

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Historical Resources

RULE CHAPTER TITLE: Historical Museums Grants-In-Aid
 RULE CHAPTER NO.: 1A-43

PURPOSE AND EFFECT: The purpose and effect of this amendment will be to update certain language and terminology, to revise agreement procedures, and to clarify the hearing process.

SUBJECT AREA TO BE ADDRESSED: General terminology, the hearing date, and grant award agreements.

SPECIFIC AUTHORITY: 267.031, 267.0619(3) FS.

LAW IMPLEMENTED: 267.071, 267.072, 286.031 FS.

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

TIME AND DATE: 10:00 a.m., Monday, October 4, 2004

PLACE: Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding in order to provide a record for judicial review. The Division of Cultural Affairs will not record these meetings. Pursuant to the provisions of the Americans with Disabilities Act, persons with disabilities are asked to contact the Division office by the 24th day of September 2004, if you need an accommodation. Accommodations can be arranged through: Dana DeMartino, ADA Coordinator, Division of Cultural Affairs, (850)245-6477, Fax (850)245-6492, e-mail: ddemartino@dos.state.fl.us.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: David S. Gregory, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32399-0250, (850)245-6486

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

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

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to move rule language specific to correctional officers and correctional probation officers from the general employee grooming rule to new rules in the institutions and community corrections sections of the rules, and to clarify grooming requirements for employees.

SUBJECT AREA TO BE ADDRESSED: Employee grooming, uniform and clothing requirements

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

(1) No change.

(2) In addition to the standards set forth in subsection (1), all male employees shall comply with the following grooming standards:

(a) No change.

(b) Staff shall be permitted to wear a neatly trimmed 1/4 inch beard, unless the wearing of facial hair would interfere with the performance of assigned duties.

(3) Uniform requirements for correctional officers are provided in Rule 33-602.601, F.A.C. Badge requirements for correctional probation officers are provided in Rule 33-302.115, F.A.C. The following are conditions and requirements for wearing department uniforms:

~~(a) The warden shall ensure that staff are reviewed and inspected daily in their uniforms. This will ensure that the uniform is worn properly and that the uniform is being properly maintained and that appropriate care is being provided.~~

~~(b) The uniform, when required of the position, shall be worn in a complete or full manner at all times while an employee is performing official duties. Uniforms are to be issued as soon as possible after employment. Correctional officers may be issued class A, B, C, D, E, F or G uniforms depending upon their assignment. Employees shall be authorized~~

~~to purchase additional class D uniform polo shirts and class C and D uniform BDU trousers from the employee's club. The uniform or any parts of it furnished by the department are not to be worn during off-duty hours or when an employee is not acting in an official capacity except when traveling directly to and from work. No part of the uniform may be duplicated by an employee for any purpose.~~

~~(c) At all times, uniforms are to be in serviceable condition, neat in appearance, clean and properly worn as provided in this rule. Class A uniforms will be starched and neatly pressed. Class B and C uniforms will be neatly pressed. All foot wear shall be shined to a high gloss, except that medical staff are authorized to wear shoes that present a clean white appearance that may have a flat finish.~~

~~(4)(d) Employees are solely responsible for alterations to and the care of uniforms and clothing issued by the department. Instructions for care which are attached to each item of clothing should be followed. Unless specified otherwise, the laundering and cleaning of clothing items issued to employees is the responsibility of the employee. The laundering and cleaning of correctional officer class A, B, C, D, E, and G uniforms is the responsibility of the employee. The department shall be responsible for cleaning the class E (battle dress utility) uniform issued for deployment to correctional emergency response teams and rapid response teams. This cleaning shall not be performed at the institution. The other class E uniform issued for training purposes shall be maintained by the employee. Any items of department issued clothing, including correctional officer uniforms, which have been contaminated by blood or other body fluids shall be left at the institution to be laundered at an outside facility to prevent contamination outside the work area. All contaminated items shall be kept together apart from non-contaminated laundry and shall be clearly marked as contaminated for transmission to a professional laundering service. Contaminated items shall be placed in a water soluble bag and then placed in a yellow plastic bag labeled "Contaminated Linen" and sealed shut. Personnel handling the yellow bag during transport to the commercial laundry shall wear disposable latex gloves and shall inform personnel at the commercial laundry that the items in the bag are contaminated. Employees shall bear the cost of replacements of items lost or damaged due to improper use, care or maintenance of the item. Restitution is to be in the amount equal to the cost of the articles of clothing lost or damaged, or equal to the cost of replacement, whichever is less.~~

~~(5)(e) Uniforms and clothing issued by the department are the property of the state and must be returned to the department upon termination of employment. Employees shall be allowed to retain issued uniforms and clothing when transferring to another institution of the department. Prior to the transfer, the transferring employee must update his or her Individual Clothing Record, Form DC2-816, and must make restitution for any lost~~

or missing clothing. Form DC2-817, Authorization for Uniform Replacement, shall be used by officers requesting replacement of worn or otherwise unserviceable uniforms. Forms DC2-816 and DC2-817 are incorporated by reference in subsection ~~(8)(9)~~ of this rule. Unserviceable clothing shall be rendered unwearable by shredding after the removal of all patches.

~~(f) Jewelry:~~

~~1. No necklaces, chains or medallions shall be worn around the neck such that they are visible while in uniform.~~

~~2. The only visible jewelry allowed shall be wrist watches, wedding bands, engagement rings and earrings (females only):~~

~~a. Female staff shall be allowed to wear post or clip on earrings on the earlobes only.~~

~~b. Only one pair of earrings will be worn at a time.~~

~~e. For safety purposes, earrings shall not be hooped or dangling.~~

~~(g) Fingernails:~~

~~1. Fingernails will be neatly trimmed and clean with no designs.~~

~~2. Fingernails shall be rounded at the tips and shall not extend more than 1/4 inch past the end of the finger.~~

~~3. Polish, if worn, shall be clear or solid in color. Only female officers are authorized to wear nail polish.~~

~~(h) Sunglasses:~~

~~1. Sunglasses with green, brown, black or gray lenses are authorized for wear out of doors.~~

~~2. No neon (day glow) frames will be allowed.~~

~~3. No mirrored sunglasses will be allowed.~~

~~(i) Hair length:~~

~~1. Male correctional officers shall adhere to standards outlined in paragraph (2)(a):~~

~~2. Female correctional officers will not wear their hair beyond the shoulders or yoke of the shirt. When wearing the class D uniform polo shirt, the hair shall not extend beyond the point where the yoke would be on a comparable class A, B or C uniform shirt.~~

~~3. When wearing a hat, female officers will wear their hair in a manner so as not to interfere with the fit or proper wearing of the hat.~~

~~(j) Hair style:~~

~~1. Hair will be clean, neat and present a groomed appearance.~~

~~2. If the hair is dyed, only natural shades will be permitted.~~

~~3. Hair clips or barrettes for female correctional officers shall blend in with the hair, i.e., gold, silver, black or brown of solid color.~~

~~(k) Safety equipment and clothing. Correctional officers shall wear safety equipment and apparel which is compatible with the needs of the officer's assignment.~~

~~(l) The following uniform accessories shall be provided by the correctional officer:~~

1. Shoes;
2. Boots (except for C.E.R.T. and Rapid Response Teams, Canine, Boot Camp staff, and extended day staff);
3. Belts;
4. Socks or stockings;
5. Thermal gloves.

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

(a) ~~Class A Uniform:~~

1. ~~The correctional officer class A uniform issued by the department shall be worn only while performing official duties as determined by the warden.~~

2. ~~The class A uniform will be mandatory for all court appearances. The class A uniform will consist of:~~

a. ~~Brown wool blend trousers with black stripes. One pair will be issued.~~

b. ~~White long sleeve shirt for correctional officer lieutenant and above and long sleeve silver tan shirt for correctional officers and sergeants. One shirt will be issued. Hash marks to denote years of service will be worn on the left sleeve of the class A shirt. Each hash mark will denote three cumulative years of service with the agency. The hash marks will be affixed to the left sleeve with the lowest point one inch above the cuff seam angling backward and up at a forty five degree angle. The rear of the hash mark will align with the pressed crease of the shirt. The class A shirt will be worn fully buttoned at all times.~~

(b) ~~Class B Uniform:~~

1. ~~The correctional officer class B uniform shall consist of brown poly cotton trousers with a black stripe and white uniform shirt for lieutenant and above and silver tan uniform shirt for correctional officer and sergeant.~~

2. ~~The class B uniform will be optional (as determined by the employee) for general institutional duties.~~

(c) ~~Class C Uniform:~~

1. ~~The correctional officer class C uniform issued by the department shall consist of poly cotton blend brown Battle Dress Utility (BDU) trousers and white uniform shirt for lieutenant and above and silver tan uniform shirt for correctional officer and sergeant.~~

2. ~~BDU trousers will be military style and worn only with military jump style or lightweight law enforcement type boots supplied by the employee. The BDUs will not be worn with low cut shoes regardless of the class of uniform being worn.~~

3. ~~The class C uniform will be optional (as determined by the employee) for general institutional duties.~~

(d) ~~Class D Uniform:~~

1. ~~The correctional officer class D uniform issued by the department shall consist of poly cotton blend brown Battle Dress Utility (BDU) trousers and white polo type shirt for lieutenant and above and silver tan polo type shirt for correctional officer and sergeant.~~

2. ~~POLO type shirts may only be worn with BDU trousers.~~

3. ~~Polo type shirts will include an embroidered correctional officer badge over the left shirt pocket. The badge will include the rank of the staff member.~~

4. ~~BDU trousers will be military style and worn only with military jump style or lightweight law enforcement type boots supplied by the employee. The BDUs will not be worn with low cut shoes.~~

5. ~~The class D uniform will be optional (as determined by the employee) for general institutional duties.~~

(e) ~~Class E Uniform:~~

1. ~~The correctional officer class E uniform shall be issued only to C.E.R.T and Rapid Response Team (baton squads and munitions squads) members.~~

2. ~~The Class E uniform shall consist of a brown battle dress utility pants and shirt for rapid response teams and black for C.E.R.T.~~

3. ~~The class E uniform shall be worn with military style black jump or combat boots which will be provided by the department.~~

4. ~~Class E uniforms are only to be worn when the teams are responding to an emergency or during training.~~

a. ~~During training, the battle dress utility shirt is optional. T-shirts can be worn for training.~~

b. ~~The department uniform cap shall be worn during training and other events when the helmet is not being worn.~~

c. ~~The caps and T-shirts will be provided by the department and will match the battle dress utility pants which will be worn during training.~~

d. ~~Two sets of class E uniforms will be issued to each team member. One uniform shall be maintained with assigned equipment at all times to ensure the team member is in a constant state of readiness.~~

(f) ~~Class F Uniform:~~

1. ~~The Class F uniform shall be issued to tracking canine officers and shall consist of:~~

a. ~~Brown or camouflage BDU or brush pants. The camouflage color shall be appropriate for the season and surrounding terrain as determined by the warden.~~

b. ~~Brown or camouflage battle dress utility shirt with:~~

I. ~~Sleeves appropriate for the weather;~~

II. ~~The correctional officer's first and last name embroidered (in gold for the brown shirt and in black for the camouflage shirt) above the right pocket;~~

III. ~~K-9 embroidered on the back in gold on the brown shirt, optional in black for the camouflage shirt;~~

IV. A department patch on the left shoulder with "Tracking Unit" embroidered underneath in gold for the brown shirt and in black for the camouflage; the department patch is not mandatory for the camouflage shirt.

V. A cross flags patch on the right shoulder for the brown shirt. The cross flags patch is not mandatory for the camouflage shirt.

e. T-shirt (optional for field work only), khaki in color or camouflage to match the pants, with "K-9" embroidered on the back in gold for the khaki T-shirt and in black for the camouflage T-shirt;

d. A brown, green or camouflage (color appropriate for surrounding terrain as determined by the warden) field jacket (M-65 military battle dress utility);

e. A black (brown, green or sand option for camouflage) nylon or cloth pistol belt with handcuff case, glove pouch and holster;

f. Military-style combat, jump, or Hi-tech boot;

g. Brown or camouflage uniform cap (optional);

h. Brown or camouflage chaps may be issued to wear over pants legs;

i. Leather badge holder;

j. Heavy duty cut resistant utility gloves;

k. Tactical ballistic vest.

l. Snakebite boots will be provided to K-9 program officers by the department. The boots will be black, khaki, or woodland camouflage design.

2. During actual escape and recapture situations, canine staff may remove any reflective uniform items or any items that would interfere with the stealth of the camouflage uniform.

3. Components of the uniform shall not be mixed, i.e., camouflage pants, shirt and hat will be worn together as will the brown uniform. There will be no color mixing.

4. Wardens shall issue each officer assigned to the K-9 program a minimum of five pairs of pants, three long-sleeve shirts and five short-sleeve shirts.

(g) Class G Uniform. The Class G uniform will be issued to narcotic K-9 handlers and shall consist of:

1. Blue six-pocket BDU style pants, which shall be worn bloused inside the boot.

2. Blue polo style shirt. Insignias will be consistent for all handlers as determined by the Inspector General.

3. Black nylon duty belt. Only department issued or approved items shall be worn on the belt.

4. Black military-style jump boot (Hi-tech, Rocky, Bates) provided by the department;

5. Black cut-resistant search gloves. Gloves will be full-fingered.

6. Leather badge holder.

7. Blue baseball style cap with department insignia.

8. Narcotics K-9 handlers will be issued five pairs of pants, three long-sleeved shirts and five short-sleeved shirts.

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

1. Brown outerwear coat—authorized for wear with class A, B, C, D, E, F, and G uniforms. Rank may be worn on the coat epaulettes.

2. Brown tie—authorized for wear with the class A uniform only. Tie clasps or tie tacks shall either be plain or have a department emblem or insignia and must match the nameplate and rank insignia in color. The service pin shall be permitted to be worn as a tie tack with the class A uniform.

3. Hat authorized for wear with the class A, B, and C uniform. The hat is no longer a mandatory part of the Class A uniform. Officers who have been issued hats are authorized to wear them, but additional hats will not be ordered for issuance by the department. Excessive rolling of hats will not be permitted.

4. Western style riding hat—authorized for wear by correctional officers assigned to field labor squads when outside the secure perimeter of the correctional facility. The western style riding hat will be furnished by the department.

5. Uniform cap authorized for wear with the Class A, B, C, D, E, F, and G uniform. Caps shall not be worn for formal occasions such as court appearances or funerals. The uniform cap shall be solid brown with a departmental emblem embroidered on the center front above the bill of the cap. Additional lettering, logos or rank insignia are not authorized on caps. The uniform cap will be furnished by the department.

6. Correctional officer badges:

a. Badges shall be issued to all certified correctional officers regardless of their work location.

b. Correctional officer badges will be issued by the department to be worn as part of the class A, class B, and class C uniform.

c. The badge will be worn approximately one-half inch above the left shirt pocket centered on the fashion seam and affixed through the pre-sewn holes, or for uniforms without pre-sewn holes, affixed through the fabric. Officers wearing the polo shirt are authorized to wear the department issued badge on a black leather badge holder furnished by the employee. The badge holder will be affixed to the duty belt and will be worn on the left side of the trousers.

d. The badge shall be routinely cleaned and presented in a manner so as to reflect the pride and professionalism of the Department of Corrections.

e. Use of the issued badges as credentials for personal purposes is prohibited.

f. Only badges issued by the department shall be used to conduct officially designated duties.

g. The badge shall be 2-1/4" x 1-15/16" in size, silver colored metal for correctional officers and sergeants and gold color for lieutenants and above with black lettering, and pre-numbered with a pin clasp for securing to the shirt.

h. The badges shall be issued to certified officers upon employment and will be not be provided to uncertified officers until after certification is received.

i. Correctional officers shall be responsible for reimbursing the department for any issued badge which is lost, stolen, or damaged outside the performance of duty.

j. Issued badges are considered state property and, except for retirement under specific conditions, shall be returned to the department upon the officer's termination of employment with the department or removal from a position within the correctional officer class series.

k. Correctional officers who retire from the department under honorable conditions and are eligible to retire under the State of Florida retirement system, including retirement under medical disability, shall be authorized to retain their issued badges.

l. Correctional officers of any rank who are promoted, transferred, or otherwise relocated into a non-security position shall return their badges to the warden of the institution the staff member is departing. If an officer who is being promoted requests to keep the badge, he or she shall be allowed to do so upon reimbursement of the department of the cost of a replacement badge.

m. The institution receiving the staff member will issue a new badge to the officer from that institution's inventory.

n. Badges will not be issued to canines.

7. Rank Insignias:

a. Sergeant pin for correctional officer sergeants shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

b. Gold colored lieutenant's bar for correctional officer lieutenants shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

c. Gold colored captain's bar for correctional officer captains shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

d. Gold colored major's insignia for correctional officer major shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

e. Gold colored colonel's insignia for correctional officer colonel shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

f. Rank insignia will not be worn on the polo type shirt.

8. Nameplate gold or silver to match rank insignia, shall contain the employee's last name and first two initials (no rank abbreviation) shall be worn above the right pocket with Class A, B, and C uniforms only. Replacement nameplates for name

change, loss, normal wear and tear, or other damage outside the performance of normal duty will be the employee's responsibility.

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

10. Whistle, as authorized by the warden worn with Class A, B, C, F, and G uniforms. Whistles will be the same color as the rank insignia and, if worn, must be furnished by the employee.

11. Service Pin. The department service pin is authorized to be worn above the nameplate with Class A, B, and C uniforms only.

12. Shift Supervisor Patch. Correctional officer supervisors assigned as shift supervisors are authorized to wear the shift supervisor patch with Class A, B, and C uniforms. When worn, the shift supervisor patch will be sewn directly above the flag patch on the right shirt sleeve.

13. Meritorious Service Pin:

a. The meritorious service pin (quality award) is worn over the right shirt pocket, one half inch above the nameplate, centered on the military crease (vertical fashion seam) with Class A, B, and C uniforms only.

b. For those staff members who have service in excess of five years and are presently displaying a regular service pin as part of their uniform dress, the regular service pin will be relocated one half inch to the left of the military seam and the meritorious service pin will be displayed one half inch to the right of the military seam. Both pins will be situated one half inch above the nameplate.

c. When additional department issued pins are worn, they will be displayed using the following formula: odd numbers of pins one half inch above the first row of pins and centered on the military crease; even numbers of pins one half inch above and centered over lower rows of pins.

14. Emergency Response Team (E.R.T.) Pin:

a. The E.R.T. pin will be issued to C.E.R.T., emergency response teams and canine teams for wear with class A, B and C uniforms.

b. The E.R.T. pin shall be worn evenly spaced between the bottom of the badge and the top of the left shirt pocket, centered on the military crease.

15. Drill Instructor Pins:

a. Drill instructor pins (for basic training program officers only) will be worn one half inch above the left shirt pocket and centered on the military crease.

b. If worn along with the E.R.T. pin, the drill instructor pin will be worn one half inch above the E.R.T. pin. K-9 or other squad pins will no longer be worn on the uniform.

