

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

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

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FISH AND WILDLIFE CONSERVATION COMMISSION

Manatees

RULE CHAPTER TITLE: Manatees RULE CHAPTER NO.: 68C-22

RULE TITLE: Lee County Zones RULE NO.: 68C-22.005

PURPOSE AND EFFECT: The Commission is considering whether amendments to the existing manatee protection zones in Lee County are needed to more appropriately protect manatees and manatee habitat. At the request of the Commission, and as required by §370.12(2)(f), F.S., in June 2004 Lee County established a Local Rule Review Committee (LRRC) to review and comment on a preliminary rule proposal. The LRRC met seven times over a two-month period and submitted its final report in August 2004. The Commission is scheduled to consider the LRRC report and Commission staff recommendations for potential rule amendments at the December 1-3, 2004, Commission meeting to be held in Key Largo. The agenda for this meeting and information on the Lee County rule can be viewed on-line at: http://myfwc.com/commission/.

SUBJECT AREA TO BE ADDRESSED: Manatee protection in Lee County.

SPECIFIC AUTHORITY: 370.12(2)(g),(n),(o) FS.

LAW IMPLEMENTED: 370.12(2)(d),(g),(k),(n),(o) 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, IF AVAILABLE, IS: Mr. Scott Calleson, Imperiled Species Management Section, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399, (850)922-4330

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

Section II Proposed Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE TITLE: Independence RULE NO.: 61H1-21.001

PURPOSE AND EFFECT: This rule is being amended to strike obsolete language and to update the Standards for Determining Independence in the Practice of Public Accountancy for CPAs Practicing Public Accountancy in the State of Florida," incorporated within.

SUMMARY: This rule delineates the standards against which a licensee's independence or lack thereof is to be judged, and incorporates the document created by the Board entitled "Standards for Determining Independence in the Practice of Public Accountancy for CPAs Practicing Public Accountancy in the State of Florida."

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

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

SPECIFIC AUTHORITY: 473.304, 473.315 FS.

LAW IMPLEMENTED: 473.315 FS.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 27, 2004  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 24, 2004

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-21.001 Independence.

(1) No change.

(2) In order to delineate the standards against which a licensee's independence or lack thereof is to be judged, the Board has created a document entitled "Standards for Determining Independence in the Practice of Public Accountancy for CPAs Practicing Public Accountancy in the State of Florida" (effective 5-1-2003, revised 12-31-2004) (hereinafter "Standards for Independence" which document is hereby incorporated by reference in this Rule. The standards contained in the "Standards for Independence" are similar to those contained in the Code of Professional Conduct promulgated by the American Institute of Certified Public Accountants.

(3) No change.

~~(4) Accounting Services. A licensee performing public accounting services for an audit or review client must meet the following requirements to retain the appearance that the licensee is not virtually an employee and therefore lacking independence in the eyes of a reasonable observer.~~

~~(a) The licensee must not have any relationships with the client or any conflict of interest which would impair the licensee's integrity and objectivity as defined by Rule 61H1-21.002, F.A.C.~~

~~(b) The licensee shall discuss accounting matters with the client to be sure that the client accepts responsibility for the financial statements as the client's.~~

~~(c) The licensee must not assume the role of employee or of management conducting the operations of an enterprise. For example, the licensee shall not consummate transactions, have custody of assets or exercise authority on behalf of the client. The client must prepare the source documents on all transactions in sufficient detail to identify clearly the nature and amount of such transactions and maintain an accounting control over data processed by the licensee such as control totals and document counts. The licensee should not make changes in such basic data without the concurrence of the client.~~

Specific Authority 473.304, 473.315 FS. Law Implemented 473.315 FS. History—New 12-4-79, Amended 2-3-81, 10-28-85, Formerly 21A-21.01, Amended 10-20-86, Formerly 21A-21.001, Amended 5-21-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Board of Accountancy

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE: Licensure of Changes by Firms  
 RULE NO.: 61H1-26.004

PURPOSE AND EFFECT: The Board finds it necessary to require notification to the Board when any CPA or Non-CPA co-partner or shareholder within the firm is charged or found guilty of certain violations exhibiting conduct which shows a lack of good moral character.

SUMMARY: This Rule sets forth the criteria for notification to the Board regarding licensure changes of firms when, among other things, the firm experiences a change such as admission or addition of a non-CPA co-partner, shareholder, or member is added; admission or addition of a CPA co-partner, shareholder or member of is added; retirement or death of a co-partner or shareholder; or changes in firm names, etc.

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

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

SPECIFIC AUTHORITY: 473.304, 473.3101 FS.

LAW IMPLEMENTED: 473.3101 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-26.004 Licensure of Changes by Firms.

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

(f) When the firm or any existing CPA or Non-CPA co-partner, shareholder or member has been the recipient of a conviction or finding of guilt, regardless of adjudication, of a crime in any jurisdiction; has been the subject of a judgment or settlements of a civil lawsuit (excluding domestic matters); has had the right to practice public accountancy acted against, including denial of licensure, by the Securities Exchange Commission (SEC), Internal Revenue Service (IRS), or any

other regulatory agency or court; and any other matters which show a lack of good moral character as defined in Section 473.306(4)(a), F.S.

(2) through (3) No change.

Specific Authority 473.304, 473.3101 FS. Law Implemented 473.3101 FS. History—New 12-4-79, Amended 2-3-81, Formerly 21A-26.04, Amended 6-4-86, Formerly 21A-26.004, Amended 11-3-97, 7-16-98, 8-17-98, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Accountancy

NAME OF SUPERVISOR OR PERSON WHO APPROVED

THE PROPOSED RULE: Board of Accountancy

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: August 27, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAW: September 10, 2004

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE:

RULE NO.:

Concentrations in Accounting and Business 61H1-27.002

PURPOSE AND EFFECT: Pursuant to Section 473.306, F.S., the Board deems it necessary to amend this rule to add approval for examination those individuals who have completed a program that is approved by the International Qualifications Appraisal Board of the National Association of State Boards of Accountancy.

SUMMARY: This Rule sets forth requirements, pursuant to Section 473.306, F.S., criteria required prior to and after August 1983 for concentrations in accounting and business. Defines terms utilized in the rule and sets forth number of hours that meet the requirements as set forth within the rule.

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

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

SPECIFIC AUTHORITY: 473.304, 473.306 FS.

LAW IMPLEMENTED: 473.304, 473.306 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-27.002 Concentrations in Accounting and Business.

(1) through (6)(b) No change.

(7) Individuals who have graduated from accounting programs approved by the International Qualifications Appraisal Board of the National Association of State Boards of Accountancy and whose educational degrees are from accredited institutions as set forth in subsection 61H1-27.001(1), F.A.C., shall be deemed to have met the requirements set forth in subsections 61H1-27.002(1)-(3), F.A.C.

Specific Authority 473.304, 473.306 FS. Law Implemented 473.304, 473.306 FS. History—New 12-4-79, Amended 2-3-81, 8-1-83, 3-21-84, 6-10-84, 6-5-85, 10-28-85, Formerly 21A-27.02, Amended 5-22-88, 3-21-89, 5-20-91, 12-2-92, Formerly 21A-27.002, Amended 11-2-95, 11-3-97, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Accountancy

NAME OF SUPERVISOR OR PERSON WHO APPROVED

THE PROPOSED RULE: Board of Accountancy

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: August 27, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAW: September 10, 2004

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE:

RULE NO.:

Experience for Licensure by Endorsement 61H1-29.003

PURPOSE AND EFFECT: This rule is being amended to clarify, pursuant to Section 473.308(4), F.S., the requirements to show experience qualifying a CPA for licensure by endorsement.

SUMMARY: This Rule clarifies the requirements to meet the experience for licensure by endorsement.

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

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

SPECIFIC AUTHORITY: 473.304, 473.308 FS.

LAW IMPLEMENTED: 473.308 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-29.003 Experience for Licensure by Endorsement.  
 Experience used to meet the requirements of Section 473.308(4), F.S., must include at least five years experience in the practice of public accounting while licensed after licensure as a Certified Public Accountant or Chartered Accountant in the practice of public accounting or as an auditor or accountant in a unit of federal, state, or local government. ~~In addition, the applicant must have practiced at least two years of the last three years immediately preceding application for licensure.~~ The applicant shall, while licensed in another state, during those three years, complete continuing education required to be recognized to practice public accounting in the state in public accountancy at least equivalent to that required in Florida during that period.

Specific Authority 473.304, 473.308 FS. Law Implemented 473.308 FS. History—New 4-24-88, Amended 6-12-88, Formerly 21A-29.003, Amended 2-12-98, 5-19-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Board of Accountancy  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Accountancy  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 27, 2004  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 10, 2004

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE: Fees  
 RULE NO.: 61H1-31.001

PURPOSE AND EFFECT: This rule is being amended to allow for on-line submission of forms and to clarify requirements, late fees and deadlines when filing by mail or online.

SUMMARY: This Rule sets forth fees for among other things, examination, licensure renewal of licensure, change of status, active and inactive status, and for reactivation of licenses.

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

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

SPECIFIC AUTHORITY: 455.213(2), 455.219(4), 455.271, 473.305, 473.312 FS.

LAW IMPLEMENTED: 119.07, 455.219(4), 455.271, 473.305, 473.312, 473.313 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-31.001 Fees.

(1) through (4) No change.

(5) The biennial renewal fee provided in Section 473.305, F.S., for partnerships, corporations, and limited liability companies licensed in Section 473.3101, F.S., one hundred fifty dollars (\$150.00). ~~The penalty for late renewal for partnerships, corporations, and limited liability companies shall be fifty dollars (\$50.00).~~ The biennial renewal fee provided in Section 473.305, F.S., for sole proprietor firms and other legal entities owned by a sole proprietor licensed in Section 473.3101, F.S., twenty-five (\$25.00). ~~The penalty for late renewal for sole proprietor firms and other legal entities owned by a sole proprietor shall be twenty-five dollars (\$25.00).~~

(6) through (9) No change.

(10) The scan sheet for the Laws and Rules Examination must be postmarked or completed on-line by or on December 31 July 15. No Laws and Rules Examination scan sheet will be accepted if it is postmarked or completed on-line after December 31.

(11) The CPE reporting form must be postmarked by or on July 15. If it is postmarked or completed on-line after July 15 but by or on December 31, a \$50 delinquency fee will be imposed by the Board. No CPE reporting form will be accepted if it is postmarked or completed on-line after December 31.

(12) No change.

