Florida is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises ("MBEs") in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or for participation in, design and/or construction-related services.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application, a completed University of South Florida "Professional Qualifications Supplement, for Parking Garage III, dated June 2004", which permits specialty consultants and design consultants, and a copy of the applicant's current

Professional Registration Certificate from the appropriate governing board. Applications on any other form will not be considered. Submittals are part of the public record.

All applicants must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for The University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The "Professional Qualifications Supplement for Parking Garage III dated June 2004" and Project Fact Sheet which includes project information and selection criteria may be obtained by contacting: Kathy Bennett, Contracts Administrator, University of South Florida, Facilities Planning and Construction, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550, Phone (813)974-3098, (813)974-2625, Fax (813)974-3542 or via email at kbennett@admin.usf.edu.

Interested firms are invited and encouraged to attend a Pre-Submittal meeting at the University of South Florida, Phyllis P. Marshall Center, to be held at 10:00 a.m., Eastern Time, on Wednesday, July 7, 2004, in Room MC269, 4202 East Fowler Avenue, Tampa, Florida, to review the scope and requirements of this project. Requests for meetings by individual firms will not be granted.

It shall be noted that no verbal communication shall take place between the applicants and the University of South Florida except as provided at the Pre-Submittal Meeting, the Pre-Interview Meeting and the request for the PQS and Fact Sheet. Requests for any project information must be in writing to the above address. The Selection Committee may reject all proposals and stop the selection process at any time.

Six (6) copies of the above requested data, bound in the order listed shall be addressed to: Ray Gonzalez, Architect, Facilities Planning and Construction, University of South Florida, FPC110, 4202 East Fowler Avenue, Tampa, Florida 33620-7550.

Submittals must be received in the University of South Florida, Facilities Planning and Construction Office, FPC110 by 2:00 p.m., Eastern Time, on Thursday, July 29, 2004.

Facsimile (FAX) submittals are not acceptable and will not be considered.

Extend submittal due date for the following:
 University of North Florida Board of Trustees
 Construction Management Services for Social Sciences
 Building (BR-987)
 Proposals due Tuesday, July 13, 2004 at 2:00 p.m.

**PUBLIC ANNOUNCEMENT FOR
 CONSTRUCTION MANAGEMENT SERVICES**

PROJECT NUMBER: FSDB 20040011
 PROJECT NAME: Police/Security Building
 PROJECT LOCATION: The Florida School for the Deaf and
 the Blind, 205 N. San Marco Avenue, St. Augustine, FL,
 32084-2799

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from construction management firms to provide Construction Management at Risk Services for renovations and additions to the Police Services and Security Building. Existing building is approximately 1670 sf. New additions are expected to expand the square footage to approximately 3400 sf and will include updated communications, security, and fire alarm equipment for monitoring of the entire FSDB campus. Building will be occupied and in service during the renovation and additions process. The construction budget for this project is \$1,000,000.

Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria established by the Division of Building Construction.

Firms interested in being considered for this project must submit four (4) copies of their application with a table of contents and tabbed sections in the following order:

1. A letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, form DBC5085.
3. Resumes of proposed staff and staff organization.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.
6. References from prior clients received within the last five years.

Submit four (4) copies of application to the: The Florida School for the Deaf and the Blind, Attn. John Connor, Purchasing Director, Building 28 Stores & Receiving, 207 North San Marco Avenue, St. Augustine, FL 32084-2799.

For further information, contact Lloyd Jenkins, Project Manager, at (904)827-2363.

Response Due Date: July 28, 2004, no later than 3:00 p.m.

Firms will be short-listed on August 10, 2004. Following the short-list selection, a Pre-interview workshop will be held on August 17, 2004 at 9:00 a.m. for all short-listed firms. Interviews will be conducted on August 31, 2004. A final selection will be made after the interviews have taken place.

The results of the short-list and final selection will be posted at FSDB, Building #28 Stores & Receiving, 207 N. San Marco Ave., St. Augustine, FL and can be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m. beginning 24 hours after each selection. Any protest of the selections must be made within 72 hours of the postings. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Final selection results will also be posted in the Florida Administrative Weekly.

**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."

EXPRESSWAY AUTHORITIES

**MIAMI-DADE EXPRESSWAY AUTHORITY (MDX)
 NOTICE OF REQUEST FOR STATEMENT OF
 QUALIFICATIONS (RSOQ)
 FOR SYSTEM MANAGER SERVICES
 MDX WORK PROGRAM NO. 10006.030**

The Miami-Dade Expressway Authority (MDX) is seeking the services of a qualified firm or team of firms ("Firm" or "System Manager") to provide systems integration and management services in connection with the procurement, installation, and integration of hardware (the "Services") for MDX Project No. 10006 – MDX Transportation Management Center ("TMC") (the "Project") in the MDX Five-Year Work Program.

FEDERAL AND STATE DEPARTMENT: By signing and submitting a Statement of Qualifications (SOQ), the Firm certifies that no principal (which includes shareholders, partners, officers, directors, or executives) is presently

suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal, state or local department or agency.

SYSTEM: The Miami-Dade Expressway Authority System is comprised of State Road (SR) 112, SR 836, SR 874, SR 878 and SR 924.

DESCRIPTION OF WORK: In developing the TMC, the System Manager will be responsible for developing technical specifications and producing all the integration requirements and alternatives for a totally functional operating system based on a fixed budget. Secondly, the System Manager will procure and install the necessary materials and required devices to integrate the hardware and software components in order to deploy the most effective and efficient system for MDX. Finally, the System Manager will be responsible for all integration and interoperability of the hardware and software needed to provide the functionality of the TMC. This is to ensure that the TMC software (SunGuideSM) and control equipment development work is coordinated with other related and concurrent MDX ITS projects where other vendors may be performing related work, i.e. installing ITS field devices and communications infrastructure.

The selected Firm shall also be responsible for the quality control of all its installation and integration related activities for the Project. The selected Firm shall make available the necessary personnel, facilities, supplies, materials and resources to perform the required services. The Firm shall also coordinate with other agencies as necessary for the completion of the Project.