~~16. American Flag and Certified Public Manager (CPM) pins:~~

~~a. A small American flag pin is authorized to be worn with class A, B or C uniforms.~~

~~b. Graduates of the CPM course are authorized to wear the pin with class A, B or C uniforms.~~

~~e. These pins shall be displayed utilizing the formula outlined in sub-subparagraph (4)(h)13.c. above.~~

~~d. No other non-department issued pins are authorized for wear.~~

~~17. Flag Patches. Flag patches shall be sewn one inch below the shoulder crease on the right shirt sleeve of the uniform shirt. When worn, the institutional rocker emblem shall be sewn or otherwise affixed directly over the department emblem on the left shirt sleeve.~~

~~18. Gloves:~~

~~a. Glove pouches for disposable latex or vinyl gloves will be issued to all officers.~~

~~b. Plain black gloves are authorized for wear during cold weather when working outside. Lettering or logos on gloves are not authorized.~~

~~e. Protective gloves will be issued to employees upon request.~~

~~19. Shoes and Boots:~~

~~a. Shoes shall be black, plain-toed military style.~~

~~b. Boots, including Hi-Tech types are permissible with uniform pants but are mandatory with BDU pants. The boots must be black with a plain toe, regular heel, and no decorative stitching. Black side webbing inserts are permissible. Heels shall not exceed one and one-half inches in height.~~

~~e. All footwear must be capable of maintaining a high gloss.~~

~~20. Belts. Belts must be black, 1-1/2 to 1-5/8 inches in width, with either a silver colored open-face metal buckle or a bronze buckle bearing the department emblem. Buckles must be approximately the same width as the belt.~~

~~21. Socks:~~

~~a. Socks must be black.~~

~~b. If white socks are needed for medical reasons, the employee shall be required to wear socks with a white foot and black upper part or white socks can be worn under black ones.~~

~~e. Female officers shall be allowed to wear flesh tone stockings.~~

~~22. Ponchos and Raincoats. Plain see-through ponchos or raincoats with no logos are authorized for wear.~~

~~23. Maternity Uniforms. Pregnant officers will be issued maternity uniforms upon request. At least four maternity uniforms will be issued.~~

~~24. Windbreakers. The brown department windbreaker with department emblem on the left chest is authorized to be worn with the class B, C, D, E, F, or G uniform. No other color~~

~~windbreaker is authorized for uniformed staff. Additionally, non-uniformed staff are authorized to wear a brown or black department windbreaker.~~

~~(i) The standard department issue of uniforms will be as follows:~~

- ~~1. One class A shirt with hash marks;~~
- ~~2. One pair of wool blend class A trousers;~~
- ~~3. Two pair of BDU trousers~~
- ~~4. Two pair of polyester/cotton class B trousers;~~
- ~~5. Three uniform shirts;~~
- ~~6. Two polo type shirts;~~
- ~~7. One brown outer wear coat;~~
- ~~8. One cap;~~
- ~~9. One glove pouch.~~
- ~~10. One brown clip on tie.~~

~~(5) Correctional officers assigned to the recreation department shall wear full uniforms to and from work, but shall be allowed to change into recreational attire during regular duty hours.~~

~~(6) The following guidelines shall apply to those correctional officers assigned to boot camp facilities and those staff assigned to supervise the basic training program for youthful offenders.~~

~~(a) Correctional officers assigned to supervise boot camp facilities, the basic training program and extended day programs shall wear either the class C or class D uniform. The jump boots will be furnished by the department.~~

~~(b) Correctional officers assigned to supervise boot camp facilities shall be authorized to wear military style drill instructor hats provided by the department.~~

~~(c) The uniform shirt shall be tucked into the trousers in the military style tuck.~~

~~(d) Uniforms shall be worn in such a manner that the button flap on the shirt, the right edge of the belt buckle, and the zipper flap on the trousers are in a direct vertical line.~~

~~(e) Uniforms shall be clean and neatly pressed.~~

~~(f) Boots shall be highly polished at the beginning of each work day and shall remain in that condition during all ceremonial inspections of the basic training program inmates.~~

~~(g) The uniform cap shall be worn by all uniformed basic training program staff. Officers of the rank of correctional officer supervisor or higher shall wear their rank insignia on the center front of their caps in lieu of the department emblem.~~

~~(h) Officers supervising physical training are authorized to wear running shoes during physical training for safety and comfort.~~

~~(i) Each basic training program officer shall carry a whistle on a chain attached to the left epaulet and clipped to the left front pocket of the uniform shirt. Whistles will be furnished by the department.~~

~~(j) Each officer shall be issued a pair of class A trousers to be worn as prescribed in paragraph (4)(a).~~

SPECIFIC AUTHORITY: 373.044, 373.113 FS.
 LAW IMPLEMENTED: 373.042, 373.0421, 373.103 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Linda Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001, 1(800)226-1066 (FL only)
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program Office

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Right to Habeas Corpus	65E-5.220
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Health Care Surrogate or Proxy	65E-5.2301
Clinical Records; Confidentiality	65E-5.250
Transportation	65E-5.260
Transportation Exception Plan	65E-5.2601
Voluntary Admission	65E-5.270
Involuntary Examination	65E-5.280
Minimum Standards for Involuntary Examination Pursuant to 394.463	65E-5.2801
Involuntary Outpatient Placement	65E-5.285
Involuntary Inpatient Placement	65E-5.290
Continued Involuntary Inpatient Placement at Treatment Facilities	65E-5.300
Transfer of Persons Among Facilities	65E-5.310
Discharge of Persons on Involuntary Status	65E-5.320
Training	65E-5.330
Eligibility Criteria and Procedures for Designation of Baker Act Receiving Facilities	65E-5.350
Minimum Standards for Designated Receiving Facilities	65E-5.351
Procedures for Complaints and Investigations in Receiving Facilities	65E-5.352
Criteria and Procedures for Suspension or Withdrawal of Designation of Receiving Facilities	65E-5.353
Baker Act Funded Services Standards	65E-5.400
PURPOSE AND EFFECT: Chapter 65E-5, Florida Administrative Code, with its Baker Act Forms included by reference, is being revised to comply with the new Chapter 2004-385, Laws of Florida, (amends Chapter 394, Part I, the Baker Act) requirements for involuntary outpatient placement.	
SUBJECT AREA TO BE ADDRESSED: Revision of Chapter 65E-5, Florida Administrative Code, Mental Health Act Regulation.	
1. Development of involuntary outpatient rules to address Chapter 2004-385, Laws of Florida, (amends Chapter 394, Part I, F.S., the Baker Act) requirements.	
2. Revision of Baker Act forms to incorporate involuntary outpatient placement law requirements, add clarifying language, and include “person first” language.	
3. Clarification of existing rule language.	
4. Revision of existing rule language to conform to “person first” language.	

Section II
Proposed Rules

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Florida's Highway Guide Sign Program	14-51
RULE TITLES:	RULE NOS.:
Purpose	14-51.010
Definitions	14-51.011
Trailblazing Signs	14-51.012
Sign Evaluation Process	14-51.013
General Criteria	14-51.014
Supplemental Guide Signs	14-51.020
General Service Signs	14-51.021
Supplemental Guide Signs	14-51.030
General Service Signs	14-51.031
Exclusions	14-51.040
Criteria for Unincorporated Areas	14-51.041
Sign Characteristics	14-51.042
Customized Place Name Signs	14-51.043

PURPOSE AND EFFECT: The 13 new rules in this chapter, with its four part structure, are to replace the manual currently incorporated by reference in Rule 14-15.015, F.A.C. When these new rules are adopted, Rule 14-15.015, F.A.C., will be repealed.

SUMMARY: The 13 new rules will replace the manual incorporated by reference under Rule 14-15.015, F.A.C., which will be repealed.

SPECIFIC AUTHORITY: 316.0745 FS.

LAW IMPLEMENTED: 316.0745 FS.

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

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

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

FLORIDA'S HIGHWAY GUIDE SIGN PROGRAM
PART I GENERAL

14-51.010 Purpose.

(1) This rule chapter will provide for a system of supplemental guide signing that will perform the following functions:

(a) Inform and guide motorists to the needed signed facilities and services.

(b) Improve traffic flow at interchanges or intersections near destinations that generate a large volume of traffic.

(c) Establish criteria for the erection of supplemental guide signs and general service signs.

(2) This rule chapter follows the requirements for supplemental guide signs and general service signs as stated in Sections 2D, 2E, 2F, and 2H of the Manual on Uniform Traffic Control Devices.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--
New _____.

14-51.011 Definitions.

As used in this rule chapter, the following words and phrases shall have the following meanings.

(1) "Applicant" means the person or entity seeking permission for a sign under this rule chapter.

(2) "Department" means the Florida Department of Transportation.

(3) "Guide Sign" means a sign that shows route designations, destinations, directions, distances, services, points of interest, or other geographical, recreational, or cultural information.

(4) "Limited Access Facility" means as defined in Section 334.03(13), Florida Statutes.

(5) "Manual on Uniform Traffic Control Devices (MUTCD)" is a federal publication, which is incorporated by reference under Rule 14-15.010, F.A.C., and is used to establish the uniformity of traffic control devices, such as sign placement, color of sign backgrounds and letters, and sign messages. The Department has adopted the use of this manual in order to provide a uniform system of traffic control devices on the State Highway System.

(6) "Non-Limited Access Facility" means an arterial or collector road as these terms are defined in Sections 334.03(1) and (4), Florida Statutes, respectively, and which is not a limited access facility.

(7) "Place Name Sign" means a sign identifying the geographic boundary of a city or county, lying on or along a road on the State Highway System.

(8) “Rural Interchange” means a grade separated intersection between streets or roadways outside the limits of any urban or urbanized area, as such areas are defined both in Sections 334.03(32) and (36), Florida Statutes. Where either the immediate right of way of a limited access facility or the right of way of an intersecting roadway is within the boundary of an urban or urbanized area, the interchange or intersection shall be considered urban.

(9) “Sign” means any traffic control device that is intended to communicate specific information to road users through a word or symbol legend. Signs do not include traffic control signals, pavement markings, delineators, or channelization devices.

(10) “Supplemental Guide Sign” means a sign placed or erected to provide information regarding destinations accessible from an interchange, other than places shown on the standard interchange signing. The standard guide signs are called “exit direction” signs. These signs usually contain information about the route number, nearest cities, and sometimes the local street name. The purpose of a supplemental guide sign is to provide direction to destinations for motorists unfamiliar with the local area.

(11) “Tourist Attraction” means facilities that principally provide recreation, amusement, or leisure activities to the general public, with the majority of its visitors not residing in the immediate area of the attraction, and traveling over 100 miles to enjoy what the facility offers. Tourist attractions are publicly or privately owned, but derive the major portion of their income from these non-resident visitors.

(12) “Trailblazers” means signs erected at strategic locations, usually along major urban arterials in conjunction with the signing of a major destination, tourist attraction, or general service facility on a limited access facility.

(13) “Unincorporated Area” means as defined in Section 153.53(1), Florida Statutes.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History—New _____.

14-51.012 Trailblazing Signs.

(1) The use of a distance “countdown” system on trailblazer signs for destinations which are five miles or more from the interchange or intersection is highly recommended. The use of the distance “countdown” system for destinations five miles or less from the exit, is to be considered when a motorist could drive through highly developed areas, or through a “Y” intersection, or multiple strip developments to reach the destination. The use of the “countdown” distance system will be based upon specific site/area conditions.

(2) The purpose of trailblazer signs is to provide direction and confirmation to the motorist that the right decision has been made.

(3) These signs shall provide the distance or direction to the nearest or most convenient point of access. These signs shall match the color scheme or symbol as found on the limited access facility.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History—New _____.

14-51.013 Sign Evaluation Process.

(1) Sign requests shall be evaluated according to the following criteria. Requests originate from city or county resolution, official representatives of schools or universities, and representatives of tourist attractions or businesses.

(2) Upon receiving a written request, the Department will determine whether:

(a) The written request concerns an eligible destination or service.

(b) The trip generation meets or exceeds the criteria. Are there seasonal considerations or is there significant rapid growth projected?

(c) The existing guide and supplemental guide signing contain adequate space for additional sign legend.

(d) The proposed design, location, materials, and support structure fully comply with the Department’s Design Standards.

(e) The addition of the sign for the subject destination or service provides a benefit to the motoring public.

(3) The written request shall provide data to support the trip generation of the proposed destination. It shall also provide data to support the function of the facility (e.g., tourist attraction, shopping center) to determine which set of criteria from Table 1, Criteria for Signing Destinations on Limited Access Facilities, and Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities, will apply. If support data is not supplied, the Department will require an engineering study to validate the written request.

(4) If the written request complies with these criteria the District Traffic Operations Engineer shall approve the sign installation subject to space availability.

(5) If a request for supplemental guide signing is received, but the interchange has the maximum number of destinations, then the request shall be denied. So long as the signed destination is in business, the Department will not replace it with a new destination, even if it has a higher number of annual trips.

(6) Occasionally, simultaneous applications for guide signing are received. Recalling that the intent of guide signing is to provide guidance for motorists who are not familiar with the route or area, the following shall be considered:

(a) Highest preference will be given to destinations that would attract a larger number of trips from distances greater than 100 miles.

(b) The likelihood that the destination will continue to generate a high number of trips or if there are seasonal characteristics.

(c) Local government recommendations.

(d) The development of a regional signing plan, with the cooperation of local government and the tourism industry organizations.

(7) Supplemental guide sign destinations are subject to a four year review cycle to verify that the trip generation characteristics are consistent with Department signing goals.

This review will confirm that at least mid-way through the life of the sign panel (approximately seven to eight years) an opportunity will exist to make sign changes.

(8) Table 1, Criteria for Signing Destinations on Limited Access Facilities and Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities, are mandatory criteria. The criteria will assist the District Traffic Operations Engineer when determining which destination will be signed for on both limited and non-limited access facilities.

Table 1 – Criteria for Signing Destinations on Limited Access Facilities

Type of Destination	Criteria	Guidelines		
		Major Metro Areas ¹	Urban Areas ²	Rural Areas ³
State and National Parks, and State Forest Recreational Areas	Miles from Interchange	15	15	15
Private Colleges and Universities	Number of Trips Generated Annually ^c	900,000 ^a 1,200,000 ^b	550,000 ^a 750,000 ^b	300,000 ^a 450,000 ^b
	Miles from Interchange	15	15	15
Military Bases	Number of Trips Generated Annually ^c	5,000,000	4,000,000	3,000,000
	Miles from Interchange	10	10	10
Veteran’s Administration (VA) Hospitals	Miles from Interchange	10	10	10
Arenas, Auditoriums, Amphitheaters, Civic Centers, Convention Halls, Stadiums, Major Tourist Attractions (Fairgrounds, Amusement Parks, Zoos, etc.)	Number of Trips Generated Annually ^d	200,000	165,000	135,000
	Miles from Interchange ⁴	5	5	5
Historical, Cultural, or Recreational Attractions, Historic Districts	Number of Trips Generated Annually ^d	100,000	100,000	100,000
1. Over 50,000 population.				
2. 5,000 to 49,999 population.				
3. Under 5,000 population.				
4. The distance may be increased 1/2 mile for each 10 percent over the minimum requirement listed to a maximum of 2 times the maximum distance listed.				
a. Annual Trips = Number of Enrolled Students (who physically attend classes on campus) X 1.5 (college or university without dormitories, each student equals 1.5 trips) X Number of semesters per year X Number of weeks per semester X 5 days per week. Figures based on AASHTO’S 2001 Selection of Supplemental Guide Signs for Traffic Generators.				
b. Annual Trips = Number of Enrolled Students (who physically attend classes on campus) X 2.0 (college or university with dormitories, each student equals 2 trips) X Number of semesters per year X Number of weeks per semester X 5 days per week. Figures based on AASHTO’S 2001 Selection of Supplemental Guide Signs for Traffic Generators.				
c. One employee or military personnel equals 0.9 trips. Figures based on AASHTO’S 2001 Selection of Supplemental Guide Signs for Traffic Generators.				
d. Trip: A single or one-direction vehicle movement either to or away from the traffic generator.				

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New _____.

14-51.014 General Criteria.

(1) Supplemental guide signs for other than recreational, historical, or cultural facilities shall be white on green in color. Signs for recreational, historical, or cultural facilities shall be white on brown in color. If there is an existing white on green supplemental guide sign in place, a combination sign consisting of white on green and white on brown shall be used with the colors separated by a common white border.

(2) Signing for a destination with a limited period of operation shall be displayed only during those periods of operation, and only if the generator meets the suggested annual attendance criteria referenced in Table 1, Criteria for Signing Destinations on Limited Access Facilities, or Table 4, Criteria for Signing Destinations on Non-limited Access Facilities. If occasional off-season usage exceeds 25 percent of the annual attendance rate for most of the year, the signs may be displayed permanently. Pari-mutuels exhibit distinct seasons and qualify based on the criteria established in the Sign Evaluation Process (Rule 14-51.013, F.A.C.). The purpose of displaying these signs only during periods of operation is to aid the motorist who would not be aware of when the seasonally operated destination is open. This would prevent unnecessary trips to a closed facility.

(3) Signing for major short term events, e.g., golf and tennis tournaments, boat and auto shows, that will attract a significant number of non-residents, shall be permitted based on the criteria established in the Sign Evaluation Process (Rule 14-51.013, F.A.C.). Either Static or Changeable Message Signs (CMS) shall be erected no more than three days before, nor remain more than three days after, the signed event. Sign costs, such as design, installation, maintenance, and removal of the signing should be paid by the applicant. Both Static and CMS signing will be installed through the Department's permit process. CMS devices shall only be used for traffic control, devoid of advertisements. CMS devices shall be certified by the Department for use on the State Highway System, and only used during the time of the event with a generic message. All applicable Department clear recovery zone requirements shall be met and short-term event signing cannot interfere with visibility/effectiveness of existing traffic control devices. The purpose of allowing signs for special events is to facilitate the management of traffic for the event. Also, a facility may hold multiple events during the year, and motorists will be looking for information with the special event's name.

(4) In no case shall information relating to destinations, motorist services, and multi-modal facilities be displayed on a supplemental guide sign until trailblazer signing has been installed. This is important in order to eliminate confusion to motorists. Trailblazer signs not only provide direction to the motorist, but confirmation that they have taken the correct turn to go to the selected destination.

(5) When there are more qualified destinations than can be signed, local government recommendation as to the facilities to be signed will be considered. If local government has no preference, the destinations that create the greatest traffic demand shall be signed, subject to standards specified in the following sections.

(6) No supplemental guide signs for destinations shall be erected prior to approval by the District Traffic Operations Engineer.

(7) Supplemental guide signs shall not be installed where such signing interferes with the function of traffic control devices and shall not impair visibility or violate minimum spacing distances listed in Table 2, Minimum Spacing Distances for Signs. In order to prevent subjecting motorists to too much information, there is a need to establish a priority in sign installation. This priority is contained in Section 2A.16 of the MUTCD. The descending order of priority for sign installation is regulatory (white signs), warning (yellow signs), exit direction and supplemental (green signs), general service (blue signs), and historical, recreational, and cultural (brown signs).

Speed (mph)	Minimum Spacing Distance (feet)
30-35	200
35-45	250
50-60	300
60-70 (Interstate)	800

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New _____.

PART 2 GUIDE SIGNS ON LIMITED ACCESS FACILITIES.

14-51.020 Supplemental Guide Signs.

(1) General.

(a) Florida Farm Wineries qualify for signing as defined by Section 599.004, Florida Statutes. Signs shall be installed based on space availability.

(b) Signing for regional malls or shopping centers (1,000,000 square feet or more) will be approved when safety or operational problems can be attributed to unclear directions and when the criteria established in the Sign Evaluation Process (Rule 14-51.013, F.A.C.) are met. The safety and operational problems shall be documented and affect both site destined and other traffic.

(c) State-funded community college, vocational/technical center, or university main campus are eligible for signing. Satellite campuses are eligible, if the curriculum allows students to obtain an Associate of Arts (AA) degree or higher without attending the main campus.

(d) Private colleges and universities that meet the trip generation referenced in Table 1, Criteria for Signing Destinations on Limited Access Facilities, are eligible for

signing. Private universities with existing signs will be allowed to retain their signs, so long as they remain active, because they were signed for before these criteria were developed.

(e) Schools which are licensed by the Department of Education's Commission for Independent Education are not eligible for signing, unless they meet trip generation criteria referenced in Table 1, Criteria for Signing Destinations on Limited Access Facilities.

(f) Signing for multi-modal transportation facilities is considered supplemental guide signing, except for those which qualify as a general service. Multi-modal facilities are airports (air carrier and general aviation), seaports (passenger and cargo), rail terminals, intercity bus, parking lots, garages, and Park and Ride. A signing plan for multi-modal facilities must be submitted.

(g) Veterans' Hospitals which are designated as the regional treatment center for veterans are eligible for signing on limited access facilities.

