

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE CHAPTER NO.: 9B-3

RULE TITLE: State Building Code Adopted

RULE NO.: 9B-3.047

**PURPOSE AND EFFECT:** To accept comment on specific authorities and responsibilities delegated to the Commission by Chapter 2005-147, Laws of Florida. Additionally, the Commission shall take comment identifying modifications that occurred during correlation and publication of the Code limited only those changes in text not reflected on the Commission’s tracking charts and supporting materials circulated prior to adoption. Upon the close of public comment, the Commission shall review comments and staff recommendations regarding the foregoing subjects and develop code changes responsive to those actions for which action is legislatively required and those that achieve consensus among the Commissioners.

Lastly, the Commission will consider a conforming amendment to that adopted to Rule 9B-3.050, F.A.C., concerning the form on which proposed code amendments are submitted.

**SUBJECT AREA TO BE ADDRESSED:** Chapter 2005-147, Laws of Florida authorizes the Commission to amend the 2004 edition of the Florida Building Code on a variety of subjects; specifically, by section number:

- Sec. 21 – relating to backflow prevention devices;
- Sec. 32 – relating to battery-powered swimming pool exit alarms;
- Sec. 33 – relating to ventless attics;
- Sec. 34 – relating to roof-attachment weaknesses and water intrusion;
- Sec. 36 – relating to the version of the wind-resistance design standard, ASCE-7, applicable in the state;
- Sec. 44 – relating to the permissible size of mezzanines in non-hazardous storage occupancies;
- Sec. 46 – directing the amendment of tables and the addition of an exception pertaining to emergency exit from residential occupancies; and
- Sec. 48 – relating to plywood thickness of sheathing.

Additionally, Commission staff have become aware of comments objecting to modifications to the text of 2004 edition of the Code during the correlation and publication of the Code.

The Commission will take comments pertaining to these topics and determine what action is appropriate at this time. Additionally, the Commission will consider an amendment to

update the form adopted for submittal of proposed code amendments that has been adopted by amendment to subsection 9B-3.050(4), F.A.C.

**SPECIFIC AUTHORITY:** 553.73(1),(2),(7) FS.

**LAW IMPLEMENTED:** 553.72, 553.73(2),(3),(7),(9) FS.

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

**TIME AND DATE:** 9:10 a.m., August 24, 2005

**PLACE:** Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida

Any person requiring special accommodations at the workshop because of a disability of physical impairment should contact: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247, at least seven days prior to the date of the workshop using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE CHAPTER NO.: 9B-3

RULE TITLE: Triennial Update of the Florida Building Code

RULE NO.: 9B-3.0475

**PURPOSE AND EFFECT:** To accept comment on specific limitations and conditions imposed on the Commission’s triennial code update process imposed by Chapter 2005-147, Laws of Florida.

**SUBJECT AREA TO BE ADDRESSED:** The Commission shall accept public comment and determine whether there is a need for rules relating to the triennial code update process pursuant to the new limitations on that process imposed by section 7 the above-cited bill as it amends Section 553.73(6), Florida Statutes.

**SPECIFIC AUTHORITY:** 553.73(6) FS.

**LAW IMPLEMENTED:** 553.73(6) FS.

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

**TIME AND DATE:** 9:50 a.m., August 24, 2005

**PLACE:** Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida

Any person requiring special accommodations at the workshop because of a disability of physical impairment should contact: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247, at least seven days prior to the date of the workshop using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE CHAPTER NO.: 9B-3

RULE TITLE: Statewide Amendments to the Florida Building Code

RULE NO.: 9B-3.050

PURPOSE AND EFFECT: To accept comment on the provision of Chapter 2005-147, Laws of Florida, relating to staff review of proposed code amendments contained in section 7 of the bill amending 553.73(7)(c), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The Commission shall accept public comment and determine whether there is a need for rules relating to staff review of code amendment proposals pursuant to the new requirements imposed by section 7 the above-cited bill as it amends Section 553.73(7)(c), Florida Statutes.

SPECIFIC AUTHORITY: 553.73(3),(6),(7)(c) FS.

LAW IMPLEMENTED: 553.73(3),(6),(7)(c) FS.