Specific Authority 455.213(2), 455.219(4), 455.271, 473.305, 473.312 FS. Law Implemented 119.07, 455.219(4), 455.271, 473.305, 473.312, 473.313 FS. History—New 12-4-79, Amended 2-3-81, 3-4-82, 11-6-83, 3-29-84, Formerly 21A-31.01, Amended 6-4-86, 9-16-87, 2-1-88, 8-30-88, 2-6-89, 12-18-89, 8-16-90, 4-8-92, 12-2-92, Formerly 21A-31.001, Amended 11-4-93, 2-14-95, 11-3-97, 6-22-98, 10-28-98, 7-15-99, 4-3-02, 1-27-04, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Board of Accountancy  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Accountancy  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 27, 2004  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 10, 2004

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE: Continuing Professional Education  
RULE NO.: 61H1-33.003

PURPOSE AND EFFECT: This rule is amended to set out criteria for requesting an automatic extension by applying on line.

SUMMARY: This Rule sets forth the criterial for maintaining continuing education requirements for licensure.

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

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

SPECIFIC AUTHORITY: 120.55(1)(a)4., 473.304, 473.312 FS.

LAW IMPLEMENTED: 473.312 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-33.003 Continuing Professional Education.

(1)(a) No change.

(b) Licensees who do not meet the requirements by June 30th will be granted an automatic extension until September 15th provided the licensee submits an additional 8 hours in Accounting and Auditing subjects. An automatic extension will be granted until December 1st provided the licensee submits an additional 16 hours in Accounting and Auditing subjects. Licensees utilizing the automatic extension must submit the required information postmarked or recorded on-line by September 15th or December 31st.

(2) through (7) No change.

Specific Authority 120.55(1)(a)4., 473.304, 473.312 FS. Law Implemented 473.312 FS. History—New 12-4-79, Amended 2-3-81, 4-5-83, 10-19-83, 8-20-85, Formerly 21A-33.03, Amended 9-18-88, 7-7-92, 12-2-92, Formerly 21A-33.003, Amended 12-14-93, 1-26-98, 12-17-00, 8-21-01,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Accountancy

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 10, 2004

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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**Section III  
Notices of Changes, Corrections and  
Withdrawals**

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Mental Health Program**

RULE NOS.:  
65E-14.005  
65E-14.021  
65E-14.022

RULE TITLES:  
Matching  
Unit Cost Method of Payment  
Data Requirements

**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., based upon comments received in public hearing and as previously published in the Vol. 30, No. 28, June 4, 2004 issue of the Florida Administrative Weekly:

65E-14.005 Matching.

(1) through (a) No change.

(1)(b) The value of third-party funds and in-kind contributions applicable to the matching requirement period;

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

(b) Costs or third-party funds and in-kind contributions that are used to satisfy a matching requirement of another State contract or Federal grant.

(c) through (4)(b) No change.

(5) Records. Costs and third-party funds and in-kind contributions counting towards satisfying a matching requirement must be verifiable from the contractor's records. These records must show how the value placed on third-party in-kind contributions was derived.

(d) through (8) No change.

65E-14.021 Unit Cost Method of Payment.

~~(5)(6)~~(b) through (7)(q)2. No change.

(9)(b) through (10)(b)3.a. No change.

(11) The following forms are hereby incorporated by reference, copies of which may be obtained from the Substance Abuse Program Office, ATTN: PDSA, 1317 Winewood Blvd., Building 6, Tallahassee, Florida 32399-0700.

(a) through (g) No change.

(h) CF-MH 1046, Worksheet for Request for Payment for use with forms CH-MH 1047 and CF-MH 1058, consisting of a one page form and three pages of instructions.

65E-14.022 Data Requirements.

The following document is hereby incorporated by reference, copies of which may be obtained from the Substance Abuse Program Office, ATTN: PDSA 1317 Winewood Blvd., Building 6, Tallahassee, Florida 32399-0700.

CFP 155-2, Oct 2004, Mental Health and Substance Abuse Measurement and Data Pamphlet, 6th 5th Edition Version 1, 4, consisting of 141 209 pages.

## Section IV Emergency Rules

### BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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### DEPARTMENT OF FINANCIAL SERVICES

#### Division of Consumer Services

RULE TITLE: RULE NO.:

Alternative Procedures for Resolution of  
Disputed Personal Lines Insurance  
Claims Arising From Hurricane  
and Tropical Storm Damage

69BER04-20

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, or welfare: The 2004 hurricane season has been particularly destructive for Florida. Substantial damage in southwest and central Florida was caused by Hurricane Charley, which hit the Punta Gorda and Port Charlotte area on August 13, 2004 as a category 4 hurricane with sustained winds up to 145 miles per hour. Hurricane Charley crossed northeast through the center of the state exiting near Daytona Beach. In a 10-mile wide path extending from the southwest coast there was widespread major damage to homes, loss of personal belongings and corresponding temporary loss of employment.

Additional damage was caused by Hurricane Frances, which hit the east coast of Florida on September 4, 2004, as a category 2 hurricane, and slowly crossed the peninsula. Hurricane Frances, though less intense than Charley, caused damage over a much wider area of the state.

On September 16, 2004, category 4 Hurricane Ivan caused massive damage in the Florida Panhandle. Hurricane Ivan impacted the Gulf Coast as a category 4 hurricane with sustained winds up to 130 miles per hour. The eye made land fall just west of the western Florida line, bringing hurricane force winds to much of the Florida Panhandle. The hurricane also produced tornados that destroyed and damaged structures in the Florida Panhandle. There was extensive damage in the Pensacola area, which was hit by the strong northeast quadrant of the storm as it made landfall.

This emergency rule is also necessitated by the damage resulting in Florida from Hurricane Jeanne, which made landfall near Stuart, Florida the night of September 25, 2004, as a category 3 hurricane with sustained winds up to 120 miles per hour. On September 26, the storm made a path northwest across the state. The Governor of Florida has declared a state of emergency (Executive Order # 04-217). The President of the United States has declared 19 Florida counties a federal disaster area.

The Governor of Florida declared states of emergency as a result of each of the hurricanes.

Insured losses have been estimated at \$6.8 billion for Charley and at \$3 to \$10 billion for Frances. Preliminary damage estimates for Hurricane Ivan are \$2 to \$10 billion. Initial damage estimates for Hurricane Jeanne are \$4 billion in insured losses. This emergency rule implements Section 627.7015, Florida Statutes, by setting forth a non-adversarial alternative dispute resolution procedure for a facilitated claim resolution conference prompted by the critical need for effective, fair, and timely handling of personal lines insurance claims arising out of damages to property caused by hurricanes and tropical storms during the 2004 hurricane season.

**SUMMARY OF THE RULE:** This emergency rule establishes a special mediation program for personal lines residential insurance claims resulting from Hurricanes Charley, Frances, Ivan and Jeanne and Tropical Storm Bonnie. The rule creates procedures for notice of the right to mediation, request for mediation, assignment of mediators, payment for mediation, and conduct of mediation. This rule supercedes Emergency Rule 69BER04-18.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Tom Terfinko, Assistant Director, Division of Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0320, (850)413-5802

**THE FULL TEXT OF THE EMERGENCY RULE IS:**

69BER04-20 Alternative Procedures for Resolution of Disputed Personal Lines Insurance Claims Arising From Hurricane and Tropical Storm Damage.

(1) Purpose and Scope. This emergency rule implements Section 627.7015, Florida Statutes, by setting forth a non-adversarial alternative dispute resolution procedure for a

facilitated claim resolution conference prompted by the critical need for effective, fair, and timely handling of personal lines insurance claims arising out of damages to residential property caused by hurricanes and tropical storms during the 2004 hurricane season (June 1, 2004 through November 30, 2004). Before resorting to these procedures, insureds and insurers are encouraged to resolve claims as quickly and fairly as possible. The procedure established by this emergency rule is available to all first party claimants who have personal lines claims resulting from damage to residential property occurring in the State of Florida. This rule does not apply to commercial insurance, private passenger motor vehicle insurance or to liability coverage contained in property insurance policies. This rule supercedes Emergency Rule 69BER04-18.

(2) Definitions. The following definitions apply to the terms of this rule as used herein.

(a) "Administrator" means the Department or its designee, and the term is used interchangeably with regard to the Department's duties under this rule.

(b) "Claim" means any matter on which there is a dispute or for which the insurer has denied payment. Unless the parties agree to mediate a claim involving a lesser amount, a "claim" involves the insured requesting \$500 or more to settle the dispute, or the difference between the positions of the parties is \$500 or more, in either case, notwithstanding any applicable deductible. "Claim" does not include a dispute with respect to which the insurer has reported allegations of fraud, based on an investigation by the insurer's special investigative unit, to the Department's Division of Insurance Fraud.

(c) "Department" means the Department of Financial Services or its designee. Reporting to the Department shall be directed to: Department of Financial Services, Mediation Section, Bureau of Insurance Consumer Assistance, Tallahassee, Florida 32399-0322; or by facsimile to (850)488-2349.

(d) "Mediator" means an individual selected by the Department to mediate disputes pursuant to this rule. The mediators will be selected from a panel of Circuit Court – Civil mediators approved by the Florida Supreme Court pursuant to the Florida Rules of Certified and Court Appointed Mediators or from the list of approved mediators pursuant to Rule 69B-166.031, Florida Administrative Code.

(e) "Party" or "Parties" means the insured and his or her insurer, including Citizens Property Insurance Corporation, when applicable.

(3) Notification of Right to Mediate. The insurer shall mail a notice of the right to mediate disputed claims to the insured within 5 days of the time the policyholder or the Department notifies an insurer of a dispute regarding the policyholder's claim. If the insurer has not been notified of a disputed claim prior to the time an insurer notifies the insured that a claim has been denied in whole or in part, the insurer shall mail a notice of the right to mediate disputed claims to the insured in the same

mailing as a notice of denial. However, the insurer is not required to send a notice of the right to mediate disputed claims if a claim is denied because the amount of the claim is less than the policyholder's deductible. For disputed claims identified prior to October 11, 2004, Rule 69BER04-18 required insurers to send the notice to insureds no later than October 25, 2004. This requirement is not negated by this rule and therefore any insurer that failed to do so is subject to administrative penalty for violation of a Department rule. The mailing that contains the notice of the right to mediate may include the Department's consumer brochure on mediation but no other materials, forms or documents may be included. Notification shall be in writing and shall be legible, conspicuous, and printed in at least 12-point type. The first paragraph of the notice shall contain the following statement: "Tom Gallagher, Chief Financial Officer for the State of Florida, has adopted an emergency rule to facilitate fair and timely handling of residential property insurance claims arising out of the hurricanes that have recently devastated so many homes in Florida. The emergency rule gives you the right to attend a mediation conference with your insurer in order to settle any dispute you have with your insurer about your claim. You can start the mediation process 21 days after the date of this notice by calling the Department of Financial Services at 1(800)227-8676 (1(800)22-Storm). An independent mediator, who has no connection with your insurer, will be in charge of the mediation conference." The notice shall also:

(a) Include detailed instructions on how the insured is to request mediation, including name, address, and phone and fax numbers for requesting mediation through the Department;

(b) State that the parties have 21 days from the date of the notice within which to settle the claim before the insured may request mediation;

(c) Include the insurer's address and phone number for requesting additional information; and

(d) State that the Department or the Administrator will select the mediator.