(h) Medical facilities which have regional, statewide, or national significance, that provide, by advance appointment, specialized surgery or treatment of human diseases are eligible for signing on limited access facilities. The installation of these signs is beneficial to the motorists unfamiliar with the area who have been referred to these facilities, and who must travel distances greater than 100 miles to receive treatment.

(i) The criteria referenced for destinations listed in Table 1, Criteria for Signing Destinations on Limited Access Facilities, are used to determine which destination will be signed for on limited access facilities. A more detailed explanation is shown in the Sign Evaluation Process (Rule 14-51.013, F.A.C.).

(j) As stated in subparagraph 14-85.004(10)(h)6., F.A.C., of the Logo Sign Program, if a destination qualifies for a business logo in the attraction category, it shall not be displayed on an existing supplemental guide sign. If the destination wants to apply and is approved for a business logo in the attraction category, it will be removed from the supplemental guide sign.

(2) Standards.

(a) As specified in the MUTCD, not more than one supplemental guide sign shall be erected at each interchange approach.

(b) As specified in the MUTCD, not more than two supplemental destinations shall be signed at any one interchange approach. Each supplemental guide sign shall contain no more than two destinations, with no more than three lines of legend, excluding exit numbers or exit directions.

(c) Each destination shall be signed only once in each direction. This limit is necessary due to the high number of destinations that qualify for supplemental guide signing.

(d) Signs for destinations shall be located in advance of the interchange that is the most practical route to the facility. Local government recommendations on the most practical route will be considered. It is important to note that there may not be space available at the exit with the most direct route.

(e) "DOWNTOWN" signs shall meet the following criteria in order to be considered for supplemental guide signing:

1. "DOWNTOWN" signs will only be considered for the largest core city of an urban area population of 50,000 or more.

2. The limited access facility must traverse the incorporated limits of the city under consideration and have multiple exits for each direction of travel. This is necessary due to the high number of destinations that qualify for supplemental guide signing.

3. The urban guide signing concept, as specified in Section 2E.06 of the MUTCD, shall be in effect.

4. A distinct central business district shall exist. Strip development business centers shall not qualify.

5. Only one such sign will be permitted for each direction of travel. The sign shall be erected in advance of the most direct route to the downtown core. This is necessary due to the high number of destinations that qualify for supplemental guide signing.

(f) Trailblazers shall not be erected on the mainline portion of limited access facilities. Trailblazers are used to provide direction and confirmation to motorists. Their size does not provide enough time for a motorist to read and comprehend the information contained on the sign, at such locations.

(g) Except as otherwise specified in Rule 14-85.004, F.A.C., Logo Sign Program, and other areas of this section, the name of the operating agency, community group, or enterprise shall not appear in the legend of any supplemental guide sign, or attached to it.

(h) Major metropolitan area airports and major seaport passenger facilities are considered prime destinations and are eligible for signing.

(i) Signing for general aviation will not be allowed. This prohibition is based on the fact that tourists looking for the major commercial airports can be confused by general aviation signing, thinking the destination is the commercial aviation airport.

(3) Guidelines.

(a) Supplemental guide signs shall not be installed in advance of freeway-to-freeway interchanges. Interchanges between freeways are major decision points; therefore, the sign messages shall only contain the route shield, cardinal direction, and the name of the next control city on that route.

(b) Supplemental guide signs shall be installed in advance of freeway-to-spur interchanges if the spur serves a local community.

(c) Recreational, cultural, and historical attractions or historical districts shall meet the trip generation criteria in Table 1, Criteria for Signing Destinations on Limited Access Facilities and the following specific criteria in order to be eligible for signing:

1. The recreational, cultural, and historical attraction or historical district shall be identified by name on either the current Official Florida Transportation Map or other state published/sponsored guides or books, and/or other State Historic Signing Programs, e.g., Wildlife Signing Program. Identification on local city maps does not qualify an attraction for interstate signing.

2. Cultural and historical attractions or historical districts must be located within 15 miles of the limited access facility and provide easy access for motorists and ample all-weather (surface treated) parking. The attractions or districts are publicly or privately owned, but shall be operated on a non-profit basis and be open to the general public year-round for sign eligibility. Examples include forts, battlegrounds, plantations, archeological or geological sites, art galleries, and museums.

3. Historical attractions and historical districts shall be listed in the National Register of Historic Places.

4. Recreational attractions are major facilities located within 15 miles of the limited access facility corridor which provide easy access for motorists, ample all-weather parking areas, and several recreational activities such as picnicking, camping, hiking, swimming, fishing, or boating. Examples include public recreational facilities, state forest recreation areas, and wildlife refuges. Recreational attractions shall be operated on a non-profit basis.

The above requirements are necessary due to the fact that a high number of destinations qualify for signing.

(d) The criteria referenced in Table 1, Criteria for Signing Destinations on Limited Access Facilities, shall be used to determine which destination to sign for on new interchanges, or to determine which destination to add to an existing supplemental guide sign, with an existing destination.

(e) Unincorporated areas shall meet the criteria as shown in Rule 14-51.040, F.A.C., Place Name Signs, in order to qualify for signing. This requirement is necessary due to the high number of named places and limited space available for signing.

(f) Airports shall qualify for signing on limited access facilities when they are served regularly by scheduled airlines. The airport symbol shall also be used with the airport name.

(g) Deep water public cargo, or passenger ports (for Port Authority Locations) shall be eligible for signing.

(h) Rail Terminals shall qualify for signing on limited access facilities when they are Intercity Rail (Amtrak, Commuters, etc.). They shall be ICC, PSC Certified, or Department approved, and provide regularly scheduled passenger service and have parking spaces for patron use.

(i) Park and Ride areas shall qualify for signing on limited access facilities when they are governmentally owned and operated as part of a car pool, van pool, or other public transportation program. The facility shall have parking spaces for patron use.

(4) Destinations for Which Signing Shall Not Be Provided. Except as provided in Rule 14-85.004, F.A.C., Logo Sign Program or General Services, signing shall not be provided for the following destinations shown in Table 3, Destinations for Which Signing Shall Not Be Provided on Limited Access Facilities. These restrictions are necessary due to the high number of destinations that qualify for supplemental guide signing, and the low number of motorists who are unfamiliar with the area and who are going to these destinations.

Specific Authority 316.0745 FS, Law Implemented 316.0745 FS, History—
New _____.

<u>Businesses</u>	<u>Chamber of commerce, Television/Radio Station, Theaters, Motels/Hotels/Inns, Travel Trailer Parks, Industrial Parks and Plants, Shopping Centers (less than 1,000,000 square feet).</u>
<u>Cemeteries</u>	<u>Local, State, Public, Private.</u>
<u>Community Facilities</u>	<u>Libraries, Churches, Subdivisions, Mixed Use Facilities.</u>
<u>Governmental</u>	<u>Research/Experimental, Courthouses, Drivers' License Centers, Jails, Civil Defense Facilities, Maintenance Facilities, Power Plants.</u>
<u>Schools</u>	<u>K through 12, Seminaries.</u>
<u>Historical</u>	<u>Homes/buildings/Public and Privately Owned Facilities operated for Profit, Heritage Trails.</u>
<u>Medical</u>	<u>Mental Facilities, Research Facilities, Sanitariums, Infirmaries/Treatment Centers, Non-Hospital Veteran's Facilities, County/Fraternal/Nursing Homes, Retirement Facilities, Humane Facilities, Hospital (not qualified under Motorist Services).</u>
<u>Military</u>	<u>Sites/Detachments, Armories, Arsenal.</u>
<u>Recreation/Conservation</u>	<u>Country Clubs/Golf courses, Fish Hatcheries, Game Farms, Tree Nurseries/Arboretums, Points of Interest, Camps (Scout, Church, 4-H, Youth, YMCA/YWCA) Nature Trails.</u>

14-51.021 General Service Signs.

General service signing is used when such services are infrequent, and not within sight of the interchange.

(1) General Criteria.

(a) Requests for general service signing (except Logo signing) shall be directed to the District Traffic Operations Engineer.

(b) Signing for general services is considered supplemental to overall signing.

(c) General service signs, including signing for state agency buildings, have a white legend on blue background, except for multi-modal facilities.

(d) The name of the operating agency, community, group, individual, or enterprise shall not appear on the service sign, except for state agency buildings, and other facilities meeting the criteria established in this rule chapter.

(e) Symbol signs for Hospital, Airport, Amtrak, Greyhound, Cruise-based Seaports, and Commuter Rail can be used in urban or rural areas, when they qualify based on criteria established in the Sign Evaluation Process (Rule 14-51.013, F.A.C.).

(f) Tourist Information Centers will use word legend signs. The results of an International Signing Study showed that the international tourist understood the word message more than the “i” or “?” symbol.

(g) In no case shall signing be erected that would function primarily as advertisements for businesses.

(h) Signs for a Hospital shall be erected on the State Highway System in advance of the interchange which provides the most practical route to that facility when the hospital facility has an emergency room open 24 hours each day, 7 days a week. Where more than one hospital meeting the criteria is available from any one interchange, only the hospital located closest to the exit point shall be signed or trailblazed. The purpose of the Hospital sign is to provide direction to motorists in need of immediate medical services.

(i) Tourist Information Center signs will be erected on the State Highway System when:

1. The signing requests are received from local government; and
2. The destination provides continuous service for a minimum of eight hours a day, seven days a week; and
3. The destination is operated exclusively by a non-profit organization, or is approved by local government to operate as a tourist information center; but
4. If the Tourist Information Center is operated on a seasonal basis, the signs shall be removed during the off season.

(j) In no case shall information relating to general services be displayed until trailblazer signing has been installed to direct motorists from the exit to the service.

(2) Standards.

(a) Except as otherwise specified in Rule 14-85.004, F.A.C., Logo Sign Program, where logo signs are utilized, general signs shall not be used. Signing for general services off the Department’s right of way will not be provided when those services are conveniently located off an interchange.

(b) Except as otherwise specified in Rule 14-85.004, F.A.C., Logo Sign Program, only symbol signs will be used to advise of the availability of Gas, Food, Lodging, Camping, Hospital, and Phone on rural limited access facilities. Symbol signs for Hospital can be used in urban areas based on criteria established in the Sign Evaluation Process (Rule 14-51.013, F.A.C.).

(c) When three or fewer of these services are available at a given interchange and it is unlikely that more than three services will be provided in the near future, the symbol signs denoting these services will be appended to the advance guide sign. At locations where the “NEXT EXIT 00 MILES” panel is attached to the advance guide sign, the symbol service signs will be appended to the exit direction sign. If four or more services are available at an interchange or are anticipated in the near future, it will be necessary to install a supplemental roadside sign denoting the available services by symbols, with the bottom line of copy reading “NEXT RIGHT” or the interchange exit number.

(3) Guidelines. Each general service sign has its own set of criteria that must be met in order for signing to be provided on limited access facilities:

(a) Gas.

1. Service station facility is located within 1 mile of the exit ramp terminal;
2. Is open for continuous service a minimum of 16 hours each day, 7 days a week;
3. Provides vehicle services including fuel and oil;
4. Provides public rest rooms; and
5. Has a telephone available for public use.

(b) Food.

1. A restaurant facility is located within 1 mile of the exit ramp terminal;
2. Serves a complete meal and is open for continuous service a minimum of 14 hours each day, 7 days a week;
3. Provides public rest rooms;
4. Has a telephone available for public use; and
5. Is licensed as meeting the requirements of the Florida Department of Business Regulation, Division of Hotels and Restaurants, and the local County Health Department.

(c) Lodging.

1. The lodging facility is located within 1 mile of the exit ramp terminal;
2. Is equipped with 20 or more units for rent;
3. Has a telephone available for public use; and
4. Is licensed as meeting the requirements of Florida Department of Business Regulations, Division of Hotels and Restaurants, and the local County Health Department.

(d) Camping.

1. The camping facility is located within 5 miles of the exit ramp terminal;

2. Is equipped with a minimum of 25 rental camp sites;

3. Is equipped with indoor sanitary toilet and bathing facilities;

4. Has a telephone available for public use; and

5. Is licensed as meeting the requirements of the local County Health Department.

(e) Signs for a Hospital will be erected in rural and urban areas in advance of an interchange when:

1. The hospital facility is located not more than 10 miles from the exit ramp terminal; and

2. In the event a hospital meets the criteria, but another hospital is closer by continuing along the limited access facility to another exit, the first hospital will not be signed for.

(f) Signs for a Tourist Information Center will be erected when the center is located on a direct route from the limited access highway and not more than 1 mile from the exit ramp;

(g) Telephone symbol signs will be erected when:

1. The telephone is a public telephone available for use 24 hours a day, 7 days a week; and

2. Is located within the immediate interchange area, not more than 1/2 mile from the interstate or exit ramp; and the immediate interchange is located in an isolated rural area.

3. Signs denoting Telephone shall not be installed in advance of interchanges where Gas, Food, Lodging, or Camping is identified since a criterion for signing for these services includes the availability of a telephone for public use.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History—New _____.

PART III GUIDE SIGNS ON NON-LIMITED ACCESS FACILITIES

14-51.030 Supplemental Guide Signs.

(1) General.

(a) Florida Farm Wineries qualify for signing as defined by Section 599.004, Florida Statutes. Signs shall be installed at the nearest state highway intersection based on space availability.

(b) Signing for regional malls or shopping centers (1,000,000 square feet or more) will be approved when safety or operational problems can be attributed to unclear directions and when the criteria established in the Sign Evaluation

Process (Rule 14-51.013, F.A.C.) are met. Safety and operational problems shall be documented and affect both site destined and other traffic.

(c) A state-funded community college, vocational/technical center, or university main campus are eligible to request signing. Satellite campuses are eligible if the curriculum allows students to obtain an Associate of Arts (AA) degree or higher without attending the main campus.

(d) Private colleges and universities that meet the trip generation referenced in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities are eligible for signing. Private universities with existing signs will be retained so long as they remain active, because they were signed for before these criteria were developed.

(e) Schools licensed by the Department of Education's Commission for Independent Education are not eligible for signing unless they meet trip generation criteria referenced in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities.

(f) Signing for multi-modal transportation facilities is considered supplemental guide signing, except for those which qualify as a general service.

(g) Multi-modal facilities are airports (air carrier and general aviation), seaports (passenger and cargo), rail terminals, intercity bus, parking lots, garages, and Park and Ride.

(h) A signing plan for multi-modal facilities must be submitted.

(i) Veterans' Hospitals which are designated as the regional treatment center for veterans are eligible to be signed for on non-limited access facilities.

(j) Medical facilities which provide, by advance appointment, specialized surgery or treatment of human diseases are eligible for signing on non-limited access facilities. The installation of these signs would be helpful to the motorists unfamiliar to the area who have been referred to these facilities, and must travel distances greater than 100 miles to receive treatment.

(k) The criteria referenced for destinations listed in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities are used to determine which destination will be signed for on non-limited access facilities. A more detailed explanation is shown in the Sign Evaluation Process (Rule 14-51.013, FA.C.).

Table 4 – Criteria for Signing Destinations on Non-limited Access Facilities				
Type of Destination	Criteria	Guidelines		
		Major Metro Areas ¹	Urban Areas ²	Rural Areas ³
State Colleges and Universities	Nearest State Highway System Juncture			
Private Colleges and Universities	Number of Trips Generated Annually ^c	900,000 ^{ad}	550,000 ^{ad}	300,000 ^{ad}
		1,200,000 ^{bd}	750,000 ^{bd}	450,000 ^{bd}
Private Vocational/Technical Schools	Number of Trips ⁴ Generated Annually	675,000 ^d	550,000 ^d	300,000 ^d
Military Bases	Number of Trips ⁴ Generated Annually ^c	5,000,000 ^e	4,000,000 ^e	3,000,000 ^e
Arenas, Auditoriums, Amphitheaters, Civic Centers, Convention Halls, Stadiums, Major Tourist Attractions (Fairgrounds, Amusement Parks, Zoos, etc.)	Number of Trips ⁴ Generated Annually	37,500 trips plus 3,750 per mile of distance from intersection		
State and National Parks, and State Forest Recreational Areas	Nearest Intersection to the State Highway System			
Youth Camps (YMCA, Scouts, etc.)	Signing only in rural areas, with facilities for 50 persons minimum on an overnight basis and in operation for at least 6 months of the year.			
Institutions and Medical Facilities	Minimum of 500 beds. Nearest State Highway System Exit			
Downtown	There must be a clear central core commonly considered the downtown area that is located on an intersecting road a maximum of 3 miles off the state road.			
Drivers License	Nearest Intersection only.			
State Agency Buildings	Number of Trips ⁴ Generated Annually	260,000	100,000	1,500
1. Over 50,000 population (<i>Section 334.03, Florida Statutes</i>).				
2. 5,000 to 49,999 population (<i>Section 334.03, Florida Statutes</i>).				
3 Under 5,000 population.				
4. Trip: a single or one-direction vehicle movement either to or away from the traffic generator.				
a. Annual Trips = Number of Enrolled Students (who physically attend classes on campus) X 1.5 (college or university without dormitories, each student equals 1.5 trips) X Number of semesters per year X Number of weeks per semester X 5 days per week. Figures based on <i>AASHTO'S 2001 Selection of Supplemental Guide Signs for Traffic Generators</i> .				
b. Annual Trips = Number of Enrolled Students (who physically attend classes on campus) X 2.0 (college or university with dormitories, each student equals 2 trips) X Number of semesters per year X Number of weeks per semester X 5 days per week. Figures based on <i>AASHTO'S 2001 Selection of Supplemental Guide Signs for Traffic Generators</i> .				
c. One employee or military personnell equals 0.9 trips. Figures based on <i>AASHTO'S 2001 Selection of Supplemental Guide Signs for Traffic Generators</i> .				
d. Trip: A single or one-direction vehicle movement either to or away from the traffic generator.				

(2) Standards.

(a) Not more than six qualifying destinations, including cities, shall be signed at any intersection approach. These qualifying destinations shall be indicated on not more than 2 separate signs, with no more than three lines of legend on each sign. This limit is necessary due to the limited availability of Department right of way to install signs, and the need to provide enough time for the motorist to read and comprehend the sign messages.

(b) If there are three destinations to be signed at a given intersection, all three destinations shall be included on one sign.

(c) Signs for destinations shall be located in advance of the intersecting roadway that is the most direct and/or desirable route to the facility. Local government recommendations on the most desirable route will be considered. This is necessary because the most direct route may have roadway safety features that are less desirable than the longer route.

(3) Guidelines.

(a) Any state or national park, or state forest open to the public. Advance mileage signs for these parks are eligible for signing. Sign panels must be provided by the park. Advance signs shall be located no more than 10 miles from park entrance.

(b) "DOWNTOWN" signs shall meet the following criteria in order to be considered for supplemental guide signing.

1. "DOWNTOWN" signs will be considered for cities with a population of 5,000 or more.

2. The non-limited access facility route shall traverse the city limits.

3. A distinct central business district must exist. Strip development business centers shall not qualify.

4. Only one such sign will be permitted for each direction of travel. This requirement is necessary in order to provide the most practical route to the central business district.

(c) The criteria referenced in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities, shall be used to determine which destination to add to an existing supplemental guide sign, with an existing destination.

(d) Unincorporated areas shall meet the criteria as shown in Rule 14-51.041, F.A.C., Place Name Signs, in order to qualify for signing. This requirement is necessary due to the high number of named places and limited space available for signing.

(e) Recreational, historical, or cultural attractions funded by federal, state, or local governments are eligible for signing. Such attractions shall meet the following specific criteria in order to qualify for signing:

1. Historical attractions shall be listed in the National Register of Historic Places and be open to the general public year round. City historical areas or districts shall be officially declared by either city or county resolution in order to qualify for signing.

2. Cultural attractions shall be open to the general public year round.

3. Signs for such facilities shall be limited to the nearest intersection to the State Highway System juncture.

4. Recreational attractions are operated on a non-profit basis and include multiple activities such as picnicking, camping, hiking, swimming, fishing, or boating.

5. The recreational, historical, or cultural attraction is identified by name on state published/sponsored guides or books, and/or other State Historic Signing Programs, e.g., Wildlife Signing Program, Canoe Trail Signing Program. The above requirements are necessary due to the high number of destinations that qualify for supplemental guide signing.