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

TIME AND DATE: 9:55 a.m., August 24, 2005

PLACE: Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida

Any person requiring special accommodations at the workshop because of a disability of physical impairment should contact: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247, at least seven days prior to the date of the workshop using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE CHAPTER NO.: 9B-3

RULE TITLE: Alternative Plans Review and Inspection Forms Adopted

RULE NO.: 9B-3.053

PURPOSE AND EFFECT: To adopt a form to contain identifying information relating to a private provider of building code inspection services to be posted at the job site as required by Section 11, Chapter 2005-147, Laws of Florida, amending 553.791(4), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The Commission is charged by the above-cited bill with developing and adopting the form for use in conjunction with the system whereby private professionals may perform building code inspection services. The form is to identify the provider and is to be posted at the job site.

SPECIFIC AUTHORITY: 553.791(4) FS.

LAW IMPLEMENTED: 553.791(4) FS.

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

TIME AND DATE: 10:15 a.m., August 24, 2005

PLACE: Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida

Any person requiring special accommodations at the workshop because of a disability of physical impairment should contact: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247, at least seven days prior to the date of the workshop using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE CHAPTER NO.: 9B-3

RULE TITLE: Binding Interpretation of the Florida Building Code; Commission Review of Local Interpretations

RULE NO.: 9B-3.055

PURPOSE AND EFFECT: To receive and consider public comment relating to the binding interpretation process established in Section 553.775(3)(c), Florida Statutes, created by section 9, Chapter 2005-147, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: The above-cited provisions direct the Commission to create and direct a process whereby an aggrieved party may obtain a timely review and binding determination of the validity of a local interpretation of the Florida Building Code. The Commission is directed to designate panels, create forms and establish fees by rule.

SPECIFIC AUTHORITY: 553.775(3)(c) FS.

LAW IMPLEMENTED: 553.775(3)(c) FS.

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

TIME AND DATE: 10:05 a.m., August 24, 2005

PLACE: Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida

Any person requiring special accommodations at the workshop because of a disability of physical impairment should contact: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247, at least seven days prior to the date of the workshop using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

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

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

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

**PUBLIC SERVICE COMMISSION**

DOCKET NO: 050421-TL

RULE TITLE: Telephone Directories: Directory Assistance

RULE NO.: 25-4.040

PURPOSE AND EFFECT: To address petition to initiate rulemaking to require local exchange telecommunications companies to include “211” information in telephone directories.

SUBJECT AREA TO BE ADDRESSED: Information, including “211” information, required to be published on inside cover of telephone directories.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 364.01(4), 364.02(2), 364.025, 364.0251, 364.03, 364.385, 365.171, 395.1027 FS.

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

TIME AND DATE: 9:30. a.m., September 22, 2005

PLACE: Betty Easley Conference Center, Room 182, 4075 Esplanade Way, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Victor Cordiano, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6590, e-mail: [vcordian@psc.state.fl.us](mailto:vcordian@psc.state.fl.us).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-4.040 Telephone Directories; Directory Assistance.

(1) through (2) No change.

(3)(a) The name of the local exchange telecommunications company, the individual exchanges included in the directory and the month/year of issuance shall appear on the front cover of each directory.

(b) Beginning with directories issued on or after January 1, 1995, the following information shall be listed on the inside of the front cover of the directory:

1. through 3. No change.

4. “211” instructions for exchanges with “211 services, including a short description of “211”.

(c) No change.

(4) through (9) No change.

Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.02(2), 364.025, 364.0251, 364.03, 364.385, 365.171, 395.1027 FS. History—New 12-1-68, Amended 3-31-76, 1-4-78, 12-10-84, Formerly 25-4.40, Amended 11-28-89, 3-31-91, 2-11-92, 12-16-94, \_\_\_\_\_.

**PUBLIC SERVICE COMMISSION**

DOCKET NO: 050438-EU

RULE TITLE: Continuity of Service  
RULE NO.: 25-6.044

PURPOSE AND EFFECT: To provide more advanced notice of scheduled interruptions to electric service.

SUBJECT AREA TO BE ADDRESSED: Continuity of electric service.

SPECIFIC AUTHORITY: 366.05(1) FS.

LAW IMPLEMENTED: 366.03, 366.04(2)(c), (5), 366.05 FS.

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

TIME AND DATE: 9:30 a.m., September 29, 2005

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Bill McNulty, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6443, e-mail: bmcnulty@psc.state.fl.us.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.044 Continuity of Service.

(1) through (3) No change.