(4) Request for Mediation. After 21 days from the date of the notice of the right to mediation, an insured may request mediation by contacting the insurer or by writing to the Department of Financial Services, Mediation Section, Bureau of Insurance Consumer Assistance, Tallahassee, Florida 32399-0322; by calling the Department at 1(800)22-Storm (1(800)227-8676); or by faxing a request to the Department at (850)488-2349. If an insured requests mediation prior to receipt of the notice of the right to mediation or if the date of the notice cannot be established, the insurer shall be notified by the Administrator of the existence of the dispute 21 days prior to the Administrator processing the insured's request for mediation. If an insurer receives a request for mediation, the insurer shall fax the request to the Mediation Section within 48 hours of receipt of the request. The Department will forward requests to the Administrator within 24 hours of receipt of the requests. The

Administrator shall notify the insurer within 48 hours of receipt of requests filed with the Department. The insured should provide the following information if known:

(a) Name, address, and daytime telephone number of the insured and location of the property if different from the address given;

(b) The claim and policy number for the insured;

(c) A brief description of the nature of the dispute; and

(d) The name of the insurer and the name, address and phone number of the contact person for scheduling mediation;

(e) Information with respect to any other policies of insurance that may provide coverage of the insured property for named perils such as flood or windstorm.

(5) Mediation Costs. Within 5 days of receipt of the request for mediation from the insured or receipt of notice of the request from the Department or immediately after receipt of notice from the Administrator pursuant to Subsection (4) that mediation has been requested, whichever occurs first, the insurer shall pay a non-refundable administrative fee, not to exceed \$100, as determined by the Department, to the Administrator to defer the expenses of the Administrator and the Department. The insurer shall pay \$250 to the Administrator for the mediator's fee not later than 5 days prior to the date scheduled for the mediation conference. However, if the mediation is cancelled for any reason more than 120 hours prior to the scheduled mediation time and date, the insurer shall pay \$50 to the Administrator for the mediator's fee instead of \$250. No part of the fee for the mediator shall be refunded to the insurer if the conference is cancelled within 120 hours of the scheduled time.

(6) Scheduling of Mediation. The Administrator will select a mediator and schedule the mediation conference. The Administrator will attempt to facilitate reduced travel and expense to the parties and the mediator when selecting a mediator and scheduling the mediation conference. The Administrator shall confer with the mediator and all parties prior to scheduling a mediation conference. The Administrator shall notify each party in writing of the date, time and place of the mediation conference at least 10 days prior to the date of the conference and concurrently send a copy of the notice to the Department. The insurer shall notify the Administrator as soon as possible after settlement of any claim that is scheduled for mediation pursuant to this rule.

(7) Conduct of the Mediation Conference.

(a) Section 627.7015, Florida Statutes, provides that mediation is a non-adversarial process held in an informal, non-threatening forum intended to bring the parties together for a settlement conference without the trappings or drawbacks of an adversarial process. As such, it is not necessary to involve a private attorney and participation by private attorneys is discouraged by the Department. If the insured elects to have an attorney participate in the conference, the Administrator at least six days before the date of the

conference. Parties and their representatives must conduct themselves in the cooperative spirit of the intent of the law and this rule. Parties and their representatives must refrain from turning the conference into an adversarial process. Both parties must negotiate in good faith. A party will be determined to have not negotiated in good faith if the party, or a person participating on the party's behalf, continuously disrupts, becomes unduly argumentative or adversarial, or otherwise inhibits the negotiations as determined by the mediator. The mediator shall terminate the conference if the mediator determines that either party is not negotiating in good faith or if the mediator determines that the conference should be terminated under the provisions of Rule 10.420(b) of the Florida Rules for Certified and Court-Appointed Mediators. The party responsible for causing termination shall be responsible for paying the mediator's fee and the administrative fee for any rescheduled mediation.

(b) Upon request of the insured or the mediator, a representative of the Department will be available to help insureds prepare for the mediation conferences. A representative of the Department will be present at and participate in the conference if requested at least 5 days prior to the scheduled mediation by a party or the mediator to offer guidance and assistance to the parties. The Department will attempt to have a representative at the conference if the request is received less than 5 days prior to the scheduled mediation. Representatives of the Department that participate in the conference shall not assume an advocacy role but shall be available to provide legal and technical insurance information.

(c) The representative of the insurer attending the conference must bring a copy of the policy and the entire claims file to the conference. The representative of the insurer attending the conference must know the facts and circumstances of the claim and be knowledgeable of the provisions of the policy. An insurer will be deemed to have failed to appear if the insurer's representative lacks authority to settle the full amount of the claim or lacks the ability to disburse the settlement amount at the conclusion of the conference.

(d) The mediator will be in charge of the conference and will establish and describe the procedures to be followed. Mediators shall conduct the conference in accordance with the standards of professional conduct for mediation under the Florida Rules of Certified and Court-Appointed Mediators. Each party will be given an opportunity to present their side of the controversy. In so doing, parties may utilize any relevant documents and may bring any individuals with knowledge of the issues, such as adjustors, appraisers, or contractors, to address the mediator. The mediator may meet with the parties separately, encourage meaningful communications and negotiations, and otherwise assist the parties to arrive at a settlement. For purposes of this claims settlement process, mediators shall be deemed agents of the Department and shall

have the immunity from suit provided to mediators in Section 44.107, Florida Statutes. All statements made and documents produced at a settlement conference shall be deemed settlement negotiations in anticipation of litigation.

(e) A party may move to disqualify a mediator for good cause at any time. The request shall be directed to the Department if the grounds are known prior to the mediation conference. Good cause consists of conflict of interest between a party and the mediator, inability of the mediator to handle the conference competently, or other reasons that would reasonably be expected to impair the conference.

(f) If the insured fails to appear, without good cause as determined by the Department, the insured may have the conference rescheduled only upon the insured's payment of the mediation fees for the rescheduled conference. If the insurer fails to appear at the conference, without good cause as determined by the Department, the insurer shall pay the insured's actual expenses incurred in attending the conference and shall pay the mediator's fee whether or not good cause exists. Failure of a party to arrive at the mediation conference within 30 minutes of the conference's starting time shall be considered a failure to appear. Good cause shall consist of severe illness, injury, or other emergency which could not be controlled by the insured or the insurer and, with respect to an insurer, could not reasonably be remedied prior to the conference by providing a replacement representative or otherwise. If an insurer fails to appear at conferences with such frequency as to evidence a general business practice of failure to appear, the insurer shall be subject to penalty, including suspension, revocation, or fine for violating Section 626.9541(1)(i), Florida Statutes.

(8) Post Mediation. Within 5 days of the conclusion of the conference the mediator shall file with the Department and the Administrator a mediator's status report on Form DFS-HO-1159, which is entitled *Disposition of Property Insurance Mediation Conference*, indicating whether or not the parties reached a settlement. Form DFS-HO-1159 is available from the Department and is hereby incorporated in this rule by reference. If the parties reached a settlement, the mediator shall include a copy of the settlement agreement with the status report. Mediation is non-binding. However, if a settlement is reached, the insured shall have 3 business days within which he or she may rescind any settlement agreement provided that the insured has not cashed or deposited any check or draft disbursed to him or her for the disputed matters as a result of the conference. If a settlement agreement is reached and is not rescinded, it shall act as a release of all specific claims that were presented in the conference. Any additional claims under the policy shall be presented as separate claims. However, the release shall not constitute a final waiver of rights of the insured with respect to claims for damages or expenses if circumstances

insured shall provide the name of the attorney to the that are reasonably unforeseen arise resulting in additional costs that would have been covered under the policy but for the release.

(9) If the insured decides not to participate in this claim resolution process or if the parties are unsuccessful at resolving the claim, the insured may choose to proceed under the appraisal process set forth in the insured's insurance policy, by litigation, or by any other dispute resolution procedure available under Florida law.

(10) If as a result of mediation it is determined that the only coverage applicable is provided under the National Flood Insurance Program, the administrative fee and mediator's fee paid by the insurer for the mediation shall be refunded to the insurer or credited to the insurer's account with the Administrator.

(11) The Department is authorized to designate an entity or person as its Administrator to carry out any of the Department's duties under this rule.

(12) If a court holds any subsection or portion of a subsection of this emergency rule or the applicability thereof to any person or circumstance invalid, the remainder of the emergency rule shall not be affected thereby.

(13) The applicable provisions of Rule 69B-166.031, Florida Administrative Code, shall govern issues relating to mediation that are not addressed in this rule. The provisions of this emergency rule shall govern in the event of any conflict with the provisions of Rule 69B-166.031, Florida Administrative Code.

Specific Authority 624.308, 626.9611, 627.7015(4) FS. Law Implemented 624.307(1)(2)(4)(5), 624.316, 624.3161, 624.317, 624.318, 624.320, 624.324, 624.418(2)(a), 624.4211, 626.859, 626.874, 626.877, 626.9541(1)(i), 626.9561, 626.9641(1)(g), 627.7015 FS. History--New 11-8-04.

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

EFFECTIVE DATE: November 8, 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."

NOTICE IS HEREBY GIVEN that on November 3, 2004 South Florida Water Management District (District) received a petition for waiver from Alexander M. Diaz and Elizabeth A. Diaz, Application No. 04-1025-1 for utilization of Works or Lands of the District known as the C-10 Canal, Broward County, for a boat dock, lift and rip-rap within the north right of way of C-10 at the rear of 1326 North 30th Court, Section 8, Township 51 South, Range 42 East. The petition seeks relief from paragraph 40E-6.221(2)(j), Fla. Admin. Code, which governs the minimum low member elevation of pile-supported docking facilities within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff, (561)682-6320, e-mail: [kruff@sfwmd.gov](mailto:kruff@sfwmd.gov). The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**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: December 7, 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 **Department of State, Division of Historical Resources** announces a Historic Marker Conference Call to which all interested persons are invited.