(f) Signs shall be installed to identify parking areas for state or local recreational trails only. These signs are for traffic control purposes only, and are not intended for advertisement.

(g) Small businesses that are under contract with the United States Post Service (USPS) to provide their services are eligible for signing. In order to qualify for signing they shall have a contract with the USPS and provide a confirmation letter from the USPS along with their written request for signing. The signs shall be green background with white lettering and have the appropriate directional arrow.

(h) Requests for destination signing by local government agencies shall be approved through the Department's permit process. The Department shall allow local government to fabricate and install these supplemental guide signs pursuant to Department direction. Signs for the following facilities shall be erected at the intersection nearest the facility based on locations for these signs that do not interfere with official traffic control devices:

1. Post Offices, including contract USPS referenced above.

2. Libraries.

3. Recycling Drop-Off Centers.

4. Courthouses.

5. Publicly-owned Vocational/Technical Schools that meet criteria established in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities.

6. Parks.

7. High Schools.

8. Tax Collectors.

- 9. Chamber of Commerce.
- 10. Animal Shelters.
- 11. City/Town Halls.
- 12. Landfills.
- 13. Bus and Rail Stations.
- 14. National Veterans Cemeteries.

(i) Parking lots and garages shall qualify for signing if they are governmentally owned and open to the public, with non-reserved parking spaces, and not more than one mile from the intersection. The green and white "P" parking symbol sign shall be used without the name of the parking facility.

(j) Rail Terminals shall qualify for signing when they meet the following criteria:

1. Intercity rail (Amtrak, Commuters, etc.) shall be ICC, PSC Certified, or Department approved, and provide regularly scheduled passenger service and have parking spaces for patron use.

2. Intra-urban rail shall be approved by the Department, provide regularly scheduled service, and have parking spaces for patron use.

(k) Signing for an intercity bus service shall consist of the standard use of local bus stop signs.

(l) Signing for an intracity bus service shall only include a Greyhound bus station and/or bus stop. The purpose of the Greyhound symbol sign is to assist motorists who are trying to locate a bus station which is inside a building.

(m) Seaports, deep water public cargo, or passenger ports (for Port Authority Locations) qualify for signing on Controlled Access Facilities.

(n) Airports qualify for signing when the following criteria are met:

1. Air carrier airports are those which are served regularly by scheduled airlines. The airport symbol shall also be used with the airport name.

2. General Aviation (open to public use) signs are allowed in each direction along the State Highway System in advance of an intersecting roadway which provides direct access to the airport property. Signing shall be limited to an intersection within three miles of the airport.

(4) Destinations for Which Signing Shall Not Be Provided on Non-Limited Access Facilities. Except as provided in Rule 14-85.004, F.A.C., Logo Sign Program, or Rule 14-51.021, F.A.C., General Services, signing shall not be provided for the following destinations shown in Table 5, Destinations For Which Signing Shall Not Be Provided on Non-Limited Access Facilities. The restrictions are necessary due to a high number of destinations that qualify for supplemental guide signing.

<u>Table 5 – Destinations for Which Signing Shall Not Be Provided on Controlled Access Facilities</u>	
<u>Businesses</u>	<u>Television/Radio Station, Theaters, Motels/Hotels/Inns, Travel Trailer Parks, Industrial Parks and Plants, Shopping Centers (less than 1,000,000 square feet).</u>
<u>Cemeteries</u>	<u>Local, State, Public, and Private.</u>
<u>Community Facilities</u>	<u>Civic Groups (Kiwanis, Lions, Rotary, etc.), Churches, Subdivision, Mixed Use Facilities.</u>
<u>Government</u>	<u>Local and Regional Political Offices.</u>
<u>Schools</u>	<u>K through 9.</u>
<u>Medical</u>	<u>Infirmaries, Treatment Centers, County, Fraternal or Nursing Homes, Retirement Facilities.</u>
<u>Recreation/Conservation</u>	<u>Water and Soil Conservation District Boundaries, Recreation Centers (Community Centers, Swimming Pools, Baseball/Softball Fields, Tennis Courts, etc.), Country Clubs, Golf Courses, Tree Nurseries/Arboretums.</u>

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New _____.

14-51.031 General Services Signs.

General service signing is used when the subject services are infrequent, and not within sight of the intersection.

(1) General.

(a) Requests for general service signing (except Logo signing) shall be directed to the District Traffic Operations Engineer.

(b) Signing for general services is considered supplemental to overall signing.

(c) General service signs, including signing for state agency buildings, have a white legend on blue background, except for multi-modal facilities.

(d) The name of the operating agency, community, group, individual, or enterprise shall not appear on the service sign, except for state agency buildings, and other facilities meeting the criteria established in this section.

(e) Symbol signs for Hospital, Airport, Amtrak, Greyhound, Cruise-based Seaports, and Commuter Rail is allowed in urban or rural areas, by the District Traffic Operations Engineer based on criteria established in the Sign Evaluation Process (Rule 14-51.013, F.A.C.).

(f) Tourist Information Centers will use word legend signs. The results of an International Signing Study showed that the international tourist understood the word message more than the "i" or the "?" symbols.

(g) In no case shall signing be erected that would function primarily as advertisements for businesses.

(h) The purpose of the hospital sign is to provide direction to motorists in need of immediate medical services. When requested, signs for a Hospital shall be erected on the State Highway System in advance of the intersection which provides the most practical route to that facility when:

1. The hospital facility has an emergency room open 24 hours each day, 7 days a week. Where more than one hospital meeting the criteria is available from any one intersection, only the hospital located closest to the exit point shall be signed or trailblazed, and;

2. The criteria referenced in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities are met.

(i) Tourist Information Center signs qualify for signing on the State Highway System when:

1. The signing request is received from local government; and

2. The center gives continuous service for a minimum of eight hours a day, seven days a week; and

3. The center is operated exclusively by a non-profit organization or are approved by local government to operate as a Tourist Information Center; but

4. If the Tourist Information Center is operated on a seasonal basis, the signs shall be removed during the off season. If the Tourist Information Center sign is approved under the criteria referenced above, it shall be installed under the Department's permit process by local government.

(j) In no case shall information relating to general services be displayed until trailblazer signing has been installed to direct motorists from the intersection to the service.

(2) Standards.

(a) Not more than one sign with a directional arrow for a particular service shall be displayed, in each direction, in advance of the intersection to the facility. Signs for these services shall only be located in advance of the intersecting road which is the most direct and best route to the facility.

(b) Driver license, police, sheriff, and highway patrol stations that are open 24 hours are eligible for signing.

(c) Hospitals are eligible for signing when the hospital is located not more than three miles from an intersection (other than trailblazing from a limited access facility).

(d) Tourist Information Centers are eligible for signing when the center is located not more than one mile from the state highway.

(3) Guidelines.

(a) Boat Ramp and Camping signs are eligible for signing in advance of intersecting roads with direct access to the facility provided that it is located not more than one mile from the state highway.

(b) Signing will be provided to state agency buildings which large numbers of the general public access. The sign panels will be supplied by the applicant and installed by Department Maintenance forces where space allows on the

State Highway System. The applicant will also supply replacement panels when necessary. The sign will be installed adjacent to the building on the State Highway System. If the building is located more than one mile from the state highway, then the sign will be placed at the nearest intersection, and such trailblazing signs to the destination will be supplied by the applicant. Signing will be provided to those state agency buildings where the need for directional information based on emergency situations, such as emergency evacuation shelters, permits, and/or a state gas facility, is necessary. All other state agency buildings shall meet the following criteria:

1. The number of non-employee trips generated by the building shall meet the criteria established in Table 4, Criteria for Signing Destinations on Non-Limited Access Facilities.

2. Meeting space for a minimum of 30 people.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--
New _____.

PART IV PLACE NAME SIGNS.

14-51.040 Exclusions.

(1) Place name signs other than for geographic boundaries of counties or municipalities shall not be erected on non-limited access facilities or freeways.

(2) Place name signs for other governmental boundaries such as water management, school, and fire districts, shall not be erected on the State Highway System.

(3) Place name signs shall not normally be installed for urban subdivisions unless they appear on the full size Official Florida Transportation Map (not on the urban area enlargements).

(4) "Exiting" or "Leaving" place name signs shall not be permitted.

(5) Overhead signs/structures shall not be permitted.

(6) Place name sign requests originated by organizations or persons other than the local government shall not be considered.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--
New _____.

14-51.041 Criteria for Unincorporated Areas.

(1) If an unincorporated area appears on the Official Florida State Transportation Map, signing shall be provided by the Department upon request by the county.

(2) Place name signs for an unincorporated area not appearing on the current Official Florida State Transportation Map will be eligible upon written request of the county. Such requests shall be accompanied by evidence supporting reasonable need.

(3) There shall be clearly identifiable localized development in the area that is significantly more intensive than encountered on the state highway approaches to the community.

(4) The community must lie on or along the State Highway System.

(5) Horizontal/vertical curves of the roadway restrict advance notice to motorists approaching the community.

(6) The community is a county seat or has historical, cultural, educational places of interest, or major tourist attractions which are not separately signed.

(7) A post office, railroad station, water tower, or similar structure bearing the place name exists in the community.

(8) The county has installed or agreed to install place name signs on its roads traversing the area.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New _____.

14-51.042 Sign Characteristics.

(1) Place name signs shall have a white legend on a green rectangular background.

(2) Place name signs shall be reflectorized and shall conform to the MUTCD standards and specifications for guide signs and general information signs.

(3) Sign information shall normally be limited to the name of the place, except for a Logo representing a special award.

(4) Only one sign shall be permitted in each approach direction. The signs shall be located at, or in proximity to, the geographical boundary of the county or municipality.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New _____.

14-51.043 Customized Place Name Signs.

(1) Customized treatment shall be considered only for municipal limits and counties on state highways other than limited access facilities.

(2) Place name signs located off the state highway right of way shall conform to Section 479.16(12), Florida Statutes.

(3) The preferred location of customized place name signs is off the state highway right of way, where increased lateral clearance can be used. In such instances the property owner's permission is required. When additional right of way is not available, the Department will authorize placement of the sign within state highway right of way. Sufficient lateral clearance is particularly important for custom place name signs due to nonstandard designs and sizes.

(4) The sign and structure or other treatment shall be located, at or in proximity to, the geographical boundary of the county or municipality in the approach direction only.

(5) The proposed installation will not interfere in any manner with other traffic control devices in the area.

(6) Existing city limit or county boundary signs, and/or nonofficial signs or structures, at or near the location shall be removed.

(7) All signs and supporting structures shall be designed, constructed, and installed to meet the Department's clear zone and safety criteria including breakaway features. The design shall be signed and sealed by a Professional Engineer registered in the State of Florida.

(8) Sign size and lettering shall be appropriate for driver readability without decreasing speed.

(9) Sign information shall be limited to the name of the city or county or logo, the words "Welcome To," and where applicable, a regional designation or phrase.

(10) The sign and structure shall be completely devoid of any commercial advertising or the name of any political candidate and be of such design and color as to be in good taste and aesthetically pleasing.

(11) The primary location for custom place name signs shall be along the roadside behind curb and gutter sections. Medians will only be considered if other roadside locations, either on or off state highway rights of way, are not possible.

(12) Installations in any median shall meet the Department's appropriate clear zone and safety criteria. Signs shall not be installed in both the median and roadside at a given location.

(13) Displays shall be fixed. Neither flashing or colored lights, nor changeable messages, shall be used. However, customized treatment, including interior or exterior illumination, is allowable. In the absence of lighting, signs shall be reflectorized.

(14) Upon approval of a customized place name sign request, the Department and the local government shall execute an agreement providing for the local government to install and maintain the customized sign/sign supports and all landscaping and shrubbery associated with the installation, as well as to defray the cost of any electrical energy necessary for operation of the sign display. The agreement shall clearly indicate that the Department reserves the right to have the installation modified or removed from the state highway right of way.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Gail Holley, Highway Signing Program Manager

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ysela Llorc, Assistant Secretary for Intermodal Systems Development for José Abreu, P.E., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 2, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 3, 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 CORRECTIONS

RULE TITLE: Correctional Officer Uniform Requirements
 RULE NO.: 33-602.601

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to move rule language specific to correctional officers from the general employee grooming rule to a new rule in the institutions section of the rules, and to clarify provisions regarding the wearing of the correctional officer uniform.

SUMMARY: The proposed rule sets forth provisions regarding the wearing of the correctional officer uniform.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.601 Correctional Officer Uniform Requirements.

The following are conditions and requirements for wearing correctional officer uniforms:

(1) Correctional officers shall be issued and required to wear uniforms as designated by the Secretary according to job assignment, security, and institutional operations. Correctional officers' uniforms shall consist of: shoes; socks; pants or skirt; belt; undershirt; shirt; tie; safety equipment and apparel; equipment accessories; decorum (hash marks, patches, rank insignia, badges, pins, whistle); and if necessary, raingear, windbreakers, jackets, hats, or gloves. Uniforms shall be worn in a complete or full manner at all times while an employee is performing official duties. The uniform or any parts of it furnished by the department shall not be worn during off-duty hours or when an employee is not acting in an official capacity, except when traveling directly to and from work. No part of the uniform may be duplicated by an employee for any purpose.

(2) Employees are solely responsible for alterations to and care of uniforms and clothing issued by the department. The department shall only be responsible for cleaning the uniform issued for deployment to correctional emergency response teams and rapid response teams.

(3) The following uniform accessories shall be provided by the correctional officer:

(a) Shoes;

(b) Boots (except for C.E.R.T. and Rapid Response Teams, Canine, Boot Camp staff, and extended day staff);

(c) Belts;

(d) Socks or stockings; and

(e) Gloves.

(4) The following uniform components will be issued by the Department:

(a) Shirts;

(b) Trousers;

(c) Outer Coat;

(d) Cap;

(e) Glove pouch; and

(f) Tie.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tina Hayes

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 20, 2004

DEPARTMENT OF THE LOTTERY

RULE CHAPTER TITLE: Personnel Employee Performance
 RULE CHAPTER NO.: 53-17

Evaluations
 RULE TITLES: Statement of Policy
 RULE NOS.: 53-17.001

Procedures
 53-17.002

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to update the Florida Lottery's rules regarding employee performance evaluations, including the title of Chapter 53-17, F.A.C.

SUMMARY: The proposed rule amendments set forth the rules regarding the Florida Lottery's annual performance evaluation program and implements in permanent rule form the provisions in Emergency Rule 53ER04-41, F.A.C., Personnel Performance Excellence Program.

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

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

SPECIFIC AUTHORITY: 24.105(9)(j) FS.

LAW IMPLEMENTED: 24.105(19)(d) FS.

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

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

PLACE: Department of the Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011, (850)487-7724

THE FULL TEXT OF THE PROPOSED RULES IS:

PERSONNEL PERFORMANCE EXCELLENCE
PROGRAM PERSONNEL EMPLOYEE
PERFORMANCE EVALUATIONS

(Substantial rewording of Rule 53-17.001 follows. See Florida Administrative Code for present text.)

53-17.001 Statement of Policy.

(1) Performance Excellence is the Florida Lottery's annual performance evaluation program. It functions as an annual review of the work performance of all Lottery employees in the areas of technical expertise, professional excellence and customer satisfaction. This program connects an employee's work performance to the implementation of the Lottery's strategic business plan, and subsequent achievement of the agency's business goals.

(2) An employee's performance measures will be based on the performance goals for that employee's work unit, as specified in the strategic business plan.

(3) The Florida Lottery's Performance Excellence Program serves the following purposes:

(a) Provides all employees with the opportunity to clearly understand and focus upon annual performance expectations.

(b) Identifies improvement needs to enhance future individual, and ultimately organizational, performance.

(c) Motivates all employees to improve skills and job knowledge to ensure consistent professional and technical expertise.

(d) Documents and tracks an employee's performance against the strategic goals of the employee's work unit and ultimately, the strategic goals of the agency.

(e) Documents an employee's eligibility for salary adjustments or one-time lump sum payments.

(f) Provides a basis for monitoring and improving the overall performance and productivity of the Florida Lottery's work force.

Specific Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History--New 2-25-93, Amended _____.

(Substantial rewording of Rule 53-17.002 follows. See Florida Administrative Code for present text.)

53-17.002 Procedures.

(1) Performance Evaluation Cycle.

(a) Phase I – Work Planning – During this initial phase, following consultation with executive management, a work plan shall be developed by the immediate supervisor. The work plan should identify the employee's key work activities and responsibilities, and be prioritized in accordance with the agency's strategic objectives. The work plan should correspond to the employee's position description in terms of functional accountability, knowledge, experience and skills. Both the supervisor and the employee must sign and date the work plan.

(b) Phase II – Mid-Year Review – Approximately midway through the fiscal year, the supervisor and employee meet to review the employee's progress on his/her work activities and responsibilities to date including an indication of what ratings the employee has earned at this point in the fiscal year. If applicable, the meeting shall include any necessary changes to work activities and related responsibilities and/or performance measures.

(c) Phase III – Annual Review – This last phase is the fiscal year-end performance review and feedback session between the supervisor and the employee. The following items are included in Phase III.

1. An employee gathers input from three peers which are:

a. Work Unit Peer – A peer that works within an employee's work unit.

b. Partner Peer – A peer that closely partners with an employee in the performance of work activities. A Partner Peer can be an employee of the Lottery or of a third party who is affiliated in some way with the Lottery, i.e. another state agency, contractor or vendor.

c. Customer Peer – A peer that is from the employee's customer group, i.e. Retailer Contracting serves the retailer as customer, or Information Resources serves various Lottery divisions as customer.

2. The supervisor provides the employee with a final rating for each work activity and related responsibility. Both the supervisor and the employee sign and date the final rating. A copy of the final rating is provided to the employee and the original is placed within the employee's personnel file in Human Resource Management.

(d) Interim Review – Following consultation with executive management, a supervisor may create an Interim Review at any time deemed appropriate within the fiscal year. Such review shall not include peer reviews.

(e) New-Hire Procedures.

For new hires, Phase I work plans will be completed within approximately one month of the employee’s hire date. A Phase II interim review shall be conducted provided the employee was hired prior to October 1. A Phase III annual review shall be conducted provided the employee was hired prior to March 1. The initial work plan shall cover the period from the hire date through June 30. Thereafter, the employee shall be appraised on the fiscal year cycle as set forth above in subparagraphs (3)(a) 1., 2. and 3.

(2) Performance Categories.

(a) Ratings will be given based on activity outcome, and the process by which an activity is implemented.

(b) It is assumed and expected that in order to be in the employ of the Florida Lottery, one must maintain and demonstrate, at a minimum, specific characteristics and behaviors that are non-negotiable such as integrity, honesty, courtesy, professional demeanor, and product/process knowledge, in providing public service. While a performance rating cannot be improved by regularly meeting these minimum “non-negotiable” standards, failure to do so will result in a reduction in an employee’s overall performance rating.

(c) Outlined below are the three levels of assessment and required performance characteristics and behaviors for each performance role.

1. Technical Expertise – How well an employee knows and performs the specific tasks associated with his/her work activities and responsibilities in terms of knowledge, skill, experience, and ability.

2. Professional Excellence – The manner in which an employee implements or carries out his/her work activities and responsibilities in terms of attitude, behavior, character.

3. Customer Appreciation – How well an employee provides service and value to his/her customer via the daily implementation of an employee’s work activities and responsibilities, in terms of customer needs, interaction, and responsiveness. Additional consideration will be given to the level of appreciation, value, and importance a customer has for the employee.

(3) Rating Scale.

(a) Clearly Outstanding (C) = 3 Points – This score is given to an employee who consistently exceeds performance expectations in technical expertise, and has also assumed additional activities and work responsibilities and exceeded those. This employee also demonstrates on a daily basis a “beyond-the-call-of-duty” attitude, team spirit, and a high level of professional excellence. Consideration may be given for a salary increase and/or career advancement should an advanced position be available.