(4) When the service is necessarily interrupted or curtailed, it shall be done at a time which, when at all practicable, will result in the least inconvenience to customers and all such scheduled interruptions shall be preceded by reasonable notice whenever practicable to affected customers. Reasonable notice, whenever practicable, shall require the utility to notify affected customers no less than 24 hours in advance of interruption of service. Notification may consist of a letter, flyer, doorhanger, telephone call, direct contact or any other reasonable means. Each utility shall maintain a current copy of its noticing procedures with the Division of Economic Regulation.

(5) No change.

Specific Authority 366.05(1) FS. Law Implemented 366.03, 366.04(2)(c),(5), 366.05 FS. History—New 7-29-69, Formerly 25-6.44, Amended 2-25-93, 11-7-02,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Food Services – Standards of Operation  
RULE NO.: 33-204.003

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to extend the time period for which therapeutic diets can be prescribed.

SUBJECT AREA TO BE ADDRESSED: Therapeutic Diets.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-204.003 Food Services – Standards of Operation.

(1) through (3) No change.

(4) Therapeutic Diets. Therapeutic diets for medical or dental reasons shall be provided as ordered by a Department of Corrections credentialed physician, clinical associate (physicians assistant, advanced registered nurse practitioner) or dentist. All orders for therapeutic diets shall be in writing. Non-standard therapeutic diets shall be approved by the public health nutrition program manager and the regional medical executive director. Therapeutic diets shall be served for a maximum of 180 ~~90~~ days. Diets extending for periods longer than 180 ~~90~~ days shall require a new diet order from the attending Department of Corrections credentialed physician, clinical associate (physicians assistant or advanced registered nurse practitioner) or dentist. Diet prescription orders must be received in food services prior to the expiration of the current prescription to avoid interruption of the therapeutic diet. The Public Health Nutrition Program Manager and the Public Health Consultants shall be available for consultation by health and food service personnel regarding therapeutic diets.

(5) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.003, Amended 8-9-00, 11-16-00, 10-2-01, 2-18-02, 7-2-03, 11-1-04, 2-27-05,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Inmate Orientation  
RULE NO.: 33-601.100

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to require that inmates address staff and official visitors in a respectful manner.

SUBJECT AREA TO BE ADDRESSED: Inmate Behavior.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.100 Inmate Orientation.

(1) Upon initial arrival in the Department of Corrections, each inmate shall be provided with orientation at which time the rules and procedures of the Department of Corrections shall be explained. Upon transfer within the Department, each inmate shall be provided with orientation that is specific to the local institution. The warden shall review and approve the contents of the orientation to ensure that the security of the institution is not compromised. The reception centers shall provide a more in-depth orientation of overall department rules, while the receiving institutions which serve as the inmates' permanent locations shall emphasize the local operating procedures in their orientation. As inmates are received into the department, reception centers shall provide each inmate with a printed copy of Rules 33-601.301-601.314, F.A.C., Inmate Discipline. Translations or translation assistance shall be provided as needed. Copies of the rules and procedures shall be available to inmates upon request to read or review (not for retention).

(2) Inmates shall respond to staff and official visitors in a respectful manner. Inmates shall address uniformed staff by rank and last name and non-uniformed staff and official visitors by Mr./Ms. or title and last name.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 1-19-03, Amended 9-6-04, \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: RULE NO.:  
Rules of Prohibited Conduct and Penalties 33-601.314

for Infractions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to add additional disciplinary charges for gang-related activities.

SUBJECT AREA TO BE ADDRESSED: Inmate Disciplinary Penalties.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.14, 944.279, 944.28 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.314 Rules of Prohibited Conduct and Penalties for Infractions.

The following table shows established maximum penalties for the indicated offenses. As used in the table, "DC" means the maximum number of days of disciplinary confinement that may be imposed and "GT" means the maximum number of days of gain time that may be taken. Any portion of either penalty may be applied.