SELECTION PROCEDURE: A maximum of three (3) firms will be shortlisted using the Evaluation Criteria shown herein. MDX shall distribute an Invitation to Negotiate ("ITN") package to the shortlisted Firms. The ITN shall require the shortlisted Firms to submit a proposal, which MDX shall use in negotiations with the Firms. The proposal and the information in the ITN will be the basis of the scope of services for the Project. The scope of services will be further developed and finalized as part of the negotiation process. MDX shall commence negotiations with all the shortlisted firms and shall award the contract based on the best combination of proposal, qualifications and price, as determined solely by MDX. **FIRMS THAT DO NOT PROVIDE THE REQUIRED INFORMATION AND/OR DOCUMENTATION TO ADDRESS THE PREREQUISITE CRITERIA DESCRIBED BELOW SHALL NOT BE ELIGIBLE FOR SHORTLISTING EVALUATION.**

RESPONSE PROCEDURE: Qualified firms are encouraged to submit a SOQ package to MDX. One (1) unbound original SOQ, nine (9) bound copies (ten (10) hardcopies in total), and one (1) electronic copy in PDF format MUST be received by the Miami-Dade Expressway Authority, 3790 NW 21 Street, Miami, Florida 33142, Attn: Ms. Helen M. Cordero, MDX

Procurement Officer, by Friday, July 30, 2004 by 12:00 noon, Eastern Time (the "Deadline Date"). SOQs submitted past the Deadline Date and time will be deemed non-responsive.

After reviewing the documentation submitted, evaluating the SOQs using the Evaluation Criteria shown herein, and ranking the Firms, MDX will notify all Firms in writing if they have been shortlisted, and will distribute one (1) copy of the RFP package to each shortlisted Firm.

The deadline to submit questions in reference to this Request for Statements of Qualifications (RSOQ) is Friday, July 9, 2004 by 5:00 p.m. Questions should be submitted in compliance with the Communication Provision below. The responses to questions received will be posted on MDX's website (www.mdx-way.com) as an extension of this advertisement, or may be obtained by contacting MDX's Procurement Officer pursuant to the Communication Provision below. It is the Firm's responsibility to check the website or with MDX's Procurement Officer for these responses.

RESPONSIVENESS OF SOQ'S AND CONDITIONS CAUSING DISQUALIFICATIONS OF FIRMS: A responsive SOQ is one that conforms, in all material respects, to the requirements and instructions of the RSOQ.

SOQs will be rejected if found to be irregular, conditional or not in conformance with the requirements and instructions contained herein.

An SOQ will be found to be irregular or non-responsive for reasons including, but not limited to, violation of the Cone of Silence (as defined below), failure to strictly comply with and satisfactorily address the Prerequisite Criteria, failure to submit the information needed to evaluate the SOQ based on the Evaluation Criteria, incomplete SOQs, failure to provide or complete required forms, improper signatures, submittal of more than one SOQ by the same Firm, evidence of collusion among Firms, evidence that a Firm has a financial interest in another Firm submitting an SOQ for this engagement or failure to submit an SOQ by the deadline date and time as shown above.

SOQs will be rejected if more than one SOQ is received from an individual, firm, partnership, or corporation, or combination thereof (furnished as the prime proposer), under the same or different names. Such duplicate interest will cause the rejection of all SOQs in which such Firm has participated. A Firm or any of the entities comprising the Firm shall not appear as a Proposer in any other SOQ for the Project.

MDX, at its sole and absolute discretion, reserves the right to reject any and all SOQ's or part of any and all SOQs, re-advertise the RSOQ, postpone or cancel, at any time, this procurement process for the Project, waive irregularities in the SOQs or to withdraw the RSOQ, if it is in the best interest of MDX. All expenses involved with the preparation and submission of an SOQ to MDX, or any work performed in connection therewith, shall be solely the Firm's responsibility.

SUBMITTAL OF STATEMENT OF QUALIFICATIONS: The SOQ shall be in writing, submitted on the letterhead of the Firm. The SOQ is limited to a maximum of twenty (20) pages. Resumes, MDX forms, and certificates/licenses are not included in the 20-page limitation. Resumes are limited to one (1) page per individual. The SOQ MUST include at a minimum, the documentation and/or information required in the Prerequisite Criteria, Required Information and Evaluation Criteria.

Please be aware that the use of the MDX logo and/or any symbol registered by MDX is strictly prohibited by MDX. Therefore, neither the MDX logo nor any symbol registered by MDX shall be copied or otherwise utilized by the Firm in its SOQ or in any other documentation. If the Firm violates such prohibition against the utilization of the MDX logo and/or any other registered symbol of MDX, MDX, at its sole discretion, may: (1) seek legal action against such Firm; and/or (2) deem the SOQ non-responsive.

PREREQUISITE CRITERIA: SOQs will not be considered from Firms that do not satisfy, at a minimum, the following Prerequisite Criteria. All requested documentation and/or information must be provided in the SOQ to confirm that the Firm has satisfied all of the Prerequisite Criteria.

1. The Firm shall have a minimum of five (5) years specific experience in providing the Services as described above.
2. As required by Section 287.133, Florida Statutes, a firm may not submit a proposal for the Project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. Firms must address this criterion by completing and submitting with the SOQ a Sworn Statement on Public Entity Crimes Form (a copy of this form may be obtained from MDX's website). Proposed sub-consultants shall also complete and submit this form in order to be considered.
3. The Firm must have a full service operational office located in Miami-Dade County at the time the Notice to Proceed is issued. Information must also be provided as to the location of the Firm's office(s). If a Firm has offices outside Miami-Dade County, the Firm shall make an affirmative statement confirming that, if selected, it will establish such an office in Miami-Dade County.
4. The Firm must submit documentation acceptable to MDX that the Firm is pre-qualified under Chapter 14-22, Florida Administrative Code, in the following classifications of work: Intelligent Transportation Systems (ITS); Electrical Work. If the Firm shall subcontract for some of the classifications of work, the Firm shall identify those classifications of work that will be subcontracted and provide proof of pre-qualifications of the subcontractor.

5. Certificates of Good Standing evidencing that the Firm is qualified to do business in the State of Florida (this applies to both the contractor and design consultant entities that may comprise the Firm). Documentation provided to comply with this criterion must be current.
6. Execution of a Commitment Letter (a copy of this form may be obtained from MDX's website) stating that the Firm shall satisfy the 10% Small Business Participation Goal for this procurement, in compliance with MDX's Small Business Participation Policy (a copy of this Policy may be obtained from MDX's website). Please be aware that MDX will be awarding Small Business Participation Bonus Points during the ITN phase of this procurement. Firms shall not provide information on exceeding the Small Business Participation Goal in their SOQ. Further documentation addressing this requirement shall be required of the shortlisted Firms, pursuant to requirements in the ITN.
7. Execution of the Lobbyist Disclosure Affidavit (a copy of this form may be obtained from MDX's website) providing information regarding any Lobbyists representing the Proposer for this procurement or containing an affirmative statement that no Lobbyists have been retained.
8. An executed Vendor's Bill of Rights and Responsibilities (a copy of this form may be obtained from MDX's website).