(b) Meets Expectations (M) = 2 Points – An employee meets performance expectations (minimum acceptable standard) in all performance categories. This employee is performing as requested.

(c) Does Not Meet Expectations (D) = 1 Point – An employee does not meet performance expectations. A retention decision will be considered and, if the employee is retained, a Performance Improvement Plan will be required.

(4) Performance Improvement Plan (PIP)

In some cases, a supervisor might find it necessary to develop and implement a Performance Improvement Plan (PIP) for an employee. The purpose of a PIP is to provide immediate attention to performance deficiencies, by allowing an employee to improve performance based on a rating that was at or below minimum standard. A PIP is created at the discretion of the supervisor following consultation with executive management. A PIP may be up to 90 days in duration; however, at anytime that a PIP is in effect an employee may be separated or demoted at the discretion of the Lottery Secretary.

Specific Authority 24.105(9)(j) FS. Law Implemented 24.105(19)(d) FS. History--New 2-25-93, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Diane D. Schmidt, Office of the General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth H. Hart, Jr. General Counsel.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 30, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 3, 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 CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLE:

Special Provisions

RULE NO.:

65A-1.702

PURPOSE AND EFFECT: This proposed amendment to Rule 65A-1.702, F.A.C., repeals the rule language regarding the federal Qualified Medicare Reimbursement Only (Q12) program that ended December 31, 2002. This amendment also implements the Statewide Inpatient Psychiatric Program (SIPP) waiver for individuals under age 18 who are at high risk of inpatient mental health services.

SUMMARY: The proposed amendment repeals the rule language for the Qualified Medicare Reimbursement Only (QI2) program that ended December 31, 2002. This rule amendment also implements the Statewide Inpatient Psychiatric Program (SIPP) waiver for individuals under age 18 who are at high risk of inpatient mental health services.

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

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.903, 409.904, 409.919 FS.

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

TIME AND DATE: 9:00 a.m., October 11, 2004

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pat Bailey, Management Review Specialist, 1317 Winewood Boulevard, Building 3, Room 454, Tallahassee, FL 32399-0700, (850)410-3479

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.702 Special Provisions.

(1) through (12)(d) No change.

~~(e) Qualified Medicare Reimbursement Only (QI2). Under QI2 coverage, individuals are only entitled to a one-time, annual payment of a small part of their Medicare premium. (This is a federally funded program and funding is limited to the amount of an annual allocation.)~~

(13) Determining Share of Cost (SOC). The SOC is determined by deducting the Medically Needy income level from ~~the an~~ individual's or family's income.

(14) through (15) No change.

(16) Statewide Inpatient Psychiatric Program (SIPP) waiver. This program provides inpatient mental health treatment and comprehensive case management planning to enable discharge to less restrictive settings in the community for children under the age of 18 who are placed in an inpatient psychiatric program. Those who are Medically Needy and those who are Medicare recipients are excluded from this program. Services must be received from a designated provider selected by AHCA. This program provides an exception to provisions that residents of an institution for mental disease (IMD) are not eligible for Medicaid.

Specific Authority 409.919 FS. Law Implemented 409.903, 409.904, 409.919 FS. History--New 10-8-97, Amended 4-22-98, 2-15-01, 9-24-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pat Bailey, Management Review Specialist

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: May 28, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 11, 2004

Section III Notices of Changes, Corrections and Withdrawals

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-302.110
RULE TITLE: Written Monthly Reports
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. 30, July 23, 2004, issue of the Florida Administrative Weekly:

33-302.110 Written Monthly Reports.

(1) The offender shall submit a full and truthful report to the officer on a monthly basis, unless otherwise specified by the supervision order. The offender shall provide information relating to activities for the previous month, including:

(a) through (c) No change.

(d) The offender's effective date of unemployment (if unemployed applicable), reason for unemployment, and source of income during the unemployed period;

(e) No change.

(f) Information regarding any additional jobs held by the offender offender's second job (if applicable);

(g) through (j) No change.

(2) No change.

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

Office of Vital Statistics

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
64V-1	Vital Records and Associated Activities
RULE NOS.:	RULE TITLES:
64V-1.001	Delayed Birth Registration Requirements; Fees
64V-1.002	Birth Certificate Amendments; Who May Apply; Fees
64V-1.003	Birth Certificate Amendments; Documentary Evidence Requirements
64V-1.0032	Birth Certificate Amendments by Paternity Establishment; Judicial and Administrative Process
64V-1.006	Evidence Required for Births Occurring Outside of a Facility
64V-1.0061	Death and Fetal Death Registration
64V-1.019	Disposition of Fetal Demise

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 30, No. 35, August 27, 2004 issue of the Florida Administrative Weekly. The changes are in response to comments received from the Joint Administrative Procedures Committee.

Adding at end of proposed rule Part VII Associated Activities, Rule 64V-1.019, F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kevin Wright

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ken Jones

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 11, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 25, 2004

**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:	RULE NO.:
Prize Payment	53ER04-48

SUMMARY OF THE RULE: This emergency rule sets forth the provisions for players holding a winning on-line or instant lottery ticket of \$600 or more that was validated at a Lottery office or retailer prior to September 5, 2003, but who did not receive payment at the time of ticket validation, to submit the validated winning ticket, or the claim ticket or claim instructions ticket produced from the winning ticket, for prize payment at a Lottery office on or before November 1, 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:

53ER04-48 Prize Payment.

(1) A player holding a winning on-line or instant lottery ticket of \$600 or more that was validated at a Lottery office or retailer prior to September 5, 2003, but who did not receive payment at the time of ticket validation, must submit the validated winning ticket, or the claim ticket or claim instructions ticket produced from the winning ticket, for prize payment at a Lottery office on or before November 1, 2004. A completed Winner Claim Form DOL 173-2, revised 10/03, or Spanish Winner Claim Form DOL 173-S, revised 10/03, a completed Internal Revenue Service Form W-9, Request for Taxpayer Identification Number and Certification, revised 10/03, and identification must also be submitted. If the player chooses to submit the validated winning ticket, claim ticket or claim instructions ticket by mail, it must be sent to the Lottery's prize payment address along with identification and the forms described above and received by the Lottery on or before November 1, 2004. The Lottery's prize payment address is: Florida Lottery, Winner Validation, 250 Marriott Drive, Tallahassee, Florida 32399-4027.

(2) Payment of prizes for any lottery tickets meeting the specifications set forth in subsection (1) above 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.

(3) Any lottery tickets meeting the specifications set forth in subsection (1) above that are submitted for prize payment after November 1, 2004, will not be paid.

(4) The Winner Claim Forms referred to in subsection (1) are incorporated herein by reference and may be obtained at any Lottery office or retailer, from the Florida Lottery's website at www.flalottery.com, or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The Internal Revenue Service Form W-9 referred to in subsection (1) is incorporated herein by reference and may be obtained at any Lottery office, from the Florida Lottery's website at www.flalottery.com, by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service. A listing of acceptable forms of identification may be obtained from any Lottery office or from the Florida Lottery's website at www.flalottery.com.

Specific Authority 24.105(9)(e), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(e), 24.115(1) FS. History--New 9-1-04.

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

EFFECTIVE DATE: September 1, 2004

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 557, MONTHLY GRAND 53ER04-49
 RULE NO.:
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 557, "MONTHLY GRAND" 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; and the 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:

53ER04-49 Instant Game Number 557, MONTHLY GRAND.

(1) Name of Game. Instant Game Number 557, "MONTHLY GRAND."

(2) Price. MONTHLY GRAND tickets sell for \$2.00 per ticket.

(3) MONTHLY GRAND 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 MONTHLY GRAND 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 MONTHLY GRAND lottery ticket, or as to the prize amount, the Void if Removed Number under the latex shall prevail over the bar code.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN
19 NINTN	20 TWENTY				



(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN
19 NINTN	20 TWENTY				

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	TWENTY
\$25.00	\$50.00	\$100	\$500	\$5,000	
THY FIV	FIFTY	ONE HUN	FIVE HUN	FIVE THO	

\$1,000
A MO/5 YRS

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to ten sets of matching numbers. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500, \$5,000 and \$1,000 A MO /5 YRS.



(b) A ticket having a "WIN \$50" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$50.

(c) A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a MONTHLY GRAND lottery ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(d) Except as provided in paragraph (8)(e) below, a claimant who is entitled to a prize of \$1,000 a month for 5 years shall have the option of receiving his or her payment in sixty installments of \$1,000 per month, less applicable federal tax withholding, or in five annual payments of \$12,000, less applicable federal tax withholding.

(e) If the winner of a \$1,000 a month for 5 years prize is identified before any installment payment as owing an outstanding debt to a state agency or child support collected through a court, including spousal support or alimony if the child support obligation is being enforced by the Department of Revenue, and the winner does not pay the debt or child or spousal support before payment is due, following deduction of federal tax withholding, an amount sufficient to cover the amount owed, up to the total installment payment amount, will be applied toward the outstanding debt as provided in Section 24.115(4), Florida Statutes. Any monies remaining after federal tax withholding and after collection of the debt will be paid to the claimant.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 557 are as follows:

GAME PLAY	WIN	ODDS OF	NUMBER OF
TICKET	1 IN	180,000 TICKETS	WINNERS IN
		PER POOL	84 POOLS OF
\$2	\$2 TICKET	10.00	1,512,000
\$2 x 2	\$2	37.50	403,200
(\$1 x 3) + \$2	\$4	18.75	806,400
\$5	\$5	30.00	504,000
\$1 x 10	\$5	25.00	604,800
\$5 x 2	\$10	150.00	100,800
\$10	\$10	150.00	100,800
(\$2 x 5) + \$5 + \$10	\$10	150.00	100,800
\$1 + (\$2 x 2) + (\$5 x 2) + \$10	\$25	450.00	33,600
\$25	\$25	450.00	33,600
\$5 x 10	\$25	450.00	33,600
\$10 x 5	\$50	1,800.00	8,400
\$25 x 2	\$50	3,600.00	4,200
\$50 (MONEYBAG)	\$50	3,600.00	4,200
\$20 x 5	\$50	450.00	33,600
(\$5 x 8) + \$10 + \$50 (MONEYBAG)	\$100	47,250.00	320
\$50 + \$50 (MONEYBAG)	\$100	30,240.00	500
(\$100 x 2) + \$50 (MONEYBAG)	\$100	30,240.00	500
\$50 + (\$100 x 4) + \$50 (MONEYBAG)	\$250	151,200.00	100
\$500 x 10	\$500	5,040,000.00	3
\$5,000	\$5,000	5,040,000.00	3
\$1,000 A MONTH FOR 5 YEARS	TOP PRIZE	7,560,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 557 are 1 in 3.53. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 557, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a MONTHLY GRAND lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(13) Payment of prizes for MONTHLY GRAND 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 9-3-04.

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

EFFECTIVE DATE: September 3, 2004

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 556, CASINO ROYALE
 RULE NO.: 53ER04-50
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 556, "CASINO ROYALE," 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; and the estimated odds of winning 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:

53ER04-50 Instant Game Number 556, CASINO ROYALE.

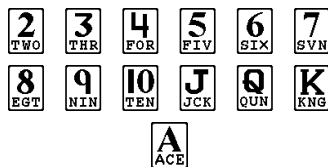
(1) Name of Game. Instant Game Number 556, "CASINO ROYALE."

(2) Price. CASINO ROYALE lottery tickets sell for \$5.00 per ticket.

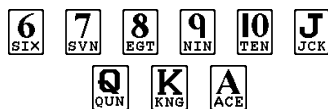
(3) CASINO ROYALE lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning CASINO ROYALE lottery ticket, a combination of essential elements sufficient 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 CASINO ROYALE lottery ticket, or as to the prize amount, the Void if Removed Number under the latex shall prevail over the bar code.

(4) Design of Ticket. There are three different games in Instant Game Number 556, CASINO ROYALE. Game 1 is entitled "BLACK JACK." Game 2 is entitled "ROULETTE." Game 3 is entitled "7-11."

(5) The "YOUR HAND" play symbols and play symbol captions in BLACK JACK are as follows:



(6) The "DEALER'S HAND" play symbols and play symbol captions in BLACK JACK are as follows:



(7) The prize symbols and prize symbol captions in BLACK JACK are as follows:

\$1.00 ONE	\$2.00 THO	\$3.00 THREE	\$5.00 FIVE	\$10.00 TEN	\$20.00 TWENTY
\$25.00 THY FIV	\$50.00 FIFTY	\$100 ONE HUN	\$250 TWO FTY	\$500 FIV HUN	\$1,000 ONE THO
\$5,000 FIV THO	\$25,000 THY FIV THO				

(8) The legends in BLACK JACK are as follows:

DEALER'S HAND	YOUR HAND	GAME 1 GAME 2	PRIZE	+
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(9) The "YOUR NUMBER" play symbols and play symbol captions in ROULETTE are as follows:

1 ONE	2 THO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTH	18 EGHTN
19 NINTN	20 TWENTY	21 TWYONE	22 TWYTHO	23 TWYTHR	24 TWYFOR
25 THYFIV	26 THYSIX	27 THYSVN	28 TWYEGT	29 THYNIN	

(10) The "WHEEL NUMBER" play symbols and play symbol captions in ROULETTE are as follows:

1 ONE	2 THO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTH	18 EGHTN
19 NINTN	20 TWENTY	21 TWYONE	22 TWYTHO	23 TWYTHR	24 TWYFOR
25 THYFIV	26 THYSIX	27 THYSVN	28 TWYEGT	29 THYNIN	

(11) The prize symbols and prize symbol captions in ROULETTE are as follows:

\$2.00 THO	\$3.00 THREE	\$5.00 FIVE	\$10.00 TEN	\$20.00 TWENTY
		\$25.00 THY FIV		
\$50.00 FIFTY	\$100 ONE HUN	\$250 TWO FTY	\$500 FIV HUN	\$1,000 ONE THO
		\$25,000 THY FIV THO		

(12) The legends in ROULETTE are as follows:

YOUR #	WHEEL 1	WHEEL 2	WHEEL 3
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(13) The play symbols and play symbol captions in 7-11 are as follows:



(14) The prize symbols and prize symbol captions in 7-11 are as follows:

\$1.00 ONE	\$2.00 TWO	\$3.00 THREE	\$5.00 FIVE	\$10.00 TEN
		\$25.00 THY FIV		
\$50.00 FIFTY	\$100 ONE HUN	\$250 TWO FTY	\$1,000 ONE THO	
	\$2,000 TWO THO	\$5,000 FIV THO		
\$25,000 THY FIV THO	\$50,000 FTY THO	\$100,000 ONE HUN THO		

(15) The legends in 7-11 are as follows:

- ROLL 1
- ROLL 2
- ROLL 3
- ROLL 4 +

(16) Determination of Prizewinners. Each of the three games in Instant Game Number 556, CASINO ROYALE, uses a different play methodology. Players may win in one or more games. The determination of prizewinners for each game is as follows:

(a) Game 1 – BLACK JACK.

In BLACK JACK there are two games. The value assigned to Aces is 11, and the value assigned to Jacks, Queens, and Kings is 10. A ticket having two cards in the “YOUR HAND” play area of one game, the total of which is greater than the total of the two cards in the “DEALER’S HAND” play area of the same game shall entitle the claimant to the corresponding prize shown for that game. The prizes are \$1.00, \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$250, \$500, \$1,000, \$5,000, \$25,000.

(b) Game 2 – ROULETTE.

In ROULETTE there are three wheels. A ticket having a number in the “YOUR NUMBERS” play area of one wheel that matches any number in the wheel number play area of the same wheel shall entitle the claimant to the corresponding prize shown for that number. The prizes are: \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$250, \$500, \$1,000 and \$25,000.

(c) Game 3 – 7-11.

In 7-11 there are four rolls. A ticket having two dice in one roll, the sum of which is 7 or 11, shall entitle the claimant to the corresponding prize shown for that roll. The prizes are: \$1.00, \$2.00, \$3.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100, \$250, \$1,000, \$2,000, \$5,000, \$25,000, \$50,000 and \$100,000.

(17) The estimated odds of winning, value and number of prizes in Instant Game Number 556 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	WINNERS IN 34 POOLS OF 120,000 TICKETS PER POOL
G1- (\$1 x 2) + G2- \$2 + G3- \$1	\$5	10.00	408,000
G1- \$1 + G2- \$2 + G3- \$2	\$5	20.00	204,000
G1- \$1 + G2- (\$2 x 2)	\$5	30.00	136,000
G3- \$5	\$5	60.00	68,000
G1- \$2 + G2- (\$2 x 2) + G3- (\$1 x 4)	\$10	60.00	68,000
G1- \$1 + G2- (\$2 x 3) + G3- \$3	\$10	120.00	34,000
G1- (\$1 x 2) + G2- (\$3 x 2) + G3- (\$1 x 2)	\$10	120.00	34,000
G2- \$2 + \$5 + G3- (\$1 x 3)	\$10	120.00	34,000
G1- \$1 + G2- (\$2 x 2) + G3- \$5	\$10	120.00	34,000
G1- \$1 + G2- (\$5 x 2) + G3- (\$2 x 2)	\$15	60.00	68,000
G1- (\$2 x 2) + G2- (\$2 x 3) + G3- \$5	\$15	60.00	68,000
G1- \$5 + G2- (\$5 x 2) + G3- (\$5 x 2)	\$25	150.00	27,200
G1- \$5 + \$10 + G2- (\$2 x 3) + G3- (\$1 x 4)	\$25	200.00	20,400
G1- \$5 + G2- \$2 + (\$5 x 2) + G3- (\$2 x 4)	\$25	400.00	10,200
G1- (\$2 x 2) + G2- (\$2 x 3) + G3- (\$5 x 3)	\$25	1,200.00	3,400
G1- \$2 + G2- (\$5 x 2) + G3- (\$1 x 3) + \$10	\$25	1,200.00	3,400
G2- (\$5 x 2) + G3- (\$5 x 3)	\$25	1,200.00	3,400
G1- (\$1 x 2) + G2- (\$20 x 2) + G3- (\$2 x 4)	\$50	300.00	13,600
G1- \$2 + \$3 + G2- (\$5 x 4) + G3- \$5 + (\$10 x 2)	\$50	200.00	20,400
G1- \$5 + G2- (\$10 x 5) + G3- (\$5 x 4)	\$75	24,000.00	170
G1- (\$5 x 2) + G2- (\$25 x 2) + G3- (\$5 x 3)	\$75	24,000.00	170
G1- (\$5 x 2) + G2- (\$10 x 4) + G3- \$5 + (\$10 x 2)	\$75	24,000.00	170
G2- \$25 x 3	\$75	24,000.00	170
G1- (\$10 x 2) + G2- \$10 + G3- (\$10 x 2) + \$25	\$75	24,000.00	170
G1- (\$5 x 2) + G2- \$5 + \$10 + \$25 + G3- \$25	\$75	24,000.00	170
G1- \$10 + G2- \$5 + (\$10 x 7) + G3- \$5 + \$10	\$100	1,200.00	3,400
G3- \$25 x 4	\$100	3,000.00	1,360
G1- (\$5 x 2) + G2- (\$5 x 8) + G3- \$50	\$100	1,200.00	3,400
G1- \$5 + \$25 + G2- (\$2 x 10) + (\$5 x 2) + G3- (\$10 x 4)	\$100	1,200.00	3,400
G1- \$25 + G2- (\$5 x 12) + G3- \$5 + \$10	\$100	1,200.00	3,400
G1- \$20 + G2- (\$10 x 3) + G3- \$50	\$100	2,000.00	2,040
G2- (\$50 x 6) + G3- (\$50 x 4)	\$500	34,000.00	120
G2- (\$25 x 12) + G3- (\$50 x 4)	\$500	34,000.00	120
G1- \$100 + G2- (\$25 x 2) + (\$50 x 6) + G3- \$50	\$500	17,739.13	230
G1- (\$50 x 2) + G2- (\$50 x 4) + (\$100 x 4) + G3- (\$100 x 3)	\$1,000	170,000.00	24
G1- (\$100 x 2) + G2- (\$50 x 10) + G3- (\$100 x 3)	\$1,000	680,000.00	6
G3- (\$250 x 4)	\$1,000	680,000.00	6
G1- (\$250 x 2) + G2- (\$50 x 10)	\$1,000	680,000.00	6
G1- (\$250 x 2) + G2- (\$25 x 4) + (\$50 x 6) + G3- \$100 + \$1,000	\$2,000	1,020,000.00	4
G1- (\$500 x 2) + G2- (\$250 x 4) + G3- (\$2,000 x 4)	\$10,000	2,040,000.00	2
G1- (\$1,000 x 2) + G2- (\$500 x 12) + G3- (\$1,000 x 2)	\$10,000	2,040,000.00	2
G3- (\$5,000 x 2)	\$10,000	2,040,000.00	2
G3- \$25,000	\$25,000	2,040,000.00	2
G1- \$5,000 + G2- (\$1,000 x 10) + G3- (\$5,000 x 2)	\$25,000	2,040,000.00	2
G1- \$25,000 + G2- \$25,000 + G3- \$50,000	\$100,000	\$4,080,000.00	1
G3- \$100,000	\$100,000	\$4,080,000.00	1

(18) The overall odds of winning some prize in Instant Game Number 556 are 1 in 3.20. 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.