Disciplinary	Maximum Disciplinary Actions
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SECTION 1 through SECTION 2 – No change.  
SECTION 3 – CONTRABAND – ANY ARTICLE NOT SOLD IN THE CANTEEN, OR ISSUED BY THE INSTITUTION, OR FOR WHICH YOU DO NOT HAVE A SPECIFIC PERMIT AUTHORIZED BY THE INSTITUTION WHERE PRESENTLY HOUSED

3-1 through 3-14	No change.	
3-15	<u>Possession of gang related paraphernalia or related material, gang symbols, logos, gang colors, drawings, hand signs, or gang related documents.</u>	30 DC + 30 GT

SECTION 4 through SECTION 8 – No change  
SECTION 9 – MISCELLANEOUS INFRACTIONS

9-1 through 9-35	No change.	
9-36	<u>Gang related activities, including recruitment; organizing; display of symbols, groups, or group photos; promotion or participation</u>	30 DC + 60 GT

SECTION 10 through SECTION 11 – No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.14, 944.279, 944.28 FS. History--New 3-12-84, Amended 1-10-85, Formerly 33-22.12, Amended 12-30-86, 9-7-89, 11-22-90, 6-2-94, 10-01-95, 3-24-97, 7-9-98, 8-13-98, Formerly 33-22.012, Amended 9-30-99, 6-7-00, 4-18-02, 10-10-04, 1-9-05, 4-17-05, 6-5-05, \_\_\_\_\_.

**DEPARTMENT OF ELDER AFFAIRS**

**Aging and Assisted Living Programs**

RULE CHAPTER TITLE: Assisted Living Facilities  
RULE CHAPTER NO.: 58A-5

RULE TITLE: Extended Congregate Care Services  
RULE NO.: 58A-5.030

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to clarify the intent of paragraph 58A-5.030(3)(b), F.A.C., as it relates to the number of extended congregate care residents permitted to share a bathroom.

SUBJECT AREA TO BE ADDRESSED: Clarification of the maximum number of extended congregate care residents that may share a bathroom.

SPECIFIC AUTHORITY: 400.441 FS.

LAW IMPLEMENTED: 400.402, 400.407, 400.4255, 400.426, 400.428, 400.441 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jim Crochet, Office of the General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

58A-5.030 Extended Congregate Care Services.

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

(b) A bathroom, with a toilet, sink, and bathtub or shower, which is shared by a maximum of 4 ~~other~~ residents. A centrally located hydro-massage bathtub may substitute for the bathtub or shower in two of the bathrooms. The entry door to the bathroom shall have a lock which is operable from the inside by the resident with no key needed. The resident's service plan may allow for a non-locking bathroom door if the resident's safety would otherwise be jeopardized.

(4) through (10) No change.

Specific Authority ~~400.407~~, 400.441 FS. Law Implemented 400.402, 400.407, 400.4255, 400.426, 400.428, 400.441 FS. History--New 9-30-92, Formerly 10A-5.030, Amended 10-30-95, 6-2-96, 11-2-98, 10-17-99, \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Medicaid Contracts for Prepaid Health Plans  
RULE NO.: 59G-8.100

PURPOSE AND EFFECT: The purpose of the proposed amendment is to incorporate changes to the Payment Methodology for Participating Medicaid Managed Health Care

Plans, as incorporated by reference in Rule 59G-8.100, F.A.C., effective July 1, 2005, to provide the following changes based on the 2005-06 General Appropriations Act, Specific Appropriations 225, 226, Senate Bill 838, Section 20 and 409.9124, Florida Statutes.

The Agency is amending this rule to:

1. Include capitation rate limitation to the per member per month average that do not exceed the amounts allowed for in the General Appropriations Act applicable to the fiscal year for which the rates will be in effect;
2. Separate the under one age band into two bands: ages 0-2 months and ages 3-11 months; and
3. For the 2005-2006 fiscal year only, the agency shall make an additional adjustment in calculating the capitation payments to prepaid health plans, excluding prepaid mental health plans. This adjustment must result in an increase of 2.8 percent in the average per-member, per-month rate paid to prepaid health plans, excluding prepaid mental health plans, which are funded from Specific Appropriations 225 and 226 in the 2005-2006 General Appropriations Act.

SUBJECT AREA TO BE ADDRESSED: Payment methodology for participating Medicaid managed health care plans.

SPECIFIC AUTHORITY: 409.9124, 409.919 FS.

LAW IMPLEMENTED: 409.9124 FS.

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

TIME AND DATE: 10:00 a.m., August 23, 2005

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308, (850)414-2759

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE TITLE: Filing Initial and Additional Claims; Reopening Previously Filed Claims  
RULE NO.: 60BB-3.013

PURPOSE AND EFFECT: This rule implements the federal requirement that a claimant filing for unemployment compensation benefits must disclose any pending child support obligations in accordance with 42 USC 503 (e)(2)(A)(i).