The personnel and sub-consultants/sub-contractors proposed by the Firm for the Project are considered to be committed to the Project and shall be available to the Project on the anticipated date of Notice to Proceed.

REQUIRED INFORMATION: The SOQ shall contain the following Required Information:

1. Project Name and number.
2. Firm's name and address.
3. Name of contact person, phone number, fax number and Internet e-mail address (one contact person per Firm).

EVALUATION CRITERIA: The SOQ will be reviewed, evaluated and ranked by the MDX Technical Evaluation Committee using the following Evaluation Criteria:

- Qualifications and experience of the System Manager and sub-consultants/sub-contractors as it relates to providing the following required services. This criterion will be specifically evaluated based on the depth and breadth of the Firm's and sub-consultants'/sub-contractors' experience as a whole in the performance of System Manager services of the following, Video Wall System; Facility Building Wiring; Communications and Networking; Audio Visual System; Advanced Traffic Management System (ATMS) Software Integration; Transportation Management Center (TMC) Operations and Maintenance Requirements. Total of 60 %.

- Proposed key personnel of the Firm and sub-consultants/sub-contractors, their qualifications and their roles (including resumes) as they relate specifically to the services requested in this RSOQ. Total of 25%.
- A detailed summary of the Firm's and their sub-consultants'/sub-contractors' current and proposed workload as well as all available resources as they relate to existing contracts with other agencies. The Firm should specifically address this criterion with respect to the proposed key personnel proposed for this project and detail the total number of hours available, duration of those existing contracts and total of man-hours committed to those projects. Total of 5%.
- A list of similar engagements, by the Firm and sub-consultants/sub-contractors; in particular, representation of governmental entities, completed NOT EARLIER THAN January 1, 1998, with references and phone numbers, including a general description of the role of the Firm and sub-consultants/sub-contractors, and the services provided. Total of 10%.

COMMUNICATIONS: COMMUNICATIONS BETWEEN ANY PROPOSER OR ITS EMPLOYEES, AGENTS OR REPRESENTATIVES AND ANY BOARD MEMBER OF MDX, ITS MEMBERS, EMPLOYEES, AGENTS, COUNSEL OR REPRESENTATIVES, INCLUDING ITS CONSULTANTS, AND ITS EVALUATION COMMITTEE MEMBERS, ARE STRICTLY PROHIBITED FROM THE DATE THE PROPOSERS ARE SHORTLISTED FOR THE PROJECT THROUGH THE DATE OF EXECUTION OF THE CONTRACT. The only exceptions to this are: (1) written requests regarding information or clarification made to Helen Cordero, MDX Procurement Officer; (2) meetings called or requested by MDX and attended by Proposers for the purpose of discussing a solicitation, evaluation or selection process including, but not limited to, the communications at the Pre-Proposal Conference, Oral Interviews, Negotiations, site visits to MDX's or Proposers' facilities, as applicable; (3) written and oral Contract negotiations with the Executive Director or his designated representative; or (4) communications by Proposers not selected under this procurement. Exception No. 4 above will only apply seventy-two (72) hours after approval of the Final Shortlist by the MDX Operations Committee, assuming no protest is filed; (5) the addressing of the MDX Board or any of its committees at public meetings; and (6) communications permitted by the MDX Procurement Policy, as amended. ANY VIOLATION OF THE REQUIREMENTS SET FORTH IN THIS SECTION SHALL CONSTITUTE GROUNDS FOR IMMEDIATE AND PERMANENT DISQUALIFICATION OF THE OFFENDING PROPOSER.

PROTEST RIGHTS:

1. To be considered, a protest must be in writing and filed with the Secretary of the MDX Board within seventy-two (72) hours, excluding Saturdays, Sunday and legal holidays, after approval of the Final Shortlist if the protest is directed towards any part of the procurement process that has occurred as of the time of that decision.
2. It is intended that this provision be utilized to address any issues concerning the manner or process by which Firms are identified as qualified to receive the Request for Proposal for the Project. Should issues arise after the time period for filing a protest has passed pursuant to this provision, which issues are determined by MDX to be covered by this provision, the protesting party shall be deemed to have waived any right to protest same.
3. A protest bond in the amount of, \$20,000.00 will be required for any protest.
4. After the MDX Operations Committee renders its decision regarding the firms to be shortlisted, a copy of the final shortlist of firms invited to submit proposals in response to the Request for Proposals ("Final Shortlist") shall be sent to all firms who submitted a Statement of Qualifications for the Project by MDX's Chief Purchasing Officer or his designee.
5. Within five (5) calendar days from the date of filing of the protest, the protesting party shall provide MDX with the grounds in detail for its protest.
6. Upon receipt of a timely filed written protest, MDX and the protesting party shall attempt to resolve the protest by mutual agreement within ten (10) business days from the date of filing of the protest.
7. If the protest is not resolved by mutual agreement within ten (10) business days from the date of filing, MDX and the protesting party shall select a mutually agreed-upon mediator and participate in mediation within thirty (30) calendar days after the failure to reach a mutual agreement. All costs of mediation shall be borne by the protesting party, unless otherwise agreed upon by MDX. No court proceedings regarding any protest may be filed until the parties have first participated in mediation.
8. In the event mediation is unsuccessful, the party filing a protest pursuant to this provision shall file and serve the requisite legal action within fifteen (15) calendar days of the date of mediation.
9. In the event that a party serving a protest in accordance with this provision fails to: (1) resolve the protest by mutual agreement within ten (10) business days from the date of filing of the protest; (2) work with MDX to select an agreed-upon mediator and participate in mediation within thirty (30) calendar days after the failure to reach a mutual agreement; or (3) file and serve the requisite legal proceeding within fifteen (15) calendar days after the termination of an unsuccessful mediation, the protest

shall be deemed withdrawn and have no further force and effect. Any waiver of this provision must be in writing and signed by MDX's Executive Director.

10. Failure to file a protest in accordance with the requirements set forth herein with respect to any decisions made prior to the issuance of the Final Shortlist in accordance with this provision shall constitute a waiver of any right to initiate any protest proceedings regarding those decisions.

EQUAL EMPLOYMENT OPPORTUNITIES AND SMALL BUSINESS ENTERPRISES PROGRAM: The Miami-Dade Expressway Authority prohibits discrimination on the basis of race, color, sex, age, national origin, religion, and disability or handicap in accordance with the Provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e et seq., the Florida Civil Rights Act of 1992, as amended, § 760.10 et seq., Fla. Stat., and other Federal and State discrimination statutes. MDX notifies all Consultants and individuals that it requires and encourages equal employment opportunities for minorities and women.