DATE AND TIME: Wednesday, December 1, 2004, 10:00 a.m. (EST) (postponed from the previous date of November 1, 2004, 10:00 a.m.)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Review Historical Marker applications.

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

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

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

**DEPARTMENT OF EDUCATION**

The State of Florida, **Department of Education, Education Practices Commission** announces a Teacher Hearing Panel to which all persons are invited.

Teacher Hearing Panel

DATE AND TIME: December 3, 2004, 9:00 a.m.

PLACE: Homewood Suites, 2987 Apalachee Parkway, Tallahassee, Florida 32301, (850)402-9400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this hearing, he or she will need to ensure that a verbatim record of the proceeding is made. The record will include the testimony and evidence upon which the appeal is to be based.

Additional information may be obtained by writing: Education Practices Commission, 325 W. Gaines Street, Room 224, Turlington Building, Tallahassee, Florida 32399-0400.

SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)245-0455, at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System, 711.

The **Florida Education Foundation** announces the Annual Meeting of the Board of Directors to which all interested persons are invited to participate.

DATE AND TIME: November 30, 2004, 8:30 a.m. – 4:30 p.m. or upon adjournment

PLACE: 2225 North Lois Avenue, Tampa, FL (Please confirm location prior to the meeting date, due to possible changes in space requirements.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the annual meeting of the Florida Education Foundation. Consideration of minutes from last quarterly meeting; presentation on hurricane recovery efforts for schools, teachers and students; report from the Commissioner of Education; pending accounts payable; possible committee proposals for funding and matters pertaining to general administration of the foundation. Committees will also meet.

The Florida Education Foundation is a not for profit charitable organization supporting public education in all grades.

- Member registration – 8:30 a.m.
- Board meeting – 9:00 a.m.
- Committees – 10:15 a.m. – 11:30 a.m.
- Working lunch – 11:45 a.m. – 12:45 p.m.
- Committees may resume meeting, if business is pending.
- Full board meeting will resume, following committee meetings – no later than 2:00 p.m.
- Adjournment – 4:30 p.m. or upon motion and vote

For more information contact: Diane McCain, Executive Director, (850)245-9632, e-mail: [diane.mccain@fldoe.org](mailto:diane.mccain@fldoe.org). Be sure to confirm location, prior to meeting due to possibility of changes due to space requirements.

This meeting is open to the public. Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 2 days in advance, so that their needs can be accommodated.

**DEPARTMENT OF LAW ENFORCEMENT**

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

QUARTERLY MCIC ADVISORY BOARD MEETING

DATE AND TIME: Wednesday, November 18, 2004, 1:00 p.m.

PLACE: Room 116, Knott Building, 400 South Monroe Street, Tallahassee, Florida 32399

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

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

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Thursday, December 2, 2004, 1:00 p.m. – 5:00 p.m.; Friday, December 3, 2004, 8:30 a.m. – 3:00 p.m.

**PLACE:** World Golf Village Renaissance Resort, St. Johns County Convention Center, Legends I Room, 500 South Legacy Trail, St. Augustine, Florida 32092, (904)940-8000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Violent Crime and Drug Control Council and any other interested individuals will meet to hear presentations and discuss issues relating to violent crime and multi-agency or statewide drug control or illicit money laundering investigative or task force efforts.

A copy of the agenda may be obtained by writing: Government Analyst Joyce Gainous-Harris, Florida Department of Law Enforcement, Division of Criminal Investigations and Forensic Science Services, Office of Statewide Intelligence, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-7096.

**NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT:** Persons needing an accommodation to participate in any proceeding should call (850)410-7900 (Voice), (850)656-9597 (TDD), at least five working days before such proceeding.

#### **DEPARTMENT OF TRANSPORTATION**

The Florida **Department of Transportation**, District 6 announces three public hearings to which all interested persons are invited.

**DATE AND TIME:** November 30, 2004, 8:00 a.m. – 10:00 a.m. (Copies of the District Six Work Program documents will be available for review between those hours.)

**PLACE:** Senator Gwen Margolis Community Center, 1590 N. E. 123 Street, North Miami, Florida

**DATE AND TIME:** December 2, 2004, 6:00 p.m. – 8:00 p.m. (Copies of the District Six Work Program documents will be available for review between those hours.)

**PLACE:** West Kendall Regional Library (Auditorium), 10201 Hammocks Boulevard, Miami, Florida

**DATE AND TIME:** December 7, 2004, 6:00 p.m. – 8:00 p.m. (Copies of the District Six Work Program documents will be available for review between those hours.)

**PLACE:** Marathon Government Center, 2798 Overseas Highway (Mile Marker 50), Marathon, Florida

The tentative Five Year Transportation Plan can be viewed at:  
[www.dot.state.fl.us/publicinformationoffice/publicinv/Pi-d6.htm](http://www.dot.state.fl.us/publicinformationoffice/publicinv/Pi-d6.htm).

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** These hearings are being held in accordance with Section 339.135, Florida Statutes, and to offer the public the opportunity to comment on projects for the State Highway System, public transportation or any other project in the Sixth District's Tentative Five Year Transportation Plan. These hearings will also include consideration of proposed projects

for Florida's Turnpike Enterprise corridors and information regarding the development of the Florida Transportation Plan's Strategic Intermodal System (SIS). The Sixth District comprises Miami-Dade and Monroe counties. The Work Program covers the period from July 1, 2005 to June 30, 2010. All interested persons are invited to attend and be heard. The proposed improvements have been developed in accordance with the Civil Rights Act of 1964 and the Civil Rights Act of 1968. Under Title VI and Title VIII of the United States Civil Rights Acts any person or beneficiary who believes he or she has been subjected to discrimination because of race, color, religion, sex, age, national origin, disability or familial status may file a written complaint with the Florida Department of Transportation's Equal Opportunity Office in Tallahassee or contact Jeffrey Dodge, District Six's Title VI and Title VIII Coordinator.

**Central Office:** Florida Department of Transportation, Equal Opportunity Office, 605 Suwannee Street, M.S. 65, Tallahassee, Florida 32399-0450

**District Six:** Jeffrey Dodge, Title VI and Title VIII Coordinator, Florida Department of Transportation, 1000 N. W. 111 Avenue, Room 6134, Miami, Florida 33172

Assistance for persons who require transcriptions in Braille may be arranged by contacting the Public Information Office, (305)470-5349, seven days prior to the public hearings to allow time for the documents to be transcribed. Assistance for other disabled person may be arranged by contacting the Public Information Office.

The Florida **Department of Transportation**, District Seven invites you to attend and participate in the Gandy Boulevard (SR 600) Operational and Aesthetic Improvements public hearing.

**DATE AND TIME:** Tuesday, December 14, 2004, 4:00 p.m. – 7:00 p.m.; The formal portion of the hearing will begin at 6:00 p.m.

**PLACE:** Westshore Christian Church Gymnasium, 4100 S. Manhattan, Avenue, Tampa, Florida 33611

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This hearing is being held to allow interested persons the opportunity to express their views concerning the location, conceptual design, and operational and aesthetic improvements proposed for Project Number 255822-2-52-1, otherwise known as Gandy Boulevard (SR 600). The limits of the project are from East of Gandy Bridge to East of Dale Mabry Highway in Hillsborough County.

This public hearing is being conducted pursuant to Chapter 339, Florida Statutes, 23 CFR 771, 23 U.S.C. 128, Chapter 120, Florida Statutes, and Title VI and Title VIII of the United States Civil Rights Acts of 1964 and 1968.

Anyone needing special accommodations under the Americans with Disabilities Act of 1990, should contact Mr. Adam Perez, P.E., Project Manager, at (813)975-6277 or 1(800)226-7220, at least 10 working days in advance of the hearing.

The Department will receive verbal and written comments at the public hearing. Written comments not received at the hearing may be mailed to the Department, but must be postmarked by December 24, 2004, to become part of the official public hearing record. Written comments should be addressed to: Mr. Adam Perez, P.E., Project Manager, Florida Department of Transportation, District Seven, 11201 N. McKinley Drive, MS 7-600, Tampa, Florida 33612.

The **Department of Transportation**, District 1 announces a public hearing to which all persons are invited:

DATE AND TIME: Tuesday, December 14, 2004, 7:00 p.m.

PLACE: First Baptist Church of Highland City, 5410 Yarborough Lane, Highland City, 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 of proposed improvements to US 98 (Bartow Road) in Polk County, Financial Project Identification Number 408268 1 21 01.

Anyone needing public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call Randy Cimini, (863)533-7000. Special accommodation requests under the Americans With Disabilities Act should be made at least seven days prior to the public hearing.

For project information please write to: William Jones, Project Manager, Florida Department of Transportation, District 1, Post Office Box 1249, Bartow, Florida 33831.

#### **BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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

#### **STATE BOARD OF ADMINISTRATION**

NOTICE IS HEREBY GIVEN by the Florida Hurricane Catastrophe Fund, which is administered by the **State Board of Administration**, of a meeting of the State Board of Administration to which all persons are invited.

TIME AND DATE: November 23, 2004, 9:00 a.m. (EST) – conclusion of the meeting

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss possible legislative options for providing relief to homeowners and relief for insurers participating in the Florida Hurricane Catastrophe Fund regarding multiple hurricane deductibles and to discuss the Florida Hurricane Catastrophe Fund retention levels. In addition, other general business of the Fund may be addressed.

Anyone wishing information related to the meeting should contact: Patti Elsbernd, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300.

#### **FLORIDA PAROLE COMMISSION**

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

DATE AND TIME: Wednesday, December 8, 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, Control Release and Addiction Recovery matters.

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

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

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

#### **PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** will consider at its November 30, 2004, Agenda Conference, Docket No. 030942-GU, Application by Chesapeake Utilities Corporation (Chesapeake or Company) for Authorization to Issue Common Stock, Preferred Stock, and Secured and/or Unsecured Debt and to Exceed Limitation Placed on Short-Term Borrowings in 2004. The Company filed an Application by Chesapeake Utilities Corporation for Modification of Authority to Issue Shares of Common Stock During the Twelve Months Ended December 31, 2004, on October 29, 2004, in which it requested authority to increase by 750,000 the number of shares of common stock authorized and reserved for issuance under its amended Dividend Reinvestment and Direct Stock Purchase Plan.