SUBJECT AREA TO BE ADDRESSED: Unemployment Compensation Claims and Benefits.

SPECIFIC AUTHORITY: 120.53(1)(b), 120.54(6), 443.171(2)(a) FS.

LAW IMPLEMENTED: 443.036(8), 443.091(1), 443.051 FS.

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

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Monday, August 29, 2005

PLACE: 107 E. Madison Street, Room 110, Tallahassee, Florida 32399, (850)245-7150

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mindy Raymaker, Deputy General Counsel, Agency for Workforce Innovation, 107 E. Madison Street, MSC 110, Tallahassee, FL 32399-4128

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60BB-3.013 Filing Initial and Additional Claims; Reopening Previously Filed Claims.

(1) through (2) No change.

(3) Disclosure of Support Obligations. Each individual filing a new or additional claim for unemployment compensation must disclose at the time of filing whether support obligations are owed and being enforced by a child support agency.

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

Specific Authority 120.53(1)(b), 120.54(6), 443.171(2)(a) FS. Law Implemented 443.036(8), 443.091(1), 443.051 FS. History--New 8-25-92, Formerly 38B-3.013, Amended.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE TITLES: RULE NOS.:  
Certification and Registration of Business Organizations 61G4-15.0021  
Public Liability Insurance 61G4-15.003

PURPOSE AND EFFECT: The Board proposes to review the rules to decide whether amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Public liability insurance for Swimming Pool Specialty Contractors and criteria for addition entities committee.

SPECIFIC AUTHORITY: 489.108, 489.115(5), 489.129(3) FS.

LAW IMPLEMENTED: 489.105, 489.107, 489.115, 489.115(5), 489.119, 489.1195, 489.143 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE TITLE: RULE NO.:  
Normal Penalty Ranges 61G4-17.001

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

SUBJECT AREA TO BE ADDRESSED: Disciplinary Fines.

SPECIFIC AUTHORITY: 455.227, 489.108, 489.129 FS.

LAW IMPLEMENTED: 455.227, 455.2273, 489.129 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

RULE TITLE: RULE NO.:  
Fees 61J1-2.001

PURPOSE AND EFFECT: To update the fees charged by the Florida Real Estate Appraisal Board for changes to licensure status.

SUBJECT AREA TO BE ADDRESSED: Fees.

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 215.405, 455.217, 455.2281, 475.6147, 475.615, 475.618, 475.619, 475.630 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE TITLES: RULE NOS.:  
 Wall Certificate and Duplicate License Fee 64B6-4.007  
 Inactive Delinquent Status Fees 64B6-4.009  
 PURPOSE AND EFFECT: The Board proposes to amend these rules to delete obsolete language and to add fees for retirement status license.

SUBJECT AREA TO BE ADDRESSED: Obsolete Wall Certificate and Duplicate License Fees; and \$50.00 retirement status fee.

SPECIFIC AUTHORITY: 456.025(2),(7), 484.044, 456.036(3),(4),(8) FS.

LAW IMPLEMENTED: 456.013(2), 456.025(7), 456.036(3),(4),(8) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64B6-4.007 Wall Certificate and Duplicate License Fee.
- ~~(1) Licensees licensed prior to July 1, 1998, may obtain wall certificates by submitting a written request to the Board along with a \$25.00 fee.~~
- ~~(2) Licensees may obtain a duplicate wall certificate by submitting a written request to the Board along with a \$25.00 fee.~~

~~(3) The fee for issuance of a duplicate license shall be \$25.00.~~

Specific Authority 456.025(2),(7), 484.044 FS. Law Implemented 456.013(2), 456.025(7) FS. History–New 10-21-91, Formerly 21JJ-4.015, 61G9-4.015, Amended 4-30-00,\_\_\_\_\_.

**64B6-4.009 Inactive and Delinquent Status Fees.**

The fees for individuals holding a license pursuant to Section 484.045, F.S., shall be as follows:

(1) through (4) No change.

(5) The fee for retirement status of an active or inactive license shall be \$50.00.