MDX strongly supports small, minority and women owned businesses having full opportunity to submit Proposals in response to this RSOQ and commits that Consultants will not be discriminated against on the basis of sex, race, color, national origin, religion or disability, or other protected status. The overall goal of MDX is to obtain an M/WBE participation of twenty-five percent (25%) for the aggregate of its projects. However, compliance with MDX's overall goal is not a prerequisite for the Project.

Please be aware that MDX has adopted a Small Business Participation Policy and a 10% Small Business Participation Goal shall be required for this procurement (see Prerequisite Criteria above and refer to MDX Small Business Participation Policy which may be obtained from MDX's website or by requesting a copy from MDX). Firms are encouraged to refer to the MDX Small Business Participation Policy for a clear understanding of the Small Business Participation Goal requirement and specifically as it relates to the necessary certifications.)

The twenty-five percent (25%) goal can be satisfied by M/WBE and Disadvantaged Business Enterprises that are currently certified as such with the State or Miami-Dade County. Satisfaction of the ten percent (10%) Small Business Participation Goal can be counted toward this goal.

MDX RESERVES THE RIGHT TO REJECT ANY OR ALL STATEMENTS OF QUALIFICATIONS RECEIVED AT ITS DISCRETION AND WITHOUT ANY RECOURSE.

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT FOR ELECTRICAL CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES, CONTINUING AREA CONTRACTS AREA 5 and 6 COMBINED

The State of Florida, Department of Management Services, Division of Facilities Management and Building Construction requests qualifications from electrical contractors to provide construction management services in Area 5, counties of Citrus, Hardee, Hernando, Hillsborough, Manatee, Pasco, Pinellas, Polk, Sarasota, Sumter; combined with Area 6, counties of Brevard, Lake, Orange, Osceola, Seminole, Volusia and other counties as may be determined necessary by the owner.

For details please visit the Department's website listed below and click on "Search Advertisements – Division of Facilities Management and Building Construction." "http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu"

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 CHILDREN AND FAMILY SERVICES

REQUEST FOR QUALIFICATIONS

Our Kids of Miami-Dade and Monroe, Inc. (Our Kids), the lead agency for community-based care in Miami/Dade and Monroe counties, is currently soliciting statements of qualifications from organizations wishing to provide Level assessments to dependent care children of Miami/Dade and Monroe counties.

All Request for Qualifications materials and announcements will be available by e-mail at ao_ourkids@dcf.state.fl.us.

Background

Our Kids of Miami-Dade and Monroe, Inc. is a Florida non-profit corporation created by Miami-Dade and Monroe Counties local child welfare communities in response to the need for local control and leadership of our child welfare system. Our Kids features a design unique to Florida as it uses a strict Community Leadership Model. The large and diverse board of directors is specifically selected to represent the communities of Miami-Dade and Monroe counties in the creation, development and oversight of a privatized, local child protection system.

Our Kids plans to build on the strength of existing community agencies that have established an accredited history and reputation for quality service. We have tapped into the wealth

of knowledge and local expertise by bringing key stakeholders and local child advocates into the design process and creation of a blueprint for success in foster care and related services.

Our Kids recognizes that building a quality child protection system for Miami-Dade and Monroe counties is an enormous task and the responsibility is too great for one service provider agency to handle alone. Our Kids will provide the leadership team that is responsible for the overall implementation and delivery of quality services to our children.

Mission and Values

Our Kids embraces the intent of the community-based care movement and believes it has been established to further implement this unique structure to effectively engage a broad cross-section of the District 11 communities and its CBC Alliance in its goals.

The following describes the mission, vision, core values and guiding principles of Our Kids:

Vision

Our Kids is committed to providing stewardship and leadership to ensure that at risk children of Miami-Dade and Monroe Counties grow up in safe, permanent families.

Mission

Our mission is to provide leadership for, and oversight and coordination of, a system of care for abused and/or neglected children, and children at risk of abuse and/or neglect, and their families, in Monroe and Miami-Dade Counties.

Guiding Principles

- Develop a provider network that is child-focused, family-centered and responsive to the communities served.
- Ensure that each County's services are seamless, cohesive and comprehensive within and across providers.
- Enhance the service delivery to ensure cultural competence, relevance and respectful interventions.
- Provide quality oversight of providers that encourages individualized and strength-based delivery of services.
- Seek to involve consumers, family members, and all key stakeholders in all aspects of the planning, delivery and monitoring of the system.
- Maximize existing resources and revenue.
- Create new resources and new business practices designed to maximize success.
- Provide continuous quality assurance and quality improvement.

Statement of Work

The primary goal for all community-based care providers will be to facilitate the timely achievement of safety and permanency for all children, regardless of age or current living arrangement. This RFQ seeks to solicit responses from interested providers being part of the network to perform level assessments that are both high quality and timely. In addition,

the level assessments will identify key issues for the child, further follow-up required and determine the level of care the child requires from the full case management agency.

Interested providers should have current experience in performing comprehensive assessments in Miami-Dade County and be willing to do the following:

1. Work under the direction of Children's Psychiatric Center both in receiving referrals and responding to their quality assurance direction.
2. Be willing to have staff attend required trainings.
3. Use the improved format for level assessments.
4. Agree to accept all referrals as long as they have capacity.
5. To perform assessments timely and thoroughly.

All Providers must be incorporated in Florida, and have a successful history in Miami/Dade.

All, some or none of the respondents to this Request for Qualifications may qualify. Qualification will not constitute a guarantee of contract award.

Information

Any questions regarding this RFQ or process should be submitted in writing or e-mail to the following:

Alicia Olachea

Executive Assistant

The Rohde Building

401 NW 2nd Avenue, North Tower, Suite S212

Miami, Florida 33128

Email: AO_ourkids@dcf.state.fl.us

Fax: (305)377-7029

Submittal Requirements

One original response to this Request for Qualifications and three copies must be received by 5:00 p.m., EST on July 7, 2004. This deadline supersedes all previously announced deadlines.

Submittal packages must include:

1. A cover letter summarizing the respondent's intent and qualifications to provide the intended range of services in Miami/Dade. The letter should include the respondent's correct mailing address and name of the primary point of contact (1 page).
2. A narrative description of your experience in the past in collaborating with other agencies in service delivery, examples of your agencies' willingness to serve all populations regardless of neighborhood, culture, or race. Include examples of your agencies' cultural sensitivity to the diversity of Miami-Dade and Monroe counties. This narrative should be limited to 2 pages
3. Submission of two recent (done within the last four months) comprehensive assessments of your choice.
4. Signed Certification, page 4 of this packet.

Evaluation of Responses

Responses will be reviewed by Our Kids, with participation by community reviewers.