DATE AND TIME: Tuesday, November 30, 2004, 9:30 a.m. although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action in Docket No. 030942-GU.

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 Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

For additional information, please contact: Katherine Fleming, Office of the General Counsel, (850)413-6218.

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The Florida **Public Service Commission** will consider at its November 30, 2004, Agenda Conference, Docket No. 041263-GU, Application by Chesapeake Utilities Corporation (Chesapeake or Company) for Authorization to Issue Common Stock, Preferred Stock, and Secured and/or Unsecured Debt, and to Enter into Agreements for Interest Swap Products, and to Exceed Limitation Placed on Short-Term Borrowings in 2005. The Company seeks PSC approval, pursuant to Section 366.04, Florida Statutes, to issue up to 6,000,000 shares of Chesapeake common stock, up to 1,000,000 shares of Chesapeake preferred stock, up to \$80,000,000 in secured and/or unsecured debt, to enter into agreements for Interest Rate Swap Products, and to obtain authorization to exceed the limitation placed on short-term borrowings by Section 366.04, Florida Statutes, so as to issue short-term obligations in an amount not to exceed \$40,000,000.

DATE AND TIME: Tuesday, November 30, 2004, 9:30 a.m. although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action in Docket No. 041263-GU.

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 Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

For additional information, please contact: Katherine Fleming, Office of the General Counsel, (850)413-6218.

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The Florida **Public Service Commission** will consider at its November 30, 2004, Agenda Conference, Docket No. 041267-EI, Application by Progress Energy Florida, Inc., formerly Florida Power Corporation (Company), for authority to issue and sell securities pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to issue, sell or otherwise incur during 2005 any combination of additional equity securities and debt securities and obligations, consisting of (i) up to \$1 billion outstanding at any time of short-term debt, including commercial paper, bank loans or loans from affiliates, which amount shall be in addition to and in excess of the amount the Company is authorized to issue pursuant to Section 366.04, Florida Statutes, which permits the Company to issue short-term securities aggregating to more than five percent of the par value of the Company's other outstanding securities, and (ii) \$1 billion of any combination of equity securities and long-term debt securities and obligations.

DATE AND TIME: Tuesday, November 30, 2004, 9:30 a.m. although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action on Docket No. 041267-EI.

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 Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

For additional information, please contact: Katherine Fleming, Office of the General Counsel, (850)413-6218.

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The Florida **Public Service Commission** will consider at its November 30, 2004, Agenda Conference, Docket No. 041273-GU, Application by Florida Public Utilities Company (FPUC or Company) for authority to issue and sell securities pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to issue, sell, and/or exchange any combination of the long-term debt, short-term notes, and equity securities and/or to assume liabilities or obligations as guarantor, endorser, or surety in an incremental amount not to exceed \$40 million, excluding retained earnings during the calendar year 2005.

DATE AND TIME: Tuesday, November 30, 2004, 9:30 a.m. although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action in Docket No. 041273-GU.

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 Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

For additional information, please contact: Katherine Fleming, Office of the General Counsel, (850)413-6218.

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The Florida **Public Service Commission** will consider at its November 30, 2004, Agenda Conference, Docket No. 041274-EU, Application by Gulf Power Company (Gulf) for authority to issue and sell securities and to receive common equity contributions during the 12 months ending December 31, 2005. Pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code, Gulf seeks authority to receive equity funds from and/or issue common equity securities to the Southern Company (Southern), Gulf's parent company, to issue and sell long-term debt and equity securities, and to issue and sell short-term debt securities. The maximum amount of common equity contributions received from and common equity issued to Southern, the maximum amount of equity securities issued, and the maximum principal amount of long-term debt securities issued will total not more than \$350 million. The maximum principal amount of short-term debt at any one time will total not more than \$200 million.

DATE AND TIME: November 30, 2004, 9:30 a.m. although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action on Docket No. 041274-EU.

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 Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

For additional information, please contact: Katherine Fleming, Office of the General Counsel, (850)413-6218.

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

DATE AND TIME: \*December 6, 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 December 7, 2004, in Room 140, immediately preceding or immediately following the Commission Conference.

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

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

DATE AND TIME: December 7, 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 Customer Meetings to be held in the following docket, to which all interested persons and parties are invited to attend.

DOCKET NO. 040956-GU – Petition for authorization to establish new customer classifications and restructure rates, and for approval of proposed revised tariff sheets by Florida Division of Chesapeake Utilities Corporation.

**DATES, TIMES AND LOCATIONS:**

DATE AND TIME: Wednesday, December 8, 2004, 10:00 a.m. – 12:00 Noon

PLACE: Chain O'Lakes Complex, 210 Cypress Gardens Boulevard, Winter Haven, Florida

DATE AND TIME: Wednesday, December 8, 2004, 3:00 p.m. – 5:00 p.m.

PLACE: City Council Chambers, Building A, 3rd Floor, 1300 Ninth Street, St. Cloud, Florida

DATE AND TIME: Thursday: December 9, 2004, 10:00 a.m. – 12:00 Noon

PLACE: Plant City Chamber of Commerce, 106 North Evers Street, Plant City, Florida

DATE AND TIME: December 9, 2004, 3:00 p.m. – 5:00 p.m.

PLACE: Plantation Inn and Golf Resort, Magnolia Room, 9301 West Fort Island Trail, Crystal River, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the meetings is to take comments and answer questions from the public on the utility's petition in the above-referenced docket.

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, please contact the Florida Public Service Commission using the Florida Relay Service, 1(800)955-8771 (TDD).

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in the meeting.

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

DOCKET NO.: 020233-EI – Review of Grid- Florida Regional Transmission Organization (RTO) Proposal

DATE AND TIME: February 25, 2005, 9:30 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This Commission workshop is being held in addition to the workshop schedule established by Order No. PSC-03-1414-PCO-EI, issued December 15, 2003. The purpose of the meeting is to present and discuss the results of ICF Consulting Resources, LLC's Cost-Benefit Analysis of Grid-Florida Project.

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

**REGIONAL PLANNING COUNCILS**

The **North Central Florida Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive Committee

DATE AND TIME: December 2, 2004, 6:00 p.m.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Executive Committee.

MEETING: Clearinghouse Committee

DATE AND TIME: December 2, 2004, 6:00 p.m.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Clearinghouse Committee.

MEETING: North Central Florida Regional Planning Council

DATE AND TIME: December 2, 2004, 7:30 p.m.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the North Central Florida Regional Planning Council.

PLACE: Quality Inn and Conference Center, I-75 and U.S. 90, Lake City, Florida

Any person deciding to appeal decisions of the Council or its committees with respect to any matter considered at the meetings, may need to make a verbatim record of the proceedings.

A copy of any of these agendas may be obtained by e-mail [nCFRPC@nCFRPC.org](mailto:nCFRPC@nCFRPC.org) or writing: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653.

Persons with disabilities who need assistance may contact us, (352)955-2200, at least two business days in advance to make appropriate arrangements.

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, December 2, 2004, 9:00 a.m.  
 PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216  
 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**, Planning and Growth Management Policy Committee announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, December 2, 2004, 9:00 a.m.  
 PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216  
 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**, Ad Hoc Committee on Beach Access announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, December 2, 2004, 9:00 a.m.  
 PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee is established to examine how the Council can address the issue of Beach Access.

A copy of the Ad Hoc Committee 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, December 2, 2004, 10:00 a.m.  
 PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216  
 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.

**COMMISSION ON ETHICS**

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

DATE AND TIME: Thursday, December 2, 2004, 8:00 a.m.  
 PLACE: Department of Transportation, Burns Building Auditorium, 605 Suwannee Street, Tallahassee, Florida  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by writing: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709.

Meeting materials also will be available from 8:00 a.m. – 5:00 p.m., Monday through Friday, 3600 Maclay Blvd., S., Suite 201, prior to the meeting.

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

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

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**WATER MANAGEMENT DISTRICTS**

The **Northwest Florida Water Management District** announces the following public workshops to which all persons are invited:

DATE AND TIME: Thursday, December 9, 2004, 6:00 p.m. – 7:30 p.m. (EDT)

PLACE: Northwest Florida Water Management District, Board Room, 81 Water Management Drive, Havana, Florida (U.S. Highway 90, 10 miles west of Tallahassee)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit public input on the District's 2005 Draft District Water Management Plan.

For more information on the workshop agenda and 2005 Draft District Water Management Plan, contact: Ms. Maria Culbertson, Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333-9700, (850)539-5999.

Provisions will be made to accommodate the handicapped, provided the District is given at least seven days advance notice.

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**REGIONAL UTILITY AUTHORITIES**

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

DATE AND TIME: Wednesday, December 1, 2004, 10:00 a.m.

PLACE: Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, FL

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

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

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

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

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**DEPARTMENT OF ELDER AFFAIRS**

The Florida **Department of Elder Affairs**, Advisory Council announces a meeting to which all persons are invited to join.

DATE AND TIME: Wednesday, December 8, 2004, 2:00 p.m. – 4:30 p.m. (time subject to change)

PLACE: Renaissance Tampa Hotel International Plaza, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Department of Elder Affairs Advisory Council to discuss the department and initiatives the council wants to undertake.

Interested individuals may join by notifying: Darrick McGhee, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2085.

To obtain a copy of the agenda, please contact: Darrick McGhee, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2085, Suncom 994-2085, e-mail: [McgheeD@elderaffairs.org](mailto:McgheeD@elderaffairs.org).

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 department at least 48 hours before the meeting by contacting Darrick McGhee, (850)414-2085. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

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The **Department of Elder Affairs** will hold a conference call with the signers of the Triad Resolution and other interested parties.

DATE AND TIME: Tuesday, December 7, 2004, 11:00 a.m.

PLACE: Call in number (850)410-0962, Suncom 210-0962

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss matters related to the Florida Triad.

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

Alzheimer's Disease Advisory Committee

DATE AND TIME: December 7, 2004, 9:00 a.m. – 4:30 p.m.

PLACE: Renaissance Tampa International Plaza Hotel, 4200 Jim Walter Boulevard, Tampa, Florida, (813)877-9200

CONTACT: Arkeba Bouie, (850)414-2339

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

For more information, please contact: Florida Department of Elder Affairs, (850)414-2000.