Specific Authority 456.036(3),(4),(7),(8) FS. Law Implemented 456.036(3),(4),(7),(8) FS. History–New 12-6-94, Formerly 61G9-4.017, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE TITLE: RULE NO.:  
 Minor Violations; Notices of Noncompliance 64B6-7.006

PURPOSE AND EFFECT: The Board proposes the development of an additional subsection to address advertisements which do not include the required statements for “free” or “discounted services.”

SUBJECT AREA TO BE ADDRESSED: Minor Violations; Notices of Noncompliance.

SPECIFIC AUTHORITY: 120.695, 456.073(3), 484.044 FS.

LAW IMPLEMENTED: 120.695, 456.073(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64B6-7.006 Minor Violations; Notices of Noncompliance.
- (1) through (6)(k) No change.

(l) Advertising in a manner that does not include the required statement regarding free or discounted services, pursuant to Section 456.062, F.S.

Specific Authority 120.695, 456.073(3), 484.044 FS. Law Implemented 120.695, 456.073(3) FS. History–New 10-15-90, Amended 3-5-91, Formerly 21JJ-7.009, 61G9-7.009, Amended 9-24-97, 10-29-98,\_\_\_\_\_.



**DEPARTMENT OF HEALTH**

**Division of Disease Control**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Definitions	64D-3.001
Notifiable Diseases or Conditions to be Reported	64D-3.002
Notification by Laboratories	64D-3.003
Notifiable Disease Case Report Content Authority, DOH County Health Department Director or Administrator and State Health Officer	64D-3.004
Reports, Medical Facilities and Freestanding Radiation Therapy Centers	64D-3.006
Control of Communicable Diseases, Public and Non-Public Schools, Grades preschool, and Kindergarten Through 12; Forms and Guidelines	64D-3.011
Procedures for Control of Specific Communicable Diseases	64D-3.013
Diseases Designated as Sexually Transmissible Diseases	64D-3.015
Reporting Requirements for Practitioners for Sexually Transmissible Diseases (STDs), Including HIV and AIDS	64D-3.016
Reporting Requirements for Laboratories Partner Notification	64D-3.017
Blood Testing of Pregnant Women	64D-3.018
Enforcement and Penalties	64D-3.019
Definitions	64D-3.020
Reporting Requirements for Individuals	64D-3.021
Reporting Requirements for Laboratories	64D-3.022
Reporting Requirements for Laboratories	64D-3.023

**PURPOSE AND EFFECT:** The purpose of these rule amendments is to clarify and streamline current rule language, and to comply with new statutory requirements. These amendments will reduce language redundancy, enhance communicable disease reporting efficiency, and clarify reporting and testing requirements for health care providers and laboratories.

**SUBJECT AREA TO BE ADDRESSED:** The subject areas to be addressed are communicable disease testing and reporting requirements, responsible parties, and data requirements.

**SUMMARY STATEMENT OF ESTIMATED REGULATORY COST:** No statement of estimated regulatory cost has been prepared.

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

**SPECIFIC AUTHORITY:** 381.011(4),(6),(13), 381.003(2), 381.006(16), 381.031(6), 384.25(2), 384.33, 384.34(4), 392.53(2), 392.66 FS.

**LAW IMPLEMENTED:** 154.04, 381.0011,(4),(6),(8), 381.003,(1),(a),(c), 381.0031, 381.0031(1),(2),(5),(6), 384.23, 384.25, 384.26, 384.27, 384.28, 384.34, 385.202, 392.52, 392.53(1), 392.565, 392.64 FS.

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

**TIME AND DATE:** 1:30 p.m., August 22, 2005

**PLACE:** Betty Easley Conference Center, 4075 Esplanade Way, Rooms 178 and 182, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY TEXT, IF AVAILABLE, IS:** Karla Schmitt, Chief, Bureau of Sexually Transmitted Diseases, 2585 Merchant’s Rows Blvd., Bin #19, Tallahassee, FL 32399-1716  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Mental Health Program**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Cost Principles	65E-14.017
Unit Cost Method of Payment	65E-14.021

**PURPOSE AND EFFECT:** Chapter 65E-14, F.A.C., entitled Community Substance Abuse and Mental Health Services – Financial Rules, is being amended to make improvements and corrections to the substance abuse and mental health contracting system and financial rule, based upon input from departmental staff.

**SUBJECT AREA TO BE ADDRESSED:** Chapter 65E-14, F.A.C., is being amended to: update a reference as how the method of depreciation is followed; add a clarification as to how the Mental