Our Kids reserves the right to make any and all determinations exclusively and shall assume no liability to any respondent to this Request for any effect of such determinations. Our Kids reserves the right to reject any and all responses to this Request for Qualification and/or to withdraw this Request at any time. At its option, Our Kids may correct minor irregularities in any response to this Request and/or may make minor modifications to the requirements of this Request when to do so would be in the best interest of the child welfare system in Miami/Dade.

**Appendix A
General Information**

| | |
|------------------------------------|---|
| Name of Respondent (Organization): | # of Service Locations in Miami-Dade County |
| Federal Employer ID # (FEIN): | # of Service Locations in Monroe County |
| | # of Service Locations in other Florida sites |
| Point of Contact: | Telephone #: _____ Ext.: _____ |
| Street Address: | E-mail Address: |
| City: _____ State: FL | Zip Code: |

Certification

I hereby certify that I have reviewed the response to all of the questions and information requests herein and believe that those responses are true and correct, to the best of my knowledge.

I further certify that by submission of a response to this Request for Qualifications, respondent understands and agrees to all terms and conditions contained in this Request for Qualifications.

Signature

Printed Name

Title

Date

REQUEST FOR QUALIFICATIONS

Our Kids of Miami-Dade and Monroe, Inc. (Our Kids), the lead agency for community-based care in Miami/Dade and Monroe counties, is currently soliciting statements of qualifications from organizations wishing to provide Recruitment, Orientation, and centralized Training to potential Foster and Adoptive Parents in the Miami/Dade and Monroe counties.

All Request for Qualifications materials and announcements will be available by e-mail at ao_ourkids@dcf.state.fl.us.

Background

Our Kids of Miami-Dade and Monroe, Inc. is a Florida non-profit corporation created by Miami-Dade and Monroe Counties local child welfare communities in response to the need for local control and leadership of our child welfare system. Our Kids features a design unique to Florida as it uses a strict Community Leadership Model. The large and diverse board of directors is specifically selected to represent the communities of Miami-Dade and Monroe counties in the creation, development and oversight of a privatized, local child protection system.

Our Kids plans to build on the strength of existing community agencies that have established an accredited history and reputation for quality service. We have tapped into the wealth of knowledge and local expertise by bringing key stakeholders and local child advocates into the design process and creation of a blueprint for success in foster care and related services.

Our Kids recognizes that building a quality child protection system for Miami-Dade and Monroe counties is an enormous task and the responsibility is too great for one service provider agency to handle alone. Our Kids will provide the leadership team that is responsible for the overall implementation and delivery of quality services to our children.

Mission and Values

Our Kids embraces the intent of the community-based care movement and believes it has been established to further implement this unique structure to effectively engage a broad cross-section of the District 11 communities and it's CBC Alliance in its goals.

The following describes the mission, vision, core values and guiding principles of Our Kids:

Vision

Our Kids is committed to providing stewardship and leadership to ensure that at risk children of Miami-Dade and Monroe Counties grow up in safe, permanent families.

Mission

Our mission is to provide leadership for, and oversight and coordination of, a system of care for abused and/or neglected children, and children at risk of abuse and/or neglect, and their families, in Monroe and Miami-Dade Counties.

Guiding Principles

- Develop a provider network that is child-focused, family-centered and responsive to the communities served.
- Ensure that each County's services are seamless, cohesive and comprehensive within and across providers.
- Enhance the service delivery to ensure cultural competence, relevance and respectful interventions.
- Provide quality oversight of providers that encourages individualized and strength-based delivery of services.

- Seek to involve consumers, family members, and all key stakeholders in all aspects of the planning, delivery and monitoring of the system.
- Maximize existing resources and revenue.
- Create new resources and new business practices designed to maximize success.
- Provide continuous quality assurance and quality improvement.

Statement of Work

The primary goal for all community-based care providers will be to facilitate the timely achievement of safety and permanency for all children, regardless of age or current living arrangement. This RFQ seeks to solicit responses from interested providers being part of the network to perform level assessments that are both high quality and timely. In addition, the level assessments will identify key issues for the child, further follow-up required and determine the level of care the child requires from the full case management agency

Interested providers should have a background in recruitment, orientation, training and support to foster or adoptive families and be willing to do the following:

1. Create a master data base of all contacts and outcomes;
2. Informal and formal recruitment activities;
3. County-wide coverage of orientation and related activities;
4. Coordination of training and events across Full Case Management providers

All Providers must be incorporated in Florida, with a preference given to non-profit organizations that have a successful history in Miami/Dade.

All, some or none of the respondents to this Request for Qualifications may qualify. Qualification will not constitute a guarantee of contract award.

Information

Any questions regarding this RFQ or process should be submitted in writing or e-mail to the following:

Alicia Olachea
 Executive Assistant
 The Rohde Building
 401 NW 2nd Avenue, North Tower, Suite S212
 Miami, Florida 33128
 Email: AO_ourkids@dcf.state.fl.us
 Fax: (305)377-7029
 Submittal Requirements

One original response to this Request for Qualifications and three copies must be received by 5:00 p.m., EST on July 9, 2004. This deadline supersedes all previously announced deadlines.

Submittal packages must include:

1. A cover letter summarizing the respondent’s intent and qualifications to provide the intended range of services in Miami/Dade. The letter should include the respondent’s correct mailing address and name of the primary point of contact (1 page).
2. A narrative description of your overall plan to recruit, orient and train foster and adoptive parents, including expected outcomes for a 12 month period. The narrative should be limited to three pages. The package should include your strategy in addressing some of the challenges in our community, such as; Recruitment for placement or re-placement of children 12 yrs old +, sibling groups, emotionally disturbed, conduct disorders, substance abuse, sexually active, ethnic, etc
3. Signed Certification, page 4 of this packet.

Evaluation of Responses

Responses will be reviewed by Our Kids, with participation by community reviewers.

Our Kids reserves the right to make any and all determinations exclusively and shall assume no liability to any respondent to this Request for any effect of such determinations. Our Kids reserves the right to reject any and all responses to this Request for Qualification and/or to withdraw this Request at any time. At its option, Our Kids may correct minor irregularities in any response to this Request and/or may make minor modifications to the requirements of this Request when to do so would be in the best interest of the child welfare system in Miami/Dade.

Appendix A

General Information

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| Name of Respondent (Organization): | # of Service Locations in Miami-Dade County |
| Federal Employer ID # (FEIN): | # of Service Locations in Monroe County |
| | # of Service Locations in other Florida sites |
| Point of Contact: | Telephone #: _____ Ext.: _____ |
| Street Address: | E-mail Address: |
| City: State: FL | Zip Code: |

Certification

I hereby certify that I have reviewed the response to all of the questions and information requests herein and believe that those responses are true and correct, to the best of my knowledge.