Note: Pursuant to the provisions of the American with Disabilities Act, any persons requiring special accommodations to participate in this meeting is asked to advise the department at least 48 hours before the meeting by contacting: Arkeba Bouie, (850)414-2339. If you are hearing or speech impaired, please contact the Department by calling (850)414-2001.

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**DEPARTMENT OF MANAGEMENT SERVICES**

The **State Technology Office** announces a meeting of the Joint Dispatch Oversight Committee of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: December 9, 2004, 9:00 a.m.

PLACE: State Technology Office, 4030 Esplanade Way, Suite 109, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Joint Task Force Regional Communications Centers.

For more information about the agenda, contact: Major Mark Trammell, Florida Highway Patrol, (850)921-7900.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The Florida **Board of Landscape Architecture** announces the following meeting to be held by telephone conference call, to which all persons are invited to attend.

DATE AND TIME: December 10, 2004, 10:00 a.m.

PLACE: Access Phone: (850)414-5775, Suncom 994-5775, Toll Free 1(888)461-8118

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business Meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Landscape Architecture, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office, (850)487-8304, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Building Code Administrators and Inspectors Board** announces the following meetings to which all persons are invited to attend.

DATE AND TIME: December 9, 2004, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application, Rules and Legislation, Examination and Continuing Education and Executive Committee Meetings and General Board and Business Meeting.

DATE AND TIME: December 10, 2004, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business Meeting.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Board Conference Room, Tallahassee, FL

Any person deciding to appeal a decision made with respect to any matter considered at this meeting will need to ensure that a verbatim record of the proceeding is made. Such record must include testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, (850)922-5012, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The **Florida Center for Solid and Hazardous Waste Management** will have an Advisory Board Meeting to which all interested persons are invited to participate.

DATE AND TIME: December 10, 2004, 9:00 a.m. – 12:00 Noon

PLACE: Embassy Suites, 555 North Westshore Boulevard, Tampa, Florida

For further information: (352)392-6264, Center's website: [www.floridacenter.org](http://www.floridacenter.org).

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

**DEPARTMENT OF JUVENILE JUSTICE**

The **Florida Business Partners for Juvenile Justice** has scheduled a meeting to which all interested persons are invited to participate.

DATE AND TIME: Thursday, November 18, 2004, 2:00 p.m. – 4:00 p.m.

PLACE: J.W. Marriott, Grande Lakes, 4040 Central Florida Parkway, Orlando, FL 32837, [www.grandelakes.com](http://www.grandelakes.com)

If you have any questions regarding this meeting or Florida Business Partners for Juvenile Justice, please contact: Debbie Burgess, [FBPJJ@hotmail.com](mailto:FBPJJ@hotmail.com).

**DEPARTMENT OF HEALTH**

The **Workgroup on Mammography Accessibility** announces public meetings and conference calls to which all persons are invited.

DATE AND TIME: Thursday, December 2, 2004, 8:30 a.m. – 6:00 p.m.

PLACE: Renaissance Orlando Hotel Airport, 5445 Forbes Place, Orlando, FL 32821, 1(800)619-6720

DATE AND TIME: Friday, December 3, 2004, 8:30 a.m. – 6:00 p.m.

PLACE: Renaissance Orlando Hotel Airport, 5445 Forbes Place, Orlando, FL 32821, 1(800)619-6720

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Workgroup on Mammography Accessibility will study issues and make recommendations to protect Floridians' availability utilization, access to quality and affordable mammography services. The Workgroup on Mammography Accessibility shall study the relevant issues and make written recommendations and/or propose legislation. The study shall include, but need not be limited to, examining the following factors that impact availability utilization, quality, and cost: reimbursement fees, copayment fees paid by patients, incidence of lawsuits filed, equipment and liability insurance costs and insurance availability, equipment maintenance and calibration, staffing requirements and training, type and number of facilities performing mammography, facilities surveyed by the Bureau of Radiation Control of the Department of Health, population density of females aged 40 and older in each county, and other factors that relate to the demand and availability of mammography services; the need for research and educational facilities, including facilities with institutional training programs and community training programs for doctors of radiological medicine at the student, internship, and residency levels; the availability of resources, including health personnel and management personnel for mammography programs. The patient-wait times for screening and diagnostic mammography. A report of such recommendations and/or proposed legislation shall be submitted by December 15, 2004, to the Governor, the President of the Florida Senate and the Speaker of the House of Representatives, and legislative committees which provides the findings of the workgroup and recommendations for Legislative action.

To aid its study of the issues and the development of its recommendations, the Workgroup on Mammography Accessibility shall take public testimony from experts and stakeholders. In addition, the Workgroup on Mammography Accessibility is encouraged to take whatever other steps are necessary to gain a full understanding of the medical, legal, insurance and other issues involved.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact Karen Eaton, Executive Director, Mammography

Accessibility Workgroup, (850)245-4740 at, least five (5) calendar days prior to the hearing. If you are hearing or speech impaired, please contact Ms. Eaton using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Section 286.0105, Florida Statutes, provides that, if a person decides to appeal any decision made by the department with respect to any matter considered at this meeting, they will need a record of proceedings, and for such purposes, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Board of Acupuncture** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Friday, December 3, 2004, 9:00 a.m. or soon thereafter

PLACE: Wyndham Ft. Lauderdale Airport, 1870 Griffin Road, Dania Beach, Florida 33004, (954)920-3300

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

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Acupuncture, (850)245-4161, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

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

The **Board of Nursing**, North Probable Cause Panel will hold a duly noticed conference call meeting, to which all persons are invited to attend.

DATE AND TIME: December 13, 2004, 5:30 p.m.

PLACE: Department of Health, Tallahassee, FL, Meet Me Number (850)921-6513

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4125, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda item may be obtained by writing: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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

DATE AND TIME: Monday, December 6, 2004, 12:00 Noon or shortly thereafter

PLACE: Conference Call (850)487-8856, Suncom 277-8856

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

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

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting.

Persons who are hearing or speech impaired, can contact Christy Robinson using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health, Board of Pharmacy**, Rules Committee announces a meeting to which all persons are invited.

DATE AND TIME: Sunday, December 5, 2004, 1:00 p.m.

PLACE: The Omni Hotel, 245 Water Street, Jacksonville, FL 32202, (904)355-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to conduct general business.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Danna Droz, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or

speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

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

DATES AND TIME: December 6-7, 2004, 8:00 a.m.

PLACE: The Omni Hotel, 245 Water Street, Jacksonville, FL 32202, (904)355-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to conduct disciplinary proceedings and general board business.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Danna Droz, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4292, 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 Pharmacy** announces a rules workshop to which all persons are invited.

DATE AND TIME: Tuesday, December 7, 2004, 9:00 a.m.

PLACE: The Omni Hotel, 245 Water Street, Jacksonville, FL 32202, (904)355-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will conduct a rules workshop on proposed amendments to Chapter 64B16-27, F.A.C., advertised in the October 22, 2004 issue of the Administrative Weekly.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Danna Droz, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or

speech impaired, please contact the Agency using the Florida Dual Party Relay System, 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.

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**The Department of Health, Board of Physical Therapy Practice, Probable Cause Panel announces a conference call.**

DATE AND TIME: December 16, 2004, 11:30 a.m. or soon thereafter

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 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

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**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The **Governor's Developmental Disabilities**, Blue Ribbon Task Force announces a meeting to which all interested persons are invited to participate.

DATES AND TIMES: Tuesday, November 30, 2004, 9:00 a.m. – 5:00 p.m.; Wednesday, December 1, 2004, 8:30 a.m. – 5:00 p.m.; Thursday, December 2, 2004, 8:30 a.m. – 5:00 p.m.

PLACE: Tallahassee Community College, Economic and Workforce Development Building, Room 207, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to continue work on the development of a recommended plan of action for expanding and improving inclusive community living options for individuals with developmental disabilities; coordinating the provision of transition services statewide for students with developmental

disabilities as they leave school and seek employment, postsecondary education, vocational training, programs and/or adult community services; and expanding and improving competitive, integrated employment opportunities for individuals with developmental disabilities. This meeting will be held to finalize the task force report.

Any person requiring special accommodations is asked to advise the Task Force by contacting Sylvia Peacock, (850)414-7605, by November 24, 2004. If you are hearing or speech impaired, please call (850)922-4449 (TDD).

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Negotiation sessions for the Community Based Care Services Contract between the **Department of Children and Family Services** and United for Families, Inc., will be held as follows:

DATE AND TIME: November 29, 2004, 1:00 p.m. – 5:00 p.m. (Room 104)

DATE AND TIME: November 30, 2004, 1:00 p.m. – 5:00 p.m. (Room 104)

DATE AND TIME: December 7, 2004, 1:00 p.m. – 5:00 p.m. (Room 335)

DATE AND TIME: December 8, 2004, 1:00 p.m. – 5:00 p.m. (Room 104)

PLACE: Florida Department of Children and Family Services, 337 N. US Highway One, Fort Pierce, Florida.

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**VISIT FLORIDA**

The **VISIT FLORIDA**, Board of Directors announces a public meeting of the Grants Task Force of the New Product Development Council.

DATE AND TIME: Monday, November 22, 2004, 3:00 p.m. – adjournment

PLACE: VISIT FLORIDA, Corporate Offices, 661 East Jefferson Street, Suite 300, Tallahassee, FL 32301, (850)488-5607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review proposed revisions to the 2005-2006 grant cycle guidelines, application and project ideas.

For further information contact: Sara Rogers, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 363.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

**ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY**

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited:

DATE AND TIME: December 9, 2004, 8:00 a.m.  
PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

**SARASOTA COUNTY GOVERNMENT**

The **Sarasota County Government**, Public Works Division announces a public hearing to which all persons are invited:

DATE AND TIME: Thursday, December 9, 2004, 4:30 p.m. – 7:00 p.m.  
PLACE: Laurel Nokomis School, 1900 East Laurel Road, Nokomis, 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 of proposed improvements to Honore Avenue/Pinebrook Road Extension, Sarasota County PN 0222.

Anyone needing public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should call: Randy Cimini, (863)533-7000.

Special accommodation requests under the Americans With Disabilities Act should be made at least seven days prior to the public hearing.

For project information please write: Tom Calvert, Project Manager, Sarasota County Public Works Road Program, 1001 Sarasota Center Blvd., Sarasota, Florida 34240.