(19) For reorders of Instant Game Number 556, the estimated odds of winning, value and number of prizes shall be proportionate to the number of tickets reordered.

(20) By purchasing a CASINO ROYALE lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(21) Payment of prizes for CASINO ROYALE 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 9-3-04.

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

EFFECTIVE DATE: September 3, 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."

FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
State Distribution of Funds	
to Local Governments	67ER04-7
Income Verification	67ER04-8
Strategies	67ER04-9
NOFA	67ER04-10
Annual Reports	67ER04-11
Letter of Request	67ER04-12

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: As a result of the damage caused by Hurricane Frances to parts of Florida, there exists a severe shortage of safe and sanitary housing. Section 420.9078(8), F.S. provides for the distribution of appropriated SHIP funds from the Local Government Housing Trust Fund among counties and eligible municipalities for which an emergency or natural disaster has been declared by executive order and which have an approved local housing assistance plan to implement a local housing assistance strategy consistent with Sections 420.907-9079, F.S. A review of the local housing assistance plans reveals a lack of strategies sufficient to address the severity of damage caused by Hurricane Frances. Sections 420.9072-9079, F.S., provide the criteria to be used in order to amend a local housing assistance plan. Adherence to the adoption process would prevent timely distributions of needed funds. Emergency Rulemaking is necessary to address this situation

and to provide the local governments the necessary funds to provide for shelter, necessary rehabilitation and repairs to damaged residences.

REASONS FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Florida Housing is aware of the rulemaking procedures prescribed by section 120.54, Florida Statutes. That process requires advance notice to the general public of intended rules and the opportunity to submit comments on the intended rule, prior to the agency's adopting of the rule. The process requires, at a minimum, 35 days to adopt a rule. This time period would prevent Florida Housing from releasing the funds to the local counties and eligible municipalities in an expeditious manner. In turn, the counties and local governments would be prevented from providing immediate relief to the victims of Hurricane Frances. Florida Housing believes that emergency rulemaking procedure is the most expeditious and effective way to implement necessary procedures to carry out activities as described in this rule. Florida Housing intends to initiate standard rulemaking for Chapter 67-37, F.A.C. by filing a notice of rule development no later than September 24, 2004.

SUMMARY OF THE RULE: The rule provides the strategy by which SHIP funds shall be utilized by Local Governments affected by Hurricane Frances utilizing a disaster self-certification income verification form; establishes a disaster strategy; and extends the annual reporting deadline.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Robert Dearduff, SHIP Program Administrator, 227 North Bronough St., Suite 5000, Tallahassee, FL 32301, (850)488-4197

THE FULL TEXT OF THE EMERGENCY RULE IS:

67ER04-7 State Distribution of Funds to Local Governments.

(1) Local Governments may use Unencumbered SHIP funds to carry out activities of disaster relief as described in the Local Housing Assistance Plan or in the disaster strategy adopted and incorporated in this rule.

(2) Local Governments affected by Hurricane Frances may also request forward allocation of remaining 2004-2005 SHIP funds, if any remain, by authority of Executive Order 04-192.

Specific Authority 120.54(4), 420.9072(9) FS., Executive Order 04-192. Law Implemented 420.9072 FS. History--New 9-8-04.

67ER04-8 Income Verification.

(1) Recipients of SHIP funds under a local government's disaster strategy shall be required to verify income by executing a Disaster Self Certification of Income Form (08/04), hereby adopted and incorporated by reference or a local government's form that requires the same information. A copy is available on the Corporation's website at

www.floridahousing.org or by contacting the Florida Housing SHIP Staff, 227 North Bronough St., Suite 5000, Tallahassee, FL 32301 or call (850)488-4197.

(2) Pay check stubs and other forms of proof are required, if available. Other documentation required for SHIP income qualification may be waived if unavailable. The county or eligible municipality shall make every effort reasonable to insure that the recipients of SHIP funds are income qualified.

Specific Authority 120.54(4), 420.9072(9) FS., Executive Order 04-192. Law Implemented 420.9072 FS. History--New 9-8-04.

67ER04-9 Strategies.

(1) SHIP funds for disaster relief shall be expended for activities listed in the local government's disaster strategy located in the local housing assistance plan.

(2) If the local government uses unencumbered funds for disaster relief and does not have an adequate disaster strategy, the local government shall use the Disaster Strategy (08/04) hereby adopted and incorporated in this rule. A copy is available on Florida Housing's website as www.floridahousing.org or by contacting the SHIP Program Administrator, 227 North Bronough St., Suite 5000, Tallahassee, FL, 32301 or call (850)488-4197.

(3) Some activities, in addition to those included in Local Government's approved Local Housing Assistance Plans, on which funds may be expended include:

(a) Payment of insurance deductibles for rehabilitation of homes covered under homeowners insurance policies;

(b) Security deposit, rental assistance for the duration of Florida Office of the Governor Executive Order 04-192, for eligible recipients who have been displaced from their homes due to damage from the storm;

(c) Other activities as noted in the Disaster Strategy (08/04);

(d) Other activities as proposed by the counties and eligible municipalities and approved by Florida Housing;

(e) Other activities as outlined in the local government's disaster strategy found in the Local Housing Assistance Plan;

(4) Disbursement of funds must be used for eligible housing, meaning any real and personal property located within the county or the eligible municipality which is designed and intended for the primary purpose of providing decent, safe, and sanitary residential units that are designed to meet the standards of Chapter 553, F.S., for homeownership or rental for eligible persons. SHIP funds may not be used for the purchase, rehabilitation or repair of mobile homes.

Specific Authority 120.54(4), 420.9072(9) FS., Executive Order 04-192. Law Implemented 420.9072 FS. History--New 9-8-04.

67ER04-10 NOFA.

Counties and eligible municipalities receiving funds under this rule shall not be required to advertise the availability of funds. Local Governments, however, may require advertisement of available funds.

Specific Authority 120.54(4), 420.9072(9) FS., Executive Order 04-192. Law Implemented 420.9072 FS. History--New 9-8-04.

67ER04-11 Annual Reports.

(1) Counties and eligible municipalities affected by Hurricane Frances shall not be required to meet their annual report deadline of September 15. The new date shall be agreed to between the county or eligible municipality and Florida Housing but will not be extended past November 30, 2004.

(2) Counties and eligible municipalities utilizing any SHIP funds for disaster recovery must provide a list of recipients including names, addresses, and zip codes by January 8, 2005, unless otherwise approved by Florida Housing Finance Corporation.

Specific Authority 120.54(4), 420.9072(9) FS., Executive Order 04-192. Law Implemented 420.9072 FS. History--New 9-8-04.

67ER04-12 Letter of Request.

(1) Forward allocation of funds shall be distributed by Florida Housing upon the acceptance and approval of a letter of request from local governments. Each letter of request shall bear the signature of an authorized official.

(2) Local governments shall submit requests via letter, email or phone in cases where the first two options are not available.

Specific Authority 120.54(4), 420.9072(9) FS., Executive Order 04-192. Law Implemented 420.9072 FS. History--New 9-8-04.

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

EFFECTIVE DATE: September 8, 2004

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE TITLE: Requirements Relating to Public Adjusting

RULE NO.: 69BER04-13

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY, OR WELFARE: The Department of Financial Services hereby states that the following circumstances constitute an immediate danger to the public health, safety, and welfare: This emergency rule is necessitated by the anticipated damage which will result in Florida from Hurricane Frances, which is approaching the east coast of Florida as a category 3 hurricane with sustained winds up to 115 miles per hour. Hurricane force winds radiate approximately 85 miles from the eye of the storm. The Governor of Florida declared a state of emergency. The Hurricane is expected to make landfall over the Labor Day weekend. If this emergency rule is not filed today, it cannot be filed until offices open after the holiday, leaving claimants unprotected by the rule over the weekend.

Excessive adjusting fees are a source of injury to the public health, safety, and welfare by substantially impairing the financial ability of insureds to effectuate repairs to damaged

property in a timely fashion, to commence or complete repairs, or to make proper and adequate repairs meeting building code requirements. In order for complete rebuilding to occur, insurance proceeds cannot be eroded by unreasonable public adjuster fees. As a result, there is a need to limit the fees imposed by public adjusters to a reasonable level. This rule limits fees charged by public adjusters to 10 per cent of the policy proceeds.

The rule provisions relating to required contract terms, and other ethical requirements, are reasonable and necessary based on the department's experience with public adjuster abuses after prior hurricanes.

The Legislature recognized, in Section 626.8698, F.S., that the interest of the public demands that public adjusters be prohibited from "soliciting or otherwise taking advantage of a person who is vulnerable, emotional or otherwise upset as a result of trauma, accident or similar occurrence..." Hurricane Frances has placed a great number of people in a state of vulnerability. The emotional stress of claimants may lead them to make imprudent decisions in the context of contracting with public adjusters.

In consideration of the emergency conditions currently existing, and given the Department's responsibility to protect the public interest, including insureds, and implement the Insurance Code, an emergency rule is necessary.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The Department of Financial Services believes that adopting an emergency rule is the fairest method to protect the public because the nature of the anticipated destruction caused by Hurricane Frances, including disruption of communication and transportation, requires an immediate response. The conditions anticipated from Hurricane Frances will require the Department to exercise its authority to provide protection from the conduct of unscrupulous public adjusters now. The provisions of this rule provide needed guidance to public adjusters. A Department bulletin addressed to all licensed public insurance adjusters would reach them, but would not be legally binding. A permanent rule would not have the flexibility and immediacy to protect the public welfare.

SUMMARY OF RULE: This emergency rule adopts emergency ethical standards to be applied to claims resulting from Hurricane Frances. The rule limits public adjuster commissions to a maximum 10% of insurance proceeds regardless of whether the risk is residential or commercial. The rule also prohibits public adjusters from requiring, demanding, or accepting payments prior to settlement of a claim. The rule requires certain standards for public adjuster contracts to reduce risk of deception. The rule also establishes ethical standards to avoid incompetence, conflict of interest, or deception. The rule also establishes a 14-day rescission period for public adjuster contracts. Additionally the rule prohibits public adjusters from entering into a contract to adjust a

residential property claim that has been declared a total loss, unless the public adjuster services can reasonably be expected to benefit the claimant.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Jerry W. Whitmore, Chief, Bureau of Investigation, Division of Agent and Agency Services at (850)413-5601

THE FULL TEXT OF THE EMERGENCY RULE IS:

69BER04-13 Requirements Relating to Public Adjusting.

(1) General provisions.

(a) This emergency rule sets forth specific limits on public adjuster commissions and provides other ethical standards to protect insureds under stress due to loss.

(b) The provisions of this emergency rule are intended to supplement the requirements for conduct of public adjusting and ethical requirements placed on public adjusting as set forth in Rules 69B-220.051 and 69B-220.201, Florida Administrative Code, as promulgated pursuant to applicable law. These provisions are intended to provide needed guidance to public adjusters and assure ethical public adjusting claims practices under the specific circumstances caused by the impact of Hurricane Frances.

(c) This rule applies only to losses occurring as a result of Hurricane Frances.

(d) This rule applies for 90 days from the date filed with the Secretary of State, Bureau of Administrative Code.

(e) The provisions of this rule are ethical requirements binding upon public adjusters, in addition to those requirements established in Rule Chapter 69B-220, Florida Administrative Code.

(2) Definitions.

(a) "Public Adjuster" is defined for purposes of this rule as defined in Section 626.854, Florida Statutes.

(b) "Public Adjusting" is the activity described in Section 626.854, Florida Statutes.

(3) Limits on Commissions.

(a) As to any one insured or claimant, no public adjuster shall charge, agree to, or accept as compensation or reimbursement any payment, commission, fee, or other thing of value equal to more than ten percent of any insurance settlement or proceeds.

(b) No public adjuster shall require, demand, or accept any fee, retainer, compensation, deposit, or other thing of value, prior to settlement of the claim.

(4) Required Contract Terms. Public adjusters shall ensure that all contracts for their services are in writing, and contain the following terms:

(a) The contract shall legibly state the full name as specified in Department records of the public adjuster signing the contract.

(b) The contract shall be signed by the public adjuster who solicited the contract. If the public adjuster is licensed by the Department as an emergency public adjuster, the contract shall show the public adjuster's:

1. Permanent home address and home phone number;
2. Permanent home state business address and phone number; and
3. Florida Department license number.

(c) The contract shall show:

1. The insured's full name and street address;
2. Address of loss;
3. A brief description of the loss; and
4. The insured's insurance company name and policy number, if available.

(d) The contract shall show the date the contract with the public adjuster was actually signed by the insured or claimant.

(e)1. The full compensation to the public adjuster shall be stated in the contract.

2. If the compensation is based on a share of the insurance settlement, the exact percentage shall be specified.

3. Any costs to be reimbursed to the public adjuster out of the proceeds shall be specified by type, with dollar estimates set forth in the contract.

4. Compensation provisions in a public adjusting contract shall not be redacted in any copy of the contract provided to an insurer. Such a redaction shall constitute an omission of material fact in violation of Section 626.9541(1)(e)2., Florida Statutes.

(5) General Ethical Requirements. Public Adjusters shall adhere to the following requirements:

(a) An adjuster shall not undertake the adjustment of any claim concerning which the adjuster is not currently competent and knowledgeable as to the terms and conditions of the insurance coverage, or which otherwise exceeds the adjuster's current expertise.

(b)1. No person shall, as a public adjuster, represent any person or entity whose claim the adjuster has previously adjusted while acting as an adjuster representing any insurer or independent adjusting firm.

2. No person shall, as a company or independent adjuster, represent him- or herself or any insurer or independent adjusting firm against any person or entity that the adjuster previously represented as a public adjuster.

(c)1. A public adjuster shall not represent or imply to any client or potential client that insurers, company adjusters, or independent adjusters routinely attempt to, or do in fact, deprive claimants of their full rights under an insurance policy.

2. No insurer, independent adjuster, or company adjuster shall represent or imply to any claimant that public adjusters are unscrupulous, or that engaging a public adjuster will delay or have other adverse effect upon the settlement of a claim.

(d)1. No public adjuster, while so licensed in the Department's records, may represent or act as a company adjuster, independent adjuster, or general lines agent.

2. No independent adjuster or company adjuster, while so licensed in the Department's records, may represent or act as a public adjuster.

(e)1. A public adjuster's contract with a client shall be revocable or cancelable by the insured or claimant, without penalty or obligation, for at least 14 business days after the contract is entered into.

2. The public adjuster shall disclose to the insured that the insured has the right to cancel with prompt notice within the revocation period.

3. If the insured elects to cancel the contract, prompt notice shall be provided to the adjuster.

4. Nothing in the provision shall be construed to prevent an insured from pursuing any civil remedy after the 14 day cancellation period.

(f) A public adjuster shall not enter into a contract or accept a power of attorney which vests in the public adjuster the effective authority to choose the persons who shall perform repair work.

(g) A public adjuster shall ensure that all contracts for the public adjuster's services are in writing and set forth all terms and conditions of the engagement.

(6) Total Loss Claims. No public adjuster shall knowingly enter into a contract to adjust a residential property claim subsequent to an insurer declaring the property a total loss, unless the services to be provided by the public adjuster can reasonably be expected to result in the claimant obtaining an insurance settlement, net of the adjuster's compensation, in excess of what the insured claimant would have obtained without the services of the public adjuster.

Specific Authority 624.308, 626.878, 626.9611 FS. Law Implemented 624.307(1), 624.307, 626.611, 626.621, 626.865(2), 626.8698, 626.878, 626.9541(1)(e),(i) FS. History--New 6-2-93, Amended 12-18-01, 9-3-04.

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

September 3, 2004

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."

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 Acupuncture hereby gives notice that it has received a petition filed on August 20, 2004, by Xiu Ying Jin, seeking a waiver from subsection 64B1-4.0012(1), F.A.C., The petitioner seeks a waiver of subsection 64B1-4.0012(1), F.A.C. which requires that applicants who have passed the national written examination in any language other than English shall demonstrate their ability to communicate in English by earning a passing score on either the Test of English as a Foreign Language examination (hereinafter TOEFL) or the Test of Spoken English examination (hereinafter TSE).

Comments on this petition should be filed with Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

For a copy of the petition, contact Pamela King, Executive Director, Board of Acupuncture, at the above address.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for Waiver or Variance filed by the Highlands County Health Department. The Notice of Petition for Waiver or Variance was published in Vol. 30, No. 27, of the July 2, 2004, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on July 23, 2004. The Board's Order, filed on August 27, 2004, grants the petition for waiver finding that strict application of subsection 64B5-7.0035(2), F.A.C., would be a hardship that otherwise would not endanger the public.

A copy of the Board's Order may be obtained by contacting the Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3758.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for Waiver or Variance filed by Dr. Scott Lawson. The Notice of Petition for Waiver or Variance was published in Vol. 30, No. 27, of the July 2, 2004, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on July 23, 2004. The Board's Order, filed on August 27, 2004, grants the request for relief from obtaining a passing score of 3.0 on the clinical portion of the licensure examination as required in paragraph 64B5-2.013(2)(c), F.A.C. However, the Board is without jurisdiction to grant affirmative relief in issuing a dental license, which must be resolved in the District Court of Appeal.

A copy of the Board's Order may be obtained by contacting the Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3758.

The Board of Medicine hereby gives notice that it has received a petition filed on September 3, 2004, by Nubar Boghossian, M.D., seeking a waiver from subsection 64B8-4.009(5), F.A.C. Petitioner seeks a waiver from the rule with regard to the requirement for official verification of medical school education.

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.

Section VI Notices of Meetings, Workshops and Public Hearings

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

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

DATE AND TIME: October 15, 2004, 9:00 a.m.

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

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

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

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

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

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

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

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental

budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

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

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

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

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

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

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

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

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

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

DEPARTMENT OF STATE

The **Friends of Historic Properties and Museums, Inc.** announces a public meeting to which all persons are invited:

DATE AND TIME: Thursday, September 30, 2004, 9:00 a.m.

PLACE: The Westin Grand Bohemian Hotel, Johann Strauss Room, 325 South Orange Avenue, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Friends of Historic Properties and Museums, Inc. to consider and take action on matters such as the budget, Letter of Agreement and By-Laws for the corporation.

Copies of the draft meeting agenda may be obtained by contacting: Stephen McLeod, Museum of Florida History, R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32308, (850)245-6396.

Pursuant to the Americans with Disabilities Act, persons needing special accommodations to participate in this meeting should contact Stephen McLeod, (850)245-6396, at least three days in advance of the meeting.

The **Board of Directors of Central Florida Preservation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 15, 2004, 10:00 a.m.

PLACE: Regional Preservation Office, 1802 E. 9th Ave., Tampa, FL 33605

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Tampa Regional Office, 1802 East 9th Avenue, Tampa, Florida 33605.

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

Pursuant to Section 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request special assistance.