I further certify that by submission of a response to this Request for Qualifications, respondent understands and agrees to all terms and conditions contained in this Request for Qualifications.

Signature

Printed Name

Title

Date

FLORIDA AUDITOR GENERAL

NOTICE OF REQUEST FOR PROPOSAL

STATEMENT OF WORK: The Florida Auditor General is seeking to engage an independent consulting actuary who is a member of the American Academy of Actuaries or the Casualty Actuarial Society. The actuary will perform an analysis of the adequacy and appropriateness of the rates and reserves of the Workers' Compensation Joint Underwriting Association (JUA) created under Section 627.311(5), Florida Statutes. This analysis is required by Section 3, Chapter 2004-266, Laws of Florida.

PROPOSALS: Proposals must be submitted in accordance with the content set forth in the Auditor General's Request for Proposal for Actuarial Consulting Services dated June 25, 2004. Copies of this document are available from the contact person.

CONTACT PERSON: Ted Sauerbeck, C.P.A., Section Audit Supervisor, Auditor General, Suite 401 Pepper Building, 111 W. Madison Street, Tallahassee, Florida 32399-1450, phone number (850)487-9031, FAX number (850)487-4403, e-mail tedsauerbeck@aud.state.fl.us.

DATES: All interested consultants are required to submit a mandatory but non-binding letter of intent to propose, which must be received by the contact person no later than 2:00 p.m., EDT, on July 12, 2004. The Auditor General will have further communications after that date only with those persons who indicate their initial intent to submit a proposal on this project. The closing date and time to receive proposals is 2:00 p.m., EDT, July 20, 2004. The contact person must receive the written proposal prior to the closing date and time. Proposals that for any reason are not so received will not be considered.

The Auditor General reserves the right to reject any and all proposals. Unless all proposals are rejected, it is anticipated the contract will be awarded during July 2004.

GAINESVILLE-ALACHUA COUNTY REGIONAL AIRPORT AUTHORITY

REQUEST FOR BIDS

PROJECT # 04-006 – PASSENGER BOARDING BRIDGES
The Gainesville-Alachua County Regional Airport Authority (GACRAA) is soliciting sealed bids for the purchase and installation of three (3) passenger boarding bridges for the passenger airline terminal at Gainesville Regional Airport.

Complete sets of bid documents are available beginning June 18, 2004 at the office of Mr. Pat Hargrove, Reynolds, Smith & Hills, Inc., 10748 Deerwood Park Blvd. South, Jacksonville, FL 32256-0597 or by calling (904)256-2437.

Bids must be signed by an authorized official, enclosed in a sealed envelope or package clearly marked:

“Project No. 04-006 Passenger Boarding Bridges” and mailed or delivered to the Authority’s Administrative Office, Gainesville Regional Airport, Attn: Chief Executive Officer, 3880 N.E. 39th Avenue, Suite A, Gainesville, FL 32609.

Bids are due at 4:00 p.m., Thursday, July 8, 2004 and will be publicly opened at this time. The official clock is located in the Authority’s Administrative Office. Bids received after 4:00 p.m., July 8, 2004 will not be considered.

GACRAA reserves the right to reject any or all bids received in response to this Request for Bids as determined to be in the best interest of the Airport.

For additional information, contact Allan Penksa at (352)373-0249.

REQUEST FOR BIDS

**PROJECT # 04-007 – TERMINAL PHASE I
GENERAL CONSTRUCTION
GAINESVILLE-ALACHUA COUNTY
REGIONAL AIRPORT AUTHORITY**

The Gainesville-Alachua County Regional Airport Authority (GACRAA) is soliciting sealed bids for the construction / modification of the existing passenger airline terminal building to accommodate the installation of three (3) passenger boarding bridges (to be performed by others) at the Gainesville Regional Airport. The project also includes apron joint repair/inlet repair, miscellaneous electrical and mechanical work and gate podiums.

Complete sets of bid documents are available for review or purchase beginning June 18, 2004 at the office of Reynolds, Smith & Hills, Inc., 10748 Deerwood Park Blvd., South, Jacksonville, FL 32256-0597 or by calling Mr. Pat Hargrove at (904)256-2437. A non-refundable payment of One-Hundred Dollars and 00/cents (\$100.00) will be required to purchase each set of the bid documents.

A mandatory pre-bid conference will be held on Thursday, July 15, 2004, 2004 at 2:30 p.m. at the Gainesville Regional Airport, Passenger Terminal, 3880 NE 39th Avenue, Gainesville, FL 32609.

Bids must be signed by an authorized official, enclosed in a sealed envelope or package clearly marked:

“Project No. 04-007 Terminal Phase I General Construction” and mailed or delivered to the Authority’s Administrative Office, Gainesville Regional Airport, Attn: Chief Executive Officer, 3880 N.E. 39th Avenue, Suite A, Gainesville, FL 32609.

Bids are due at 4:00 p.m. Tuesday, August 10, 2004 and will be publicly opened at this time. The official clock is located in the Authority’s Administrative Office. Bids received after 4:00 p.m., August 10, 2004 will not be considered.

GACRAA reserves the right to reject any or all bids received in response to this Request for Bids as determined to be in the best interest of the Airport.

For additional information, contact Allan Penksa at (352)373-0249.

CITY OF ARCADIA

DESOTO COUNTY, FLORIDA
 REQUEST FOR PROPOSALS
 FIRE AND EMS STUDY

The City of Arcadia and DeSoto County Fire Rescue/EMS Committee is soliciting proposals and/or letters of interest for professional consulting services to review how fire protection and emergency medical services have historically and are currently provided and financed in both the incorporated and unincorporated areas of DeSoto County, and which will result in providing options to the DeSoto County Board of County Commissioners and the City Council of Arcadia on alternative service delivery systems.

The deadline for proposals will be July 30, 2004, 2:00 p.m. EST. Eight copies of your response must be furnished on or before the deadline. One must be marked as the original and the others may be copies. At least the original response to the RFP must contain an original, manual signature of an authorized representative of the responding firm or individual. Proposals should be submitted to: CITY/COUNTY FIRE RESCUE/EMS COMMITTEE, 23 North Polk Avenue, Arcadia, Florida 34266. For additional information and a proposed scope of work respondents may contact either: Edward J. Strube, City Administrator, P. O. Box 351, Arcadia, FL 34265. (863)494 4114 or James V. Chisholm, County Administrator, 201 East Oak Street, Arcadia, FL 34266 (863)993 4800.

The Committee reserves the right to reject any or all proposals and accepts no responsibility for expense of preparing or delivering proposals to the Committee. Proposals not reaching the Committee by the deadline will not be opened and will not be eligible for evaluation.