**FLORIDA SURPLUS LINES SERVICE OFFICE**

The **Florida Surplus Lines Service Office**, Board of Governors’ announces a public meeting to which all interested parties are invited:

BOARD OF GOVERNORS’ QUARTERLY MEETING  
DATE AND TIME: Wednesday, January 26, 2005, 9:00 a.m.  
PLACE: Florida Surplus Lines Service Office, 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312  
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Matters.

A copy of the agenda may be obtained by sending a faxed request to: Georgie Barrett, (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Georgie, a week prior to the meeting, (850)224-7676, Ext. 301.

**SCRIPPS FLORIDA FUNDING CORPORATION**

The Reports Committee Board of Directors of the **Scripps Florida Funding Corporation** announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Wednesday, November 24, 2004, 11:00 a.m. – 12:00 Noon

PLACE: 1(877)242-6519, (706)634-5614 outside of the U.S., Conference ID #2169039, Leader: Dr. John Agwunobi

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be to review a draft of the SFFC Annual Report due to the Governor, President of the Senate, and Speaker of the House on December 1st.

The date, time, and/or place are subject to change. Please check <http://www.myflorida.com/myflorida/government/governorinitiatives/otted/index.html> for meeting date, time, place and materials.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact [jennie.hopkins@myflorida.com](mailto:jennie.hopkins@myflorida.com) at least 48 hours in advance of the meeting.

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

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:

AMEC Civil, LLC vs. Department of Transportation; Case No.: 04-3793RX; Rule No.: 14-22.003(2)(a)4.

Florida Chiropractic Association, Inc. and Marc H. Kalmanson, d/b/a Holistic Healthcare Consultants, Inc. vs. Department of Health, Division of Medical Quality Assurance, Board of Chiropractic Medicine and Board of Massage Therapy; Case No.: 04-3866RX; Rule Nos.: 64B2-13.004, 64B7-28.010

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

St. Petersburg Kennel Club, Inc., West Flagler Associates, Ltd, Associated Outdoor Clubs, Inc., Washington County Kennel Clubs, Inc. and Southwest Florida Enterprises, Inc. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 04-2470RU; Dismissed

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

PROJECT FACT SHEET
Student Activities Center
BR-669

PROJECT DESCRIPTION

The project consists of site development and construction of a Student Activities Center of approximately 24,500 gsf. The new facility shall be located northwest of the existing Liberal Arts Building (exact location to be determined). The new facility will consist of Administrative space for Student Government and Campus organizations, a Multi-Purpose area, Student Lounge space, a Bookstore and Food Service, a Health Auxiliary space and Support Services. There shall be an exterior area adjacent to the building for student use for assemblies, concerts and social interactions.

This facility will be constructed using the construction management delivery process.

The Construction budget is approximately \$5 million.

SELECTION CRITERIA

Firms will be evaluated in the following areas: current workload, location, past performance, volume of state work, design ability, and experience and ability. Experience and ability scores will be based on the following criteria:

- 1. Experience of firm and individual members of the design team with project of similar size and program.
2. Experience of firm and individual members of the design team in planning, designing, estimating, and construction administration of projects similar in size and budget. Site examples of projects within the past five-year, including the ability to meet aggressive time and budget constraints.
3. Experience in campus planning, educational facilities and working with committees.

SELECTION COMMITTEE

Thomas Donaudy, Associate VP to the University Architect & VP, Florida Atlantic University

Raymond Nelson, Director/Facilities Planning, Florida Atlantic University

Robert Richman, Program Coordinator, Florida Atlantic University

Dr. Joyanne Stephens, VP/Broward, Florida Atlantic University

**SELECTION SCHEDULE:**

The anticipated schedule for selection, award, and negotiation is as follows:

- Submittal Due: December 20, 2004
- Shortlist Meeting: January 13, 2005
- Final Interviews: January 27, 2005
- Contract Negotiation: TBD

**GENERAL INFORMATION**

1. All applicants will be notified of the results of the short list in writing. Finalists will be informed of the interview date and time and will be provided with additional project information, if available.
2. The Selection Committee will make a recommendation to the President of the University. All finalists will be notified in writing of the President's action. Upon approval by the President, negotiations will be conducted in accordance with Section 287.055, Florida Statutes.
3. Professional liability insurance is required for this project in the amount of \$500,000.00.
4. A copy of the building program may be purchased at Boca Blueprint, 2029 N.W. 2nd Avenue, Boca Raton, FL 33431, (561)395-4944.

**A/E ADVERTISEMENT**

BR-699

Student Activities Center

**NOTICE TO PROFESSIONAL CONSULTANTS**

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Architecture, will be required for the project listed below:

Project No. BR-669

Project and Location: Located on Florida Atlantic University's Davie Campus, the Student Activity Center will consist of site development and construction of an approximately 25,000 gross square foot facility.

The total Construction Budget is approximately \$5,000,000.00. The selected firm will provide master planning, design development, construction documents and construction administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$500,000.00, and will be provided as a part of Basic Services.

**INSTRUCTIONS:**

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed "Florida Atlantic University Professional Qualifications Supplement" (FAU-AEPQS – Revised January 2004). Applications on any other form may not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit 5 (five) bound copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The plans and specifications for the State of Florida University projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. FAU Professional Qualifications Supplement forms and the Project Fact Sheet are available online at <http://uavp.fau.edu> or by contacting: Carla C. Capeletti, Office of the Associate Vice President to the University Architect, Florida Atlantic University, 777 Glades Road, Campus Operations Building #69-Room 101, Boca Raton, Florida 33431, (561)297-2663, Fax (561)297-0224, e-mail: [ccapelet@fau.edu](mailto:ccapelet@fau.edu).

Five (5) bound copies of the required proposal data shall be submitted to: Mr. Tom Donaudy, Associate Vice President, Office of the Associate Vice President, Florida Atlantic University, at the above address, by 5:00 p.m. local time, on December 20, 2004. Facsimile (FAX) submittals are not acceptable and will not be considered.

**ADVERTISEMENT FOR BIDS**

Invitation To Bid (ITB)

For a

General Contractor/Building Contractor

Sealed bids will be received by Duval County Public Schools, Division of Facilities Services, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, 5th Floor, Room 513 D, Jacksonville, Florida.

**BIDS ARE DUE ON OR BEFORE JANUARY 4, 2005**

**AND WILL BE ACCEPTED UNTIL 2:00 P.M.**

**OFFICIAL PROJECT TITLE:** Repair and Replace Gymnasium Floor in Various Schools District Wide

DCPS PROJECT NO. M-88460

SCOPE OF WORK: Replace Gymnasium Floor at Landon Middle School No. 31. Budgeted Not To Exceed \$150,000.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on December 9, 2004, 10:00 a.m., at Landon Middle School No. 31, 1819 Thacker Avenue, Jacksonville, Florida 32207. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained for a refundable fee of \$50.00 at the office of:

Design Works Architects, PA  
500 Wharfside Way  
Jacksonville, Florida 32207

DCSB Point of Contact: Erika D. Harding, Supervisor, Facilities Maintenance, (904)858-6310

Contract documents for bidding may be examined at:

FW Dodge McGraw Hill Plan Room Construction Market Data, Inc.  
Construction Bulletin National Association of  
Minority Contractors

MBE Participation Goal: 10% Overall

The Duval County Public Schools has begun prequalifying all contractors who intend to submit bids for all construction projects exceeding \$200,000 and electrical projects exceeding \$50,000. Effective May 31, 2003, all Contractors submitting bids must be prequalified with Duval County Public Schools. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools.

Prequalification forms and information may be obtained by contacting: Richard Beaudoin or Ronald A. Fagan, 1701 Prudential Dr., Jacksonville, FL 32207, (904)390-2358 or (904)390-2922, Fax (904)390-2265, e-mail: beaudoinr@educationcentral.org or faganr@educationcentral.org.

The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

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#### **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."

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#### **DEPARTMENT OF MANAGEMENT SERVICES**

##### **INVITATION TO BID**

As a roofing contractor, you are invited to submit a bid to the Agency for Workforce Innovation, hereinafter referred to as Owner, for the construction of:

##### **PROJECT NAME & LOCATION:**

Re-roofing of the Tampa One-Stop Center  
Bldg (91,010 Sq. Ft.)  
9215 North Florida Avenue  
Tampa, FL 33612

FOR: Agency for Workforce Innovation

AWI PROJECT: #080903-04

BID DOCUMENTS may be obtained from:

DESIGN PROFESSIONAL: A/R/C Associates, Inc  
601 North Fern Creek Avenue  
Suite 100  
Orlando, FL 32803

TELEPHONE: (407)896-7875

A/R/C PROJECT NO: 00032.01

**MANDATORY PRE-BID MEETING:** A mandatory pre-bid meeting will be held for all interested bidders on November 22, 2004, 10:00 a.m., local time at the Tampa One-Stop Center Bldg, 9215 North Florida Ave., Tampa, Florida. If special accommodation is needed, please advise no later than five working days to the event. If you are hard of hearing or speech impaired, please contact the above office using the Florida Relay Service, 1(800)955-8771 (TDD).

**PUBLIC ENTITY CRIME INFORMATION STATEMENT:** A person or affiliate who has been placed on the convicted vendor list following conviction for a public crime may not submit a bid on a contract to provide goods or services to a public entity, may not submit a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity. May not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

**PERFORMANCE BOND AND LABOR AND MATERIALS BOND:** If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

**PROPOSAL:** Sealed bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual conditions. Bids must be received prior to the date and time below when the public opening will be held.

DATE AND TIME DUE: December 20, 2004,  
1:00 p.m. local time

DESIGN PROFESSIONAL: A/R/C Associates, Inc.  
601 North Fern Creek Avenue  
Suite 100  
Orlando, FL 32803

TELEPHONE: (407)896-7875

A/R/C PROJECT NO: 00032.01

DEPOSIT: \$75.00 per set of Drawings and Specifications is required with a limit of two (2) sets per Roofing Contractor or Prime Bidder and one (1) set per mechanical subcontractor and/or electrical subcontractor. The deposit shall only be returned to those general contractors, or prime bidders, mechanical subcontractors and/or electrical sub-contractors, who, after having examined the drawings and specifications:  
Submit a bid (in the case of mechanical and/or electrical subcontractor's submission of a bid as a prime bidder), and return the drawings and specifications in good condition within fifteen (15) calendar days of the date of receipt of bids.

Full sets of drawings and specifications may be purchased by payment of the printing and handling cost at the rate of \$75.00 per set.

CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted on December 23, 2004 at the location where the bids were opened and on the State of Florida's Vendor Bid System at the State of Florida's MyFlorida.com Internet site. If no protest is filed per Article 16 of the Instructions to Bidders, "Protests", the Owner will award the contract to the qualified, responsive low bidder in accordance with Rule 60D-5, Florida Administrative Code.

PRE-CONSTRUCTION MEETING: After awarding the bid, there will be a pre-construction meeting held at the job-site on:  
DATE AND TIME: January 4, 2005, 10:00 a.m. local time  
LOCATION: 9215 North Florida Ave.  
Tampa, FL 33612

**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**

**INVITATION TO BID**

Sealed bids are being received from qualified contractors, by the State of Florida, Department of Children and Family Services, for the following project:  
PROJECT NUMBER: DCF-04220420  
PROJECT NAME: Fire Protection, Bldgs. 12 & 13, Northeast Florida State Hospital (Macclenny).  
BID DATE AND TIME: December 16, 2004 until 2:00 p.m. (Eastern Standard Time)  
PLACE OF BID OPENING: Engineering Conference Room, Building 19, Northeast Florida State Hospital, Highway 121, South, Macclenny, FL 32063, (904)259-6211  
BID REQUIREMENTS: Bids must be submitted in full accordance with the requirements of the drawings, specifications, bidding conditions and contractual conditions, which may be obtained from: Sutton Engineering, Inc., 3874 San Jose Park Drive, Suite One, Jacksonville, FL 32217, (904)730-2330, Fax (904)730-6170.  
CONTRACTOR QUALIFICATIONS: Bidders must be state-certified in accordance with Chapter 633, Florida Statutes, as a Contractor I or a Contractor II. Bidders not able to furnish proof of required certification are subject to disqualification.  
ADDITIONAL INFORMATION: A mandatory pre-bid walk-through will be held on December 2, 2004 at 10:00 a.m. (EST), at the Engineering Conference Room, Building 19, Northeast Florida State Hospital. Site Contact: Bill Wheeler, (904)259-6211, Site location: Highway 121, South, Macclenny, FL 32063.  
CORPORATE REGISTRATION: No bid shall be accepted from any corporation which is not able to demonstrate current corporate charter registration (for a domestic corporation) or authority to transact business within the State of Florida (for a foreign corporation).  
PERFORMANCE BOND AND LABOR AND MATERIAL BOND: On any construction contract for which the award amount is greater than \$100,000, a Performance Bond and a Labor And Material Payment Bond is required.  
CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at 4:00 p.m. on the date and at the location where the bids are opened. Upon acceptance of the award recommendation by the Department, a contract will be awarded by the Office of General Services. In the event that the Bid Tabulation and Notice of Award cannot be posted in the above manner, then all bidders will be notified by certified U.S. mail, return receipt requested. The Department of Children and Family Services reserves the right to reject any and all bids in the best interest of the State of Florida.

MINORITY PARTICIPATION: In accordance with Florida Statutes, the Department of Children and Family Services is encouraged to target certified minority business enterprises (MBEs) for 21 percent of total awarded construction contract dollar value (4% for African-American, 6% for Hispanic-American, and 11% for women-owned). The Department of Children and Family Services encourages minority businesses to participate in the bidding process, including any bidders conferences or pre-bid meetings which are scheduled. The Department of Children and Family Services further encourages contractors to utilize certified MBEs as subcontractors or subvendors whenever possible. An online directory of certified MBEs, available on the website of the Office of Supplier Diversity (<http://osd.dms.state.fl.us/dirhome.htm>), may be searched by county for construction-related products and services.

**FLORIDA SHERIFFS ASSOCIATION**

Invitation to Bid

The Florida Sheriffs Association (FSA) and the Florida Association of Counties (FAC) invites interested bidders to submit bids in accordance with these solicitation documents. The purpose of this solicitation is to establish a contract for the purchase of tires. The technical specifications describe the product in more detail. The contract term is to begin on March 1, 2005, and to end February 28, 2007.

As more specifically stated in the Instructions to Bidders, the following anticipated time line applies to this solicitation:

- BID NUMBER: 05/6-02-0105
- BID TITLE: TIRES & RELATED SERVICES
- ADVERTISEMENT DATES: NOVEMBER 19, 2004 AND NOVEMBER 24, 2004
- PRE-BID CONFERENCE: NOVEMBER 30, 2004, AT 10:00 A.M.

PRE-BID CONFERENCE  
TO BE HELD AT:

HILLSBOROUGH  
COUNTY SHERIFF'S  
OFFICE  
FLEET FACILITIES  
2210 NORTH  
FALKENBURG ROAD  
TAMPA, FL 32619-0965  
(813)247-0031

BID OPENING DATE:

JANUARY 10, 2005, at  
11:30 a.m.

BID OPENING TO  
BE HELD AT:

FLORIDA SHERIFFS  
ASSOCIATION  
COOPERATIVE BID  
COORDINATOR'S  
OFFICE  
2617 MAHAN DRIVE  
(32308)  
P. O. BOX 12519  
TALLAHASSEE, FL  
32317-2519

BIDS MUST BE CONTAINED IN A SEALED ENVELOPE ADDRESSED TO THE FLORIDA SHERIFFS ASSOCIATION. INDICATE ON THE OUTSIDE OF THE ENVELOPE THE BID NUMBER, TITLE, OPENING DATE AND TIME. ALL BIDS MUST BE RECEIVED ON OR BEFORE THE DATE AND TIME NOTED ABOVE.

ALL QUESTIONS PERTAINING TO THIS BID, SHOULD BE DIRECTED TO: LYNN MEEK, FLORIDA SHERIFFS ASSOCIATION, (850)877-2165.

## Section XII Miscellaneous

### DEPARTMENT OF STATE

#### GUIDELINES AND APPLICATIONS AVAILABLE FOR COMMUNITY LIBRARIES IN CARING PROGRAM GRANTS

Grant applications and guidelines are available for the following program administered by the Florida Department of State, Division of Library and Information Services:

Community Libraries in Caring Program – Applications must be postmarked by January 7, 2005

Grant guidelines and application packets for Community Libraries in Caring Program grants are available on the Web at <http://dlis.dos.state.fl.us/flid/grants/CLIC/CLIC.html>.

The guidelines and application packet may also be requested by mail from: Grants Office, Division of Library and Information Services, R. A. Gray Building, 2nd Floor North, 500 S. Bronough St., Tallahassee, FL 32399-0250, Phone (850)245-6620, Suncom 205-6620, Fax (850)245-6643.

The completed application must be mailed to the address indicated above, postmarked on or before the January 7, 2005 application date.

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notices is given that Volvo Cars of North America, LLC, (“VCNA”) intends to allow the relocation of Kraft Motorcar Company of Tallahassee, Inc. dba Kraft Volvo as a dealership for the sale of Volvo make vehicles from its present location 5011 W. Tennessee Street, Tallahassee, Florida 32304 to a proposed location at 3277 Mahan Dr., Tallahassee, Florida 32308 (Leon County), Florida, on or about February 15, 2005.

The name and address of the dealer operator (s) and principal investor (s) of Kraft Motorcar Company of Tallahassee, Inc. are Christopher Kraft, 5011 W. Tennessee Street, Tallahassee, Florida 32304; Eric Kraft, 5011 W. Tennessee Street, Tallahassee, Florida 32304; and Peter Kraft, 5011 W. Tennessee Street, Tallahassee, Florida 32304.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

VCNA contends that the relocation of this dealer is exempt from protest pursuant to Section 320.642(5)(b), Florida Statutes, on the grounds that the proposed location is further from each existing VCNA dealer than the prior location from each VCNA dealer that is within 25 miles of the proposed location. This contention is based on the fact that there are no VCNA dealers within 25 miles of the proposed location. However the contention of VCNA, with respect to the interpretation of Section 320.642(5)(c), Florida Statutes, and the manner in which it should be applied to determine whether the relocation is exempt from notice and protest is a contention and does not constitute a representation by VCNA on which any dealer may rely. Therefore, any VCNA dealer who disagrees with the contention of VCNA, and who contends that it has standing to protest as provided in Section 320.642, Florida Statutes, must file a protest as indicated below or be barred from objecting to this relocation. VCNA although publishing this notice, reserves its rights to assert that the exemption claimed above does apply and that accordingly no dealer may protest the relocation.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: S. Seidman, Retail Development Manager, Volvo Cars of North America, LLC, 1125A Northbrook Parkway, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant’s compliance with the provisions of Chapter 320, Florida Statutes.

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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

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**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."

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**DEPARTMENT OF JUVENILE JUSTICE**

The Florida Department of Juvenile Justice has posted the draft of the Mental Health & Substance Abuse Services Manual for review and comment on MyFlorida.com at:

[http://www.djj.state.fl.us/DJJServices/Administration/policies\\_procedures/manualreview.shtml](http://www.djj.state.fl.us/DJJServices/Administration/policies_procedures/manualreview.shtml)  
(note this is a new Web page)

The draft of the Mental Health & Substance Abuse Services Manual, developed by the Office of Residential and Correctional Facilities, is being posted for a single 20 working day review and comment period. The closure date for submission of comments on this manual is December 20, 2004. Comments should be sent to the person identified on the above Website.

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**DEPARTMENT OF HEALTH**

On November 4, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Lehel Kadosa, M.D. license number ME 41277. 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.

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On November 4, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Jennifer Louise Upchurch, R.N., license number RN 9171343. 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.

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On November 4, 2004, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Deborah Girardi, R.N., license number RN 9177803. 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.

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN November 1, 2004  
 and November 5, 2004

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**

**Division of Elections**

1S-2.015	11/4/04	11/24/04	30/25	30/27 30/37 30/40
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**DEPARTMENT OF EDUCATION**

**New College of Florida**

6C11-4.003	11/5/04	11/25/04	Newspaper	
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**DEPARTMENT OF CORRECTIONS**

33-301.104	11/1/04	11/21/04	30/40	
33-301.105	11/1/04	11/21/04	30/40	
33-601.606	11/5/04	11/25/04	30/39	
33-601.725	11/5/04	11/25/04	30/39	
33-602.205	11/5/04	11/25/04	30/39	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid Program Office**

59G-6.040	11/1/04	11/21/04	30/36	
59G-6.090	11/1/04	11/21/04	30/36	

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Economic Self Sufficiency Program**

65A-1.702	11/3/04	11/23/04	30/38	
65A-1.707	11/3/04	11/23/04	30/37	

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Workers' Compensation**

69L-6.019	11/1/04	11/21/04	30/39	
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