The **Department of State** announces a public meeting of the Florida State Historical Records Advisory Board which all interested persons are invited:

DATE AND TIME: October 1, 2004, 9:00 a.m. – 1:00 p.m.

PLACE: Tampa Bay History Center, 225 South Franklin St., Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Historical Records Advisory Board will meet with the consortium to discuss the upcoming Disaster Preparedness Workshops and to discuss what the consortium can do before and after a disaster to assist records custodians in the State of Florida

For further information contact: Mr. Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at the Department of State, Bureau of Archives and Records Management, R. A. Gray Building, Tallahassee, Florida 32399-0250, (850)245-6750, Suncom 205-6750.

Pursuant to Section 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 EDUCATION

The **Department of Education** announces a special Teleconference Meeting for the Committee of State Vendors.

DATE AND TIME: September 27, 2004, 7:00 p.m.

PLACE: To attend this Teleconference meeting you will need to call the toll free number of 1(800)416-4254.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the selection process.

The **State University Presidents Association** announces a meeting to which all persons are invited:

DATE AND TIME: Wednesday, September 22, 2004, 2:00 p.m.

PLACE: Hyatt Sarasota, Keys Room, Upper Lobby, 1000 Boulevard of the Arts, Sarasota, FL 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget; Legislation; Other Business.

A copy of the agenda may be obtained by contacting: University of West Florida, President's Office, (850)474-2281.

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 as soon as possible and at least 48 hours before the meeting by contacting: Vickie Lindsey, (850)474-2281.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission** announces a workgroup meeting on the ASCE 7 wind loading requirements to which all persons are invited. The workgroup meeting will be held at:

Workgroup Meeting on ASCE 7 wind loads for Exposure C

DATE AND TIMES: September 29, 2004, 9:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819, 1(800)627-8258

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workgroup is to review the ASCE 7 wind loading requirements as they pertain to the law.

A copy of the workgroup agenda may be obtained from: Florida Building Commission website: www.floridabuilding.org.

Any person requiring a special accommodation at the workgroup because of a disability or physical impairment should contact Ms. Barbara Bryant, Department of Community Affairs, (850)487-1824, at least ten days before the workgroup. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8771 (TDD).

The **Florida Building Commission** announces a work group meeting on Rule 9B-72, F.A.C., to which all persons are invited. The workgroup meeting will be held at:

Workgroup Meeting on Rule 9B-72, F.A.C.

DATE AND TIME: September 30, 2004, 9:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819, 1(800)627-8258

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workgroup is to continue the review of Rule 9B-72, F.A.C., for recommended changes.

A copy of the workgroup agenda may be obtained from the Florida Building Commission website, www.floridabuilding.org.

Any person requiring a special accommodation at the workgroup meeting because of a disability or physical impairment should contact Ms. Barbara Bryant, Department of Community Affairs, (850)487-1824, at least ten days before the workgroup meeting. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8771 (TDD).

The **Florida Building Commission** hereby gives notice that there will be an additional hearing on Rule 9B-72, Fla. Admin. Code.

DATE AND TIME: October 19, 2004, 9:30 a.m.

PLACE: Rosen Center Hotel, 9840 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the additional hearing is to take public comment regarding the rule, receive the report of the Commission's work group on product approval, and to authorize such changes as are indicated. The Notice of Proposed Rulemaking appeared in the June 25, 2004, edition of the Florida Administrative Weekly.

Any person requiring special accommodation at the hearing 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 before the date of the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

The person to be contacted regarding the proposed rule and additional hearing is: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824

DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District Six, announces a public hearing to which all interested persons are invited.

DATE AND TIME: October 13, 2004, 5:00 p.m.

PLACE: Islamorada Branch Library, MM 81.5, Overseas Highway, Islamorada, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects outlined in the SR 5/U.S. 1/Overseas Highway, Lower Matecumbe Key, Project Development & Environment Study FM Number 405582-4-22-01. The limits of the project corridor are from Channel 2 Bridge (MM 73.1) to Lignumvitae Channel (MM 77.8) on Lower Matecumbe Key, Monroe County, Florida.

Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write to the address given below or call telephone number (305)470-5240. Special accommodations requests under the Americans with Disabilities Act of 1990 should be made at least seven (7) days prior to the public hearing.

A copy of the agenda may be obtained by writing: Vilma Croft, P.E., FDOT Project Manager, Florida Department of Transportation, District VI, 1000 N. W. 111th Avenue, Room 6103, Miami, Florida 33172.

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

DATE AND TIME: October 14, 2004, 8:30 a.m.

PLACE: Department of Transportation, Lafayette Room (Second Floor), Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida

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

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

Anyone needing an agenda or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call Rosa Seabrooks, (850)245-7914.

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

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, October 13, 2004, 9:00 a.m.

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

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

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

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

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

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Telecommunications Access System Act (TASA) Advisory Committee to the Florida **Public Service Commission** will hold a committee meeting to which all parties and other interested persons are invited.

DATE AND TIME: Friday, October 1, 2004, 1:00 p.m.

PLACE: Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to discuss current relevant issues related to relay such as Captel, Service Quality, FTRI's outreach efforts, FCC comments on VRS and IP-Relay, and other items.

Further information regarding this meeting may be obtained from: Richard Moses, Division of Competitive Markets and Enforcement, Florida Public Service Commission, (850)413-6582.

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

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: October 4, 2004, 9:30 a.m.

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

* In the event of a scheduling conflict, this meeting may be rescheduled to October 5, 2004, in Room 140, immediately preceding or immediately following the Commission Conference.

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

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

DOCKET NO. 040766-EI – In re: Petition for determination of need for expansion of electrical cogeneration power plant in Palm Beach County by Florida Power & Light Company and New Hope Power Partnership.

DOCKET NO. 040767-EI – Petition for approval of as-available energy purchase agreement between Florida Power & Light Company and New Hope Power Partnership.

PREHEARING CONFERENCE

DATE AND TIME: Monday, October 4, 2004, 1:30 p.m.

PLACE: Commission Hearing Room 152, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

Any person requiring some accommodation at this prehearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the prehearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

HEARING

DATE AND TIME: Friday, October 15, 2004, 9:30 a.m. (All members of the public who wish to offer testimony should be present at the beginning of the hearing.)

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the petition to determine the need for the expansion of New Hope's Okeelanta cogeneration plant, whether to approve the associated power purchase agreement pursuant to which New Hope will sell seventy percent of the project's energy output to FPL, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on October 4, 2004. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: October 5, 2004, 9:30 a.m.

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Commission Hearing Room 148, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Statement of Agency Organization and Operations), by contacting the Division of the Commission Clerk and Administrative Services, (850)413-6770, or writing: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge. If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based. Any person requiring some accommodation at this conference because of a physical impairment should call the

Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

Docket No. 030829-TP – Complaint of Florida Digital Network, Inc. d/b/a FDN Communications against BellSouth Telecommunications, Inc. for resolution of certain billing disputes and enforcement of unbundled network element (UNE) orders and interconnection agreements.

DATE AND TIME: October 6, 2004, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the complaint of Florida Digital Network, Inc. d/b/a FDN Communications against BellSouth Telecommunications, Inc. for resolution of certain billing disputes and enforcement of unbundled network element (UNE) orders and interconnection agreements, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on September 14, 2004. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: September 24, 2004, 10:00 a.m. – 12:00 Noon

PLACE: Office of Florida Department of Transportation, Room 479, 605 Suwannee Street, Tallahassee, FL (To attend via telephone call: 1(866)249-5325, participant code 393255)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors will meet to review general board business, ratifications of agreements, financings, budgets, procedures and to consider other proposed matters related to the business of the Corporation.

For more information, contact: Ms. Judy Blanchard, (321)690-3397.

To obtain a copy of the agenda write: The Florida Aerospace Finance 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 **Northeast Florida Regional Council**, Planning and Growth Management Policy Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, October 7, 2004, 8:00 a.m.

PLACE: Nassau County Judicial Annex, Grand Jury Room, Third Floor, 76347 Veterans Way, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending planning and growth management issues.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **Northeast Florida Regional Council**, Personnel, Budget, and Finance Policy Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, October 7, 2004, 9:00 a.m.

PLACE: Nassau County Judicial Annex, Grand Jury Room, Third Floor, 76347 Veterans Way, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending personnel, budget, and finance policy matters.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **Northeast Florida Regional Council**, Transportation and Economic Development Policy Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, October 7, 2004, 9:00 a.m.

PLACE: Nassau County Judicial Annex, Grand Jury Room, Third Floor, 76347 Veterans Way, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending transportation and economic development issues.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **Northeast Florida Regional Council** announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, October 7, 2004, 10:00 a.m.

PLACE: Nassau County Judicial Annex, Grand Jury Room, Third Floor, 76347 Veterans Way, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

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

Individuals needing materials in alternate format, sign language interpreter, or other meeting information, call Peggy Conrad, (904)279-0880, Extension 145, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **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, September 29, 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: 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 **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 4, 2004, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Local Government Comprehensive Plan Amendment for Sunrise; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

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

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

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

WATER MANAGEMENT DISTRICTS

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

PEACE RIVER BASIN BOARD MEETING

DATE AND TIME: Friday, September 24, 2004, 9:30 a.m.

PLACE: SWFWMD, Bartow Service Office, 170 Century Boulevard, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will be held if it is necessary to confirm the action taken on the budget on September 10, 2004.

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

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

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

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT LAND RESOURCES DEPARTMENT VOLUNTEER APPRECIATION DAY

DATE AND TIME: Saturday, September 25, 2004, 11:00 a.m. – 3:00 p.m.

PLACE: Green Swamp West Field Office, Ranch Road, Dade City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Opportunity to recognize contributions of volunteers for the maintenance of recreational trails and campgrounds on District lands.

GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING AND PUBLIC HEARING

DATE AND TIME: Tuesday, September 28, 2004, 9:00 a.m.

PLACE: SWFWMD, Bartow Service Office, 170 Century Boulevard, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct of meeting and public hearing.

GOVERNING BOARD FINAL BUDGET HEARING

DATE AND TIME: Tuesday, September 28, 2004, 5:01 p.m.

PLACE: SWFWMD, Bartow Service Office, 170 Century Boulevard, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board adoption of final millage rate and budget for FY2005.

GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING AND PUBLIC HEARING (Items not completed at Tuesday's meeting may be carried over to Wednesday's meeting. If all business is concluded at Tuesday's meeting, there will be no meeting on Wednesday.)

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

PLACE: SWFWMD, Bartow Service Office, 170 Century Boulevard, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct of meeting and public hearing.

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

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

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

CITRUS COUNTY TSALA-APOPKA CHAIN OF LAKES TASK FORCE OF THE CITRUS/HERNANDO WATERWAYS RESTORATION COUNCIL

DATE AND TIME: Monday, September 27, 2004, 2:00 p.m.

PLACE: Citrus County Commission Chambers, Citrus County Court House, 110 North Apopka Avenue, Inverness, Florida 34450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Task Force business.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida), (352)796-7211, Extension 4226, Fax (352)797-5806, TDD Only 1(800)231-6103 (Florida).

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

DATE AND TIME: Tuesday, September 21, 2004, 5:15 p.m.

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Budget meeting for consideration of the proposed 2004-2005 Budget and finance-related matters.

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

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

Those who desire more information may contact: District Clerk, 3301 Gun Club Road, West Palm Beach, Florida 33416-4680.

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

DATE AND TIME: Monday, September 27, 2004, 2:00 p.m.

PLACE: Town of Jupiter Community Center, 210 Military Trail, Jupiter, Florida 33458

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

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

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

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

Those who want more information, please contact: Gardenia Banks Long, Martin/St.Lucie Service Center, Ext. 3617, 210 Atlanta Avenue, Stuart, FL 34994, (772)223-2600.

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

DATE AND TIME: Tuesday, October 5, 2004, 9:00 a.m. – completed

PLACE: SFWMD Miami Field Station, 9001 NW 58th Street, Miami, FL 33178 (NOTE: Location subject to change. Call District Clerk, (561)682-6297, for further information)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting to discuss Land Resource and 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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Tuesday, October 12, 2004, 2:00 p.m. – complete

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Audit and Finance Committee/Human Resources Committee to discuss and consider Audit and Finance business.

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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Friday, October 15, 2004, 9:00 a.m.

PLACE: The South Florida Water Management District, Florida – Homestead Field Station, 2195 N. E. 8th St., Homestead, FL 33033, (305)242-5933

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of a Lake Belt Mitigation Sub Committee, created pursuant to Section 373.41492, Florida Statutes, to conduct tour of the Model Lands area to assess lift mitigation ratios; using Model Lands as an alternative site.

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

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

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

Those who want more information, please contact: Beth McArdle, Land Resources Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 7210, West Palm Beach, FL 33406, (561)682-6172.

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

DATE AND TIME: Tuesday, November 9, 2004, 9:00 a.m. – completed

PLACE: SFWMD Martin/St. Lucie Service Center, 210 Atlanta Ave., Stuart, FL 34994 (NOTE: Location subject to change. Call District Clerk, (561)682-6297, for further information)

GENERAL SUBJECT MATTER TO BE CONSIDERED Governing Board Meeting to discuss Land Resource and 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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Tuesday, November 9, 2004, 2:00 p.m. – complete

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

GENERAL SUBJECT MATTER TO BE CONSIDERED Audit and Finance Committee/Human Resources Committee to discuss and consider Audit and Finance business.

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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Wednesday, November 10, 2004, 9:00 a.m. – complete

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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406.

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

DATE AND TIME: Tuesday, December 7, 2004, 9:00 a.m. – completed

GENERAL SUBJECT MATTER TO BE CONSIDERED Governing Board Meeting to discuss Land Resource and Regulatory matters.

PLACE: SFWMD, Okeechobee Service Center, 205 North Parrott Avenue, Suite 201, Okeechobee, FL 34972 (NOTE: Location subject to change. Call District Clerk, (561)682-6297, for further information.)

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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Tuesday, December 7, 2004, 2:00 p.m. – complete

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

GENERAL SUBJECT MATTER TO BE CONSIDERED Audit and Finance Committee/Human Resources Committee to discuss and consider Audit and Finance business.

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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Wednesday, December 8, 2004, 9:00 a.m. – complete

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: 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, (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, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

**COMMISSION FOR THE TRANSPORTATION
DISADVANTAGED**

The Florida **Commission for the Transportation Disadvantaged** announces a Business Meeting to which all persons are invited.

DATE AND TIME: Friday, September 24, 2004, 9:00 a.m. – completion

PLACE: Holiday Inn Select Fort Myers Bell Tower, 13051 Bell Tower Drive, Fort Myers, FL 33907, (239)482-2900

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss emergency funding requests, and other business.

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

The Florida **Commission for the Transportation Disadvantaged** announces a Rate Review Committee Meeting to which all persons are invited.

DATE AND TIME: Monday, September 27, 2004, 1:00 p.m. – completion

PLACE: 2740 Centerview Drive, Suite 1A, Tallahassee, FL 32399, (850)410-5700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To approve rate increase requests, and other business.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact: Tiffany McNabb, Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450,

(850)410-5700 or 1(800)983-2435 or 1(800)648-6084 (TDD only). The meeting is subject to change upon chairperson's request.

DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs** announces a public meeting of the Guardianship Task Force to which all persons are invited.

DATE AND TIME: September 22, 2004, 9:30 a.m. – 5:00 p.m.

PLACE: Lightner Building, Commission Chambers Room, First Floor/West Wing, 75 King St., St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Guardianship Task Force will be addressing issues of guardianship and incapacity as directed by Senate Bill 2568 (2003). The public meeting will also include time to receive comments from the public on guardianship and incapacity. Public testimony is scheduled to begin at 10:00 a.m.

Written public testimony may be mailed to: Guardianship Task Force, Statewide Public Guardianship Office, 4040 Esplanade Way, Suite 315M, Tallahassee, Florida 32399-7000, Fax (850)414-2384, e-mail: bayerlrm@elderaffairs.org.

Any person(s) requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: (850)414-2381. If you are hearing or speech impaired, please contact the Department by calling (850)414-2001.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a teleconference meeting of the Public Information and Communications Work Group of the Governor's Health Information Infrastructure Advisory Board to which all interested parties are invited.

DATE AND TIME: Thursday, September 30, 2004, 10:00 a.m.

PLACE: Anyone interested in participating may telephone (850)922-2904, Suncom 292-2904

GENERAL SUBJECT MATTER TO BE CONSIDERED: To study and make recommendations on the development and implementation of a Florida health information infrastructure including a strategy for promoting the use of electronic health records.

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

A copy of the agenda may be obtained by writing: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at www.fdhc.state.fl.us/dhit/index.shtml seven (7) days prior to the meeting.

The **Agency for Health Care Administration** announces a public meeting of the council for the regular Disproportionate Share Program to which all persons are invited.

DATE AND TIME: September 29, 2004, 9:00 a.m. – 12:00 Noon

PLACE: Conference Call Phone Number (850)414-1711

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with HB 1843, Section 13(9) of the 2004-05 Florida Legislature, and 409.911, F.S., the Agency for Health Care Administration has created the Medicaid Disproportionate Share Council:

The purpose of the council is to study and make recommendations regarding:

1. The formula for the regular disproportionate share program and alternative financing options;
2. Enhanced Medicaid funding through the Special Medicaid Payment program; and
3. The federal status of the upper-payment-limit funding option and how this option may be used to promote health care initiatives determined by the council to be state health care priorities.

The council shall include representatives of the Executive Office of the Governor and of the agency; representatives from teaching, public, private nonprofit, private for-profit and family practice teaching hospitals; and representatives from other groups as needed.

The council shall submit its findings and recommendations to the Governor and the Legislature no later than February 1 of each year.”

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda has not been set. Contact Edwin Stephens, (850)413-8067, Suncom 294-8067, with any questions or to obtain an agenda when it is set.

The **Agency for Health Care Administration** announces a meeting of the Pharmaceutical and Therapeutics Committee to which all interested parties are invited.

DATE AND TIME: Wednesday, September 29, 2004, 10:30 a.m. – 3:00 p.m.

PLACE: Hilton Tampa Airport Westshore Hotel, 2225 North Lois Avenue, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is replacing the meeting previously scheduled for September 8, 2004, which had to be canceled because of inclement weather.

Recommendations for drugs to be included on the Preferred Drug List are made at this meeting. Any attendee requiring special accommodation because of a disability or physical impairment should contact the Hilton, (813)877-6688, at least five days prior to the meeting. Because of uncertain weather

this time of year interested parties are encouraged to watch the website at http://www.fdhc.state.fl.us/Medicaid/Prescribed_Drug/index.shtml.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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

DATE AND TIMES: September 28, 2004, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

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

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

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

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

Pursuant to Section 381.90, F.S., the **Florida Health Information Systems Council** will hold a joint telephone conference call and meeting to which all interested persons are invited.

DATE AND TIME: October 7, 2004, 2:00 p.m. – 4:00 p.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Room 240Q, Tallahassee, FL 32399, (850)487-8587, Suncom 277-8587 (Note: This location has been reserved to provide the option to participants to assemble at a common site for the meeting/conference call.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To facilitate the identification, collection, standardization, sharing and coordination of health-related data among federal, state, local and private entities.

The Florida **Board of Medicine**, Dietetics-Nutrition/Electrolysis Committee announces a meeting to which all persons are invited.

DATES AND TIME: Friday, October 1-2, 2004, immediately following the Board Meeting

PLACE: Omni Colonnade, 180 Aragon Avenue, Coral Gables, Florida 33134, (305)441-2600

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing to Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The **Department of Health, Board of Pharmacy**, Automation in Institutional Settings Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 27, 2004, 1:00 p.m.

PLACE: Tampa, FL (Hotel to be determined)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to discuss Rule 64B16-28.607, F.A.C. – Automated Pharmacy System – Long Term Care, Hospice, and Prisons and other general business.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Garnet Keller, Program Administrator, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4292, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Department of Health, Board of Psychology** announces a meeting to which all persons are invited.