HILLSBOROUGH COUNTY AVIATION AUTHORITY

NOTICE TO DESIGN-BUILD FIRMS

The Hillsborough County Aviation Authority hereby requests, pursuant to the Consultants Competitive Negotiation Act, Florida Statutes 287.055, letters of interest from design-build firms desiring to render design-build services for the following project:

DESIGN AND CONSTRUCTION OF
 CAR RENTAL GARAGES AND
 COUNTER RELOCATIONS AND RELATED WORK
 TAMPA INTERNATIONAL AIRPORT
 HCAA PROJECT NO. 1000

Under this agreement the firm may be tasked to perform all architectural design and all engineering related to civil, structural, mechanical, plumbing, fire protection, electrical, electronic and information technology systems, basic services during construction, construction by a qualified contractor and related surveys and testing. A more detailed scope of services will be included in the formal request for qualifications.

Qualified design-build firms desiring consideration to provide these services should give written notification in the form of a letter of interest to: Dan Noettl, Manager, Planning and Development, Hillsborough County Aviation Authority, Post Office Box 22287, Tampa, Florida 33622. The letters of interest must be received at or before 5:00 p.m. local time, Friday, July 9, 2004.

Additional information is available on the Authority’s website at www.tampaairport.com; Contracts & Business Information, RFP/RFQ/RFI Information.

HILLSBOROUGH COUNTY AVIATION AUTHORITY
 By: /s/ Louis E. Miller
 Louis E. Miller, Executive Director

**Section XII
 Miscellaneous**

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation intends to issue an “Airport Site Approval Order,” in accordance with Chapter 330, Florida Statutes, “Regulation of Aircraft, Pilots, and Airports” and Chapter 14-60, Florida Administrative Code, “Airport Licensing, Registration, and Airspace Protection” for the following site:

Redstone, a private airport, in Osceola County, at Latitude 28° 13' 48" and Longitude 081° 17' 23", to be owned and operated by Mr. David Jowers, 1801 West New Nolte Road, St. Cloud, FL 34772.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450; (850)414-4500; aviation.fdot@dot.state.fl.us. Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Triumph Motorcycles (America) Ltd., intends to allow the establishment of Mac Motors, LLC d/b/a Euro Cycles, as a dealership for the sale of Triumph motorcycles, at 8509 Gunn Highway, Odessa, (Hillsborough County), Florida 33556, on or after April 6, 2004.

The name and address of the dealer operator(s) and principal investor(s) of Mac Motors, LLC d/b/a Euro Cycles are dealer operator(s) and principal investor(s): Joseph and Crystal MacGuire, 6111 Caliber Court, New Port Richey, FL 34655.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Michael Lashley, Dealer Development, Triumph Motorcycles (America) Ltd., 385 Walt Sanders Memorial Drive, Suite 100, Newnan, GA 30265.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

WATER MANAGEMENT DISTRICTS

NOTICE OF RESCISSION OF WATER SHORTAGE DECLARATION

On June 10, 2004, the Executive Director of the South Florida Water Management District (District) issued Order No. 2004-085 DAO-WS, Rescinding Declaration of Water Shortage within portions of the St. Lucie County Agricultural Area. The areas subject to this Order are Canal 23 ("C-23"), Canal 24 ("C-24"), and Canal 25 ("C-25") in St. Lucie County. The District has monitored the condition of the water resources in the affected areas and the needs of the users, as required by Rule 40E-21.221, Fla. Admin. Code, and has determined that at this time Water Shortage Order is no longer necessary to protect the water resources of the District. The Governing Board is authorized by Section 373.246(4), F.S., and subsection 40E-21.291(4), Fla. Admin. Code, to rescind a declaration of water shortage as conditions warrant. Conditions have improved sufficiently to warrant the rescission of the Water Shortage Restrictions for the St. Lucie Agricultural Area Water Use Basin. A copy of Order No. 2004-085 DAO-WS may be obtained from Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406-4680; telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov. The District is making every effort to provide information to the public through the media regarding water shortage restrictions and rescissions of the restrictions.

Approved Cost: \$0
 County: Pasco Service District: 5
 CON # 9754 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: University Community Hospital, Inc.
 Applicant: University Community Hospital, Inc.
 Project Description: Establish a 50-bed long-term care hospital
 Approved Cost: \$0
 County: Hillsborough Service District: 6
 CON # 9755 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Baycare Long Term Acute Care, Inc.
 Applicant: Baycare Long Term Acute Care, Inc.
 Project Description: Establish a 36-bed long-term care hospital
 Approved Cost: \$0
 County: Polk Service District: 6
 CON # 9756 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: SemperCare Hospital of Lakeland, Inc.
 Applicant: SemperCare Hospital of Lakeland, Inc.
 Project Description: Establish a 30-bed long-term care hospital at Lakeland Regional Medical Center
 Approved Cost: \$0
 County: Polk Service District: 6
 CON # 9757 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Select Specialty Hospital-Marion, Inc.
 Applicant: Select Specialty Hospital-Marion, Inc.
 Project Description: Establish a 44-bed long-term care hospital
 Approved Cost: \$0
 County: Hillsborough Service District: 6
 CON # 9758 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: University Community Hospital
 Applicant: University Community Hospital, Inc.
 Project Description: Add 10 comprehensive medical rehabilitation beds
 Approved Cost: \$0
 County: Brevard Service District: 7
 CON # 9759 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Holmes Regional Medical Center
 Applicant: Holmes Regional Medical Center, Inc.
 Project Description: Establish an acute care hospital of 84 beds
 Approved Cost: \$0

County: Brevard Service District: 7
 CON # 9760 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Wuesthoff Medical Center - Melbourne
 Applicant: Wuesthoff Memorial Hospital, Inc.
 Project Description: Add 34 acute care beds
 Approved Cost: \$0
 County: Brevard Service District: 7
 CON # 9761 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Wuesthoff Medical Center - Rockledge
 Applicant: Wuesthoff Memorial Hospital, Inc.
 Project Description: Add 44 acute care beds
 Approved Cost: \$0
 County: Osceola Service District: 7
 CON # 9762 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Osceola Regional Medical Center
 Applicant: Osceola Regional Hospital, Inc.
 Project Description: Add 20 acute care beds
 Approved Cost: \$0
 County: Osceola Service District: 7
 CON # 9763 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Osceola Regional Medical Center
 Applicant: Osceola Regional Hospital, Inc.
 Project Description: Add four Level II NICU beds
 Approved Cost: \$0
 County: Lee Service District: 8
 CON # 9764 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Select Specialty Hospital - Lee, Inc.
 Applicant: Select Specialty Hospital - Lee, Inc.
 Project Description: Establish a 44-bed long-term care hospital
 Approved Cost: \$0
 County: Lee Service District: 8
 CON # 9765 Decision Date: 6/11/2004
 Decision: D
 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 35 beds
 Approved Cost: \$0
 County: Lee Service District: 8

CON # 9766 Decision Date: 6/11/2004
 Decision: A
 Facility/Project: Southwest Florida Regional Medical Center, Inc.
 Applicant: Southwest Florida Regional Medical Center, Inc.
 Project Description: Construct a 349-bed acute care replacement hosp. including cardiac/transplant services. thru delicensure of 110 acute/10 SNF beds at Gulf Coast and 51 acute care beds at SWFRMC.
 Approved Cost: \$199,349,288
 County: Sarasota Service District: 8
 CON # 9767 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Manatee Memorial Hospital, L.P.
 Applicant: Manatee Memorial Hospital, L.P.
 Project Description: Establish a acute care hospital of 120 beds
 Approved Cost: \$0
 County: Sarasota Service District: 8
 CON # 9768 Decision Date: 6/11/2004
 Decision: A
 Facility/Project: North Port HMA, Inc.
 Applicant: North Port HMA, Inc.
 Project Description: Establish an acute care hospital of 80 beds
 Approved Cost: \$78,058,466
 County: Palm Beach Service District: 9
 CON # 9769 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Select Specialty Hospital - Palm Beach, Inc.
 Applicant: Select Specialty Hospital - Palm Beach, Inc.
 Project Description: Establish a long-term care hospital of 60 beds
 Approved Cost: \$0
 County: Palm Beach Service District: 9
 CON # 9770 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of 70 beds

Approved Cost: \$0
 County: St. Lucie Service District: 9
 CON # 9772 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Martin Memorial Medical Center, Inc.
 Applicant: Martin Memorial Medical Center, Inc.
 Project Description: Establish an 80-bed acute care hospital
 Approved Cost: \$0
 County: Dade Service District: 11
 CON # 9774 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Mount Sinai Medical Center & Miami Heart Institute
 Applicant: Mount Sinai Medical Center of Florida, Inc.
 Project Description: Add 22 comprehensive medical rehabilitation beds through delicensure of existing acute care beds
 Approved Cost: \$0
 County: Dade Service District: 11
 CON # 9775 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: Palmetto General Hospital
 Applicant: Lifemark Hospitals of Florida, Inc.
 Project Description: Establish a 20-bed comprehensive medical rehabilitation unit through the delicensure of 20 acute care beds
 Approved Cost: \$0
 County: Dade Service District: 11
 CON # 9776 Decision Date: 6/11/2004
 Decision: D
 Facility/Project: South Miami Hospital
 Applicant: South Miami Hospital, Inc.
 Project Description: Establish a 4-bed Level III NICU through delicensure of 4 acute care beds
 Approved Cost: \$0
 County: Dade Service District: 11
 CON # 9777 Decision Date: 6/11/2004
 Decision: A
 Facility/Project: Baptist Hospital of Miami

Applicant: Baptist Hospital of Miami, Inc.
Project Description: Add seven Level III NICU beds
Approved Cost: \$1,522,995

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 CHILDREN AND FAMILY SERVICES

The Department of Children and Family Services has conducted a survey to determine the need for new medication (methadone) treatment service providers, pursuant to Section 397.427, Florida Statutes, and administrative rules adopted thereunder. The specific service to be added is outpatient methadone maintenance treatment. The results of the survey indicate that the need for additional outpatient methadone maintenance treatment has been established in the following Department of Children and Family Services district:

District 10
Prospective applicants for a license to operate outpatient methadone maintenance treatment in District 10 may direct requests for an application for a license to the following:

District 10
Department of Children and Family Services
Substance Abuse and Mental Health Program Office
201 West Broward Boulevard, Suite 511
Fort Lauderdale, FL 33301
Attention: Pat Kramer, Program Supervisor
Telephone: (954)713-3026

Applications for a license will be subject to review by the respective district and rated in accordance with specific criteria established for that purpose.

The closing date for submitting applications to District 10 is Friday, September 24, 2004, 5:00 p.m., Eastern Standard Time.

Copies of the assessment report may be obtained from:

Department of Children and Family Services
Substance Abuse Program
1317 Winewood Boulevard
Building 6, Room 306
Tallahassee, Florida 32399-0700
Telephone: (850)488-9210
Attention: Phil Emenheiser

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN June 7, 2004
 and June 11, 2004

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
|----------|-----------|----------------|-------------------|------------------|

DEPARTMENT OF EDUCATION
University of Florida

| | | | | |
|-----------|--------|---------|-----------|--|
| 6C1-1.201 | 6/8/04 | 6/28/04 | Newspaper | |
|-----------|--------|---------|-----------|--|

DEPARTMENT OF REVENUE
Sales and Use Tax

| | | | | |
|-----------|--------|---------|-------|-------|
| 12A-1.038 | 6/8/04 | 6/28/04 | 28/27 | |
| 12A-1.094 | 6/8/04 | 6/28/04 | 28/27 | 28/41 |

DEPARTMENT OF TRANSPORTATION

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|------------|--------|---------|-------|-------|
| 14-22.0011 | 6/7/04 | 6/27/04 | 30/14 | |
| 14-22.002 | 6/7/04 | 6/27/04 | 30/14 | 30/20 |
| 14-22.003 | 6/7/04 | 6/27/04 | 30/14 | |
| 14-22.0041 | 6/7/04 | 6/27/04 | 30/14 | 30/20 |
| 14-22.005 | 6/7/04 | 6/27/04 | 30/14 | 30/20 |
| 14-22.012 | 6/7/04 | 6/27/04 | 30/14 | |

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|------------|-----------|----------------|-------------------|------------------|
| 14-22.0141 | 6/7/04 | 6/27/04 | 30/14 | |
| 14-22.015 | 6/7/04 | 6/27/04 | 30/14 | 30/20 |

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid Program Office

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|-----------|--------|---------|-------|--|
| 59G-4.220 | 6/7/04 | 6/27/04 | 30/11 | |
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

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|-------------|---------|--------|-------|--|
| 61G7-11.001 | 6/11/04 | 7/1/04 | 30/16 | |
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DEPARTMENT OF HEALTH
Board of Chiropractic

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|-------------|--------|---------|-------|--|
| 64B2-13.007 | 6/8/04 | 6/28/04 | 30/18 | |
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Board of Physical Therapy Practice

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| 64B17-9.001 | 6/8/04 | 6/28/04 | 30/16 | |
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