DATES AND TIMES: October 14, 2004, 1:30 p.m. or soon thereafter; October 15, 2004, 8:00 a.m. or soon thereafter

PLACE: Doubletree Galleria, 2670 East Sunrise Blvd., Ft. Lauderdale, FL, (954)565-3800

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)245-4373. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

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

The Secretary of Health would like to announce the rescheduled date for the meeting of the **Florida Coordinating Council for the Deaf and Hard of Hearing**. The September 9th meeting was cancelled due to the weather. All persons are invited to the meeting.

DATE AND TIME: September 21, 2004, 8:30 a.m. – 5:00 p.m.
PLACE: Doubletree Hotel, 101 South Adams Street, Tallahassee FL, (850)224-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Coordinating Council for the Deaf and Hard of Hearing.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: CART and ASL interpreter services will be provided at this meeting. Any person requiring additional accommodations is asked to advise the Department at least 5 days before the meeting by contacting: Karen Anderson, (850)245-4444, Ext. 2269. If you are Deaf, hearing-impaired, or speech-impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a series of conference call meetings of its Application and Rulemaking, Barriers and Support Services, Data Collections, Discharge Planning, Supportive Housing Development, and Planning Committees, to which all persons are invited.

COMMITTEE: Barriers and Support Services

DATES AND TIMES: Tuesday (1st Tuesday), October 12, 2004, November 2, 2004, December 7, 2004, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)414-1708, Suncom 994-1708, Confirmation Number N30 0616

COMMITTEE: Data Collection

DATES AND TIMES: Thursday (1st Thursday), October 7, 2004, November 4, 2004, December 2, 2004, 11:00 a.m. – 12:00 Noon

PLACE: Conference Call (850)921-2548, Suncom 291-2548, Confirmation Number: Q30 0616

COMMITTEE: Planning/Executive

DATES AND TIMES: Monday, November 1, 2004, December 6, 2004, 3:00 p.m. – 4:00 p.m.

PLACE: Conference Call (850)921-2470, Suncom 291-2470, Confirmation Number: 30N 0616

COMMITTEE: Supportive Housing

DATES AND TIMES: Thursday (4th Thursday), October 28, 2004, November 18, 2004, December 16, 2004, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)410-0968, Suncom 210-0968, Confirmation Number: 30A 0616

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Councils' Strategic Plan to reduce the number of persons who may be facing homelessness in Florida.

A copy of the agenda may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winwood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, Tom_Pierce@dcf.state.fl.us.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness, (850)922-4691, at least 48 hours in advance of this meeting.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces a FAJUA Investment Committee meeting to which all persons are invited:

Investment Committee Meeting

DATE AND TIME: Monday, September 27, 2004, 11:30 a.m.

PLACE: J. W. Marriott, 1109 Brickell Avenue, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss matters relating to FAJUA Investment Guidelines; 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, e-mail: lstoutamire@fajua.org.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The **Florida Atlantic Research and Development Authority** Board announces a meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, September 29, 2004, 8:00 a.m.

PLACE: Conference Room, State Farm House, 1345 FAU Research Park Blvd., Deerfield Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of 04-05 budget.

For agenda or additional information, please call: Scott Ellington, Executive Director, (561)416-6092, e-mail: Scott@research-park.org.

**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, James & Lore Bruton, Petitioners, Timberwoods Condominium Association, Inc.

Docket Number 2004020324

The Petitioner request a declaratory statement as to whether a board may paint the condominium buildings a different color from the original under Section 718.113(2)(a), Florida Statutes, without approval of 75% of the voting interests.

A copy of the Petition for Declaratory Statement, Docket Number 2004020324, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an Order Denying Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Robert W. Meyer, Unit Owner, South Seas Northwest Condominium Apartments of Marco Island, Inc.

Docket Number 2004003287.

A copy of the Order Denying Petition for Declaratory Statement, Docket Number 2004003287, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement In Re: Petition for Declaratory Statement, Joseph E. White, unit owner, Jupiter Reef Club. Docket Number 2004009986.

It is declared that a real estate broker, who owns a whole condominium unit within the timeshare plan and who offers other owner's timeshare interests for resale, is not entitled in his own right nor an officer of the developer who is no longer offering units or timeshare interests for sale in the ordinary course of business to hold a minority seat on the board of directors o the owners' association by appointment under Section 721.301(1), Florida Statutes (2003).

A copy of the Declaratory Statement, Docket Number 2004009986, 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF HEALTH

The Board of Chiropractic Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on August 30, 2004, on behalf of Martin M. Monahan, D.C. The Petitioner seeks the Board's interpretation of the application of Section 460.403(9)(b), Florida Statutes. Specifically, the Petitioner requests that the Board issue a Declaratory Statement to the effect that Section 460.403(9)(b), Florida Statutes, permits Petitioner to use Video Nystagmography ("VGN") technology to diagnose patients with balance disorders.

Copies of the petition may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on September 2, 2004, on behalf of Robert W. Patton, Jr., M.D. The Petitioner seeks the Board's interpretation of the application of Section 458.319, Florida Statutes and Rule 64B8-13.005, F.A.C. Specifically, the Petitioner questions whether the performance of multiple medical-legal reviews of patient charts as set forth in the Petition constitutes the "active" practice of medicine or whether such activities can be considered the "practice of administrative medicine."

Copies of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

INVITATION TO BID

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University
Facilities Maintenance, Purchasing
114F Mendenhall Building A
Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC58-04

Purchasing Agent: B.J. Lewis, Facilities

Mandatory Site Visit: Monday, October 4, 2004, at 10:00 a.m.

Location: 125 Mendenhall, Bldg A

Mandatory Site Visit: Tuesday, October 5, 2004, at 10:00 a.m.

Location: Marine Lab at Turkey Point, Administration Bldg

Public Bid Opening: October 11, 2004 at 2:00 p.m.

FSU-Facilities Maintenance

125 Mendenhall Hall, Building A

Tallahassee, Florida 32306-4150

Facilities Maintenance Purchasing

Bid Documents: Moving modular building complex from Florida State University Campus to Marine Lab at Turkey Point

Dismantle, transport and set up a modular building complex of approximately 5640 square feet of floor area, made up for four 13' - 6" x 60' - 0" double wide transportable building units, 2 sets of exterior wooden steps, 2 exterior wooden ramps and approximately 692 square feet of wooden deck and associated supports and railings. The units to be relocated are currently located on the site of the Florida State University Alumni Center, Tallahassee, Florida. The units and associated mechanical units and systems, skirting, steps, ramps, decking and railings shall be relocated to the Florida State University Marine Lab Facility site located on State Rd 98, Franklin County, Florida.

Project Manger: John Ward, Florida State University
(P) (850)644-8454

**PUBLIC ANNOUNCEMENT OF CONSTRUCTION
MANAGEMENT SELECTION RESULTS**

The Florida School for the Deaf and the Blind announces that on the date listed below ranking was determined and an intent was issued to negotiate and enter into a contract for Construction Management Services in accordance with the Consultants Competitive Negotiation Act, for the following:

DATE: August 31, 2004

NAME OF AGENCY: Florida School for the Deaf and the Blind

PROJECT NUMBER: FSDB 20040011

PROJECT NAME: Police/Security Building

1. WG Mills, Inc.
2. The Stellar Group
3. Perry-McCall Construction, Inc.

AMENDED AMENDED AMENDED
NOTICE TO PROFESSIONAL CONSULTANTS

Duval County Public Schools
Request for Qualifications (RFQ)
FOR

Selection of the Architect/Engineer
On the Basis of Qualifications

The Office of Facilities Design and Construction announces that Professional services are required for the project districtwide prototype elementary school. Applications are to be sent to:

David E. Shultz
Duval County Public Schools
Facilities Design and Construction
1701 Prudential Drive, 5th Floor
Jacksonville, FL 32207-8182

PROJECT NO.: C-91060

PROJECT NAME: New Elementary School "B" No. 142 (Crystal Springs/Westside)

PROJECT LOCATION: Duval County Public Schools District, Jacksonville, FL

PROJECT BUDGET: \$11,355,000

SERVICES TO BE PROVIDED: Professional services include architectural and engineering for a new prototype elementary school for 830 total student stations. An existing prototype that can be modified to meet Duval County Education Specifications, Design Guidelines and other design criteria may be considered by the selection committee. If presenting a reuse plan of an existing school, please indicate so in the letter of interest; giving details of construction costs, location, contact person at that school district, and any other pertinent information. This project shall meet the SMART school state standards and may be used as a prototype for future district wide elementary school sites.

Proposed Construction Start Date: May 1, 2005
Proposed Occupancy Date: July 1, 2006
DCPS PROJECT MANAGER: David E. Shultz
PHONE NO.: (904)390-2279
RESPONSE DUE DATE: SEPTEMBER 21, 2004 AND WILL BE ACCEPTED UNTIL 4:30 P.M.
MBE GOALS PER SCHOOL: New Elementary School "B" No. 142 (Crystal Springs/Westside) 6% AA, 4% HANA, 5% WBE
Information on the selection process can be found at www.educationcentral.org/facilities under Forms and Standards, General Documents, Selection of Architect/Engineer.
Applicants are advised that all plans, drawings and specifications for this project may be reused by the Owner as a prototype for future projects in the District.

**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

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METROPOLITAN PLANNING ORGANIZATIONS

Notice to Professional Consultants

The Hernando County Metropolitan Planning Organization and the State of Florida Department of Transportation, hereinafter referred to as the Department, anticipates seeking professional consultant services on the project listed in this advertisement. Consideration will be given to only those firms that are qualified pursuant to law and that have been prequalified by the Department to perform the indicated MAJOR Type(s) of Work. Any firm not prequalified by the

Department and desiring consideration for these projects must submit a complete Request for Qualification Package, available from the Procurement Office in Tallahassee, (850)414-4485, by the advertised Letter of Response Deadline Date.

FEDERAL DEBARMENT: By submitting a Letter of Response, the consultant certifies that no principal (which includes officers, directors, or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any Federal Department or Agency.

SELECTION PROCEDURE: Selection will be made directly from Letters of Responses. The selection process detailed in the Rule Chapter 14-75, Florida Administrative Code, covers the listed project. After ranking of the consultants, the contract fee will be negotiated in accordance with Section 287.055, Florida Statutes.

RESPONSE PROCEDURE: This information is provided to assist firms interested in submitting a letter of response for this project. The information provided in the letter of response will be the basis for selection. It is the responsibility of the firms responding to this advertisement to provide sufficient information to enable the Hernando County MPO and the Department to make a selection. The letter of response shall conform to all advertisement requirements established under this Notice to Professional Consultants. Qualified consultants are encouraged to submit a letter of response to Hernando County Metropolitan Planning Organization by 5:00 p.m., Eastern Daylight time on the date indicated as the Response Deadline. The letter of response shall not exceed 3 pages and should, as a minimum, include the following information:

- a. Consultant's name and address
- b. Proposed responsible office for consultant
- c. Contact person, phone number, fax number, and Internet Email Address
- d. Statement regarding prequalification of consultant in advertised type of work
- e. Key personnel and their titles and/or classification (do not include resumes)
- f. Subconsultant(s) that may be used for the project
- g. Relevant past experiences

h. Indication as to whether the prime firm and/or subconsultants are disadvantaged business enterprises (DBE)

Special Notes:

The Hernando County MPO and Department will not consider letters not in conformance with response requirements. Consultants who are interested in this project may obtain a copy of the Scope of Services outlined by contacting: Dennis Dix, (352)754-4057, Extension 28014.

Major Work:

- 13.3 Policy Planning
- 13.4 Systems Planning
- 13.5 Subarea/Corridor Planning

Project Description:

General Planning services to include all or part of the following: multi-modal long range transportation planning, financial planning, corridor studies, congestion and other management systems planning, aviation planning, bicycle and pedestrian planning, transit services planning, transportation disadvantaged planning and traffic circulation studies.

Letters of Response Address:

Three (3) copies to:

Hernando County Metropolitan Planning Organization
Attention: Dennis Dix, AICP
20 North Main Street, Room 262
Brooksville, FL 34601
Telephone: (352)754-4057, Ext. 28014

One (1) copy to: Florida Department of Transportation District Seven

Attention: Becky Schwarz, MS 7-700
Consultant Contract Administrator
11201 North McKinley Drive
Tampa, Florida 33612-6403
Telephone: (813)975-6469

Letter of Response Deadline: October 1, 2004, 5:00 p.m. (EDT)

Planned Short List Date: October 13, 2004

Planned Ranking Date: October 27, 2004

Planned Final Selection Date: November 4, 2004

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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**Section XII
Miscellaneous**

DEPARTMENT OF STATE

**GUIDELINES AND APPLICATIONS AVAILABLE FOR
LIBRARY SERVICES AND TECHNOLOGY ACT, PUBLIC
LIBRARY CONSTRUCTION AND LIBRARY
COOPERATIVE GRANTS**

Grant applications and guidelines are available for the following programs administered by the Florida Department of State, State Library and Archives of Florida:

Library Services and Technology Act (LSTA) Grants – Applications due March 15, 2005. Federal grants for all types of libraries that emphasize youth, literacy, older adults, and information access through technology.

Public Library Construction Grants – Applications due April 1, 2005. State grants to eligible governments for remodeling, expansion or new construction of public library buildings.

Library Cooperative Grants – Applications due April 15, 2005. State grants for the six multitype library cooperatives to encourage cooperation among libraries of all types for the development of library service to Floridians.

Guidelines and forms are available on the State Library and Archive's Web site at <http://dlis.dos.state.fl.us/bld/grants/index.htm>. Grant guidelines and forms may also be requested by mail from the Grants Office, State Library and Archives of

Florida, R. A. Gray Building, 2nd Floor North, 500 South Bronough Street, Tallahassee, FL 32399-0250, (850)245-6620 or Suncom 205-6620, or by fax at (850)245-6643.

Completed applications must be mailed to the address indicated above, and be on file with the State Library and Archives of Florida or postmarked on or before the application due date.

**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted one new policy for review and comment on MyFlorida.com at: http://www.djj.state.fl.us/DJJServices/Administration/policies_procedures/policyreview.shtml (please note this is a NEW Website location).

Vending Machine Policy (new department-wide policy type A) establishes that Vending machine operations on property owned or leased by the Department must comply with applicable law, and revenue generated from such operations must not personally benefit Department employees or their

relatives. As this policy impacts department staff only, it is posted for a single 20 working day review and comment period. The closure date for submission of comments on this policy is October 14, 2004. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

Two other policies have finished their respective review and comment period and have been posted at:

http://www.djj.state.fl.us/DJJServices/Administration/policies_procedures/previouslyreviewedpolicies.shtml

Note: no further comments are being taken on either of the following two policies:

Direct Care Staff Training Policy (new department-wide policy type B) establishes a statewide framework for the Department of Juvenile Justice to implement procedures governing the certification, pre-service, and in-service training of Direct Care Staff. The provisions of this policy are applicable to all Direct Care Staff, as defined in this policy, within all state and contracted Department of Juvenile Justice programs, facilities, and probation units.

“Conditional” Status (department-wide policy type B) – establishes that any Department of Juvenile Justice (DJJ) program, governed by quality assurance standards, that fails to meet the minimum levels of performance for any quality assurance (QA) standard, and/or fails to achieve an overall compliance rating of at least 80% shall be placed on “conditional” status. Failure to improve within six months will result in contract action or, if the program is state operated, DJJ shall take action, including but not limited to: contracting the program to the private sector; initiating appropriate disciplinary action against all employees whose conduct or performance is deemed to have materially contributed to the program’s failure to meet established minimum thresholds; redesign the program; or realign the program.

DEPARTMENT OF HEALTH

On September 3, 2004, John O. Agwunobi, M.D., M.B.A., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Rhonda Castleberry, L.P.N., license number PN 5147573. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On September 3, 2004, John O. Agwunobi, M.D., M.B.A., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the certificate of Jeanette Leann Hall, C.N.A., certificate number CNA 8991. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On September 1, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the certificate of Samuel Taylor, C.N.A., certificate number C.N.A. 9*****5707. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FLORIDA HOUSING FINANCE CORPORATION

**STATE APARTMENT INCENTIVE LOAN
(SAIL) PROGRAM FARMWORKER REQUEST
FOR PROPOSALS (RFP)**

NOTICE OF FUNDING AVAILABILITY (NOFA)

The Florida Housing Finance Corporation (Florida Housing) announces a funding cycle (Cycle XVII) for the State Apartment Incentive Loan (SAIL) Program, pursuant to Section 420.5087, Florida Statutes, and Chapter 67-48, Florida Administrative Code (F.A.C.).

In accordance with Section 420.5087(3), Florida Statutes, for the six-month period beginning with the publication of this NOFA, program funds shall also be reserved by designated tenant group category at the percentages determined by using the most recent statewide low-income rental housing market studies available.

A minimum of 10% of SAIL program funds shall be distributed for New Construction or Substantial Rehabilitation of Commercial Fishing Worker/Farmworker housing.

Florida Housing currently anticipates making approximately \$4,500,000 from the Cycle XVII allocation available for this purpose. These funds will be awarded through a competitive Request for Proposal process.

All proposals must be submitted to Florida Housing Finance Corporation, City Centre Building, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329 in accordance with the provisions specified in the RFP.

For more information on the timing of this RFP process contact: Derek Helms, (850)488-4197. If you are hearing or speech impaired, please contact Florida Housing using the Dual Party Relay System, 1(800)955-8770 and 1(800)955-8771.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN August 30, 2004
 and September 3, 2004

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

5F-2.017	9/2/04	9/22/04	30/31	
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DEPARTMENT OF EDUCATION

State Board of Education

6A-6.030191	8/31/04	9/20/04	30/7	30/13
6A-6.03020	8/31/04	9/20/04	30/7	
6A-6.030281	8/31/04	9/20/04	30/7	
6A-6.03029	8/31/04	9/20/04	30/7	
6A-6.03032	8/31/04	9/20/04	30/7	
6A-6.0331	8/31/04	9/20/04	30/7	
6A-6.03311	8/31/04	9/20/04	30/7	
6A-6.03312	8/31/04	9/20/04	30/7	
6A-6.03313	8/31/04	9/20/04	30/7	
6A-6.03314	8/31/04	9/20/04	30/7	
6A-14.076	8/31/04	9/20/04	30/29	

DEPARTMENT OF CORRECTIONS

33-210.101	8/31/04	9/20/04	30/30	
33-210.102	8/31/04	9/20/04	30/30	
33-210.103	8/31/04	9/20/04	30/30	
33-302.115	8/31/04	9/20/04	30/30	
33-601.224	8/30/04	9/19/04	30/30	

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

40E-1.659	8/31/04	9/20/04	30/18	30/32
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF MANAGEMENT SERVICES

State Technology Office

60DD-5.001	9/3/04	9/23/04	30/25	30/33
60DD-5.002	9/3/04	9/23/04	30/25	30/33
60DD-5.003	9/3/04	9/23/04	30/25	30/33
60DD-5.004	9/3/04	9/23/04	30/25	30/33
60DD-5.005	9/3/04	9/23/04	30/25	30/33

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

61D-7.001	8/30/04	9/19/04	30/21	
61D-7.015	8/30/04	9/19/04	30/21	
61D-7.020	8/30/04	9/19/04	30/21	
61D-7.021	8/30/04	9/19/04	30/21	30/32
61D-7.022	8/30/04	9/19/04	30/21	30/32
61D-7.023	8/30/04	9/19/04	30/21	
61D-7.024	8/30/04	9/19/04	30/21	
61D-8.002	8/30/04	9/19/04	30/21	30/32
61D-8.006	8/30/04	9/19/04	30/21	
61D-9.001	8/30/04	9/19/04	30/21	30/32
61D-9.003	8/30/04	9/19/04	30/21	
61D-9.004	8/30/04	9/19/04	30/21	
61D-9.005	8/30/04	9/19/04	30/21	

DEPARTMENT OF HEALTH

Board of Massage

64B7-28.002	9/1/04	9/21/04	30/30	
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Board of Psychology

64B19-17.004	9/1/04	9/21/04	30/20	30/32
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-4.215	8/30/04	9/19/04	30/24	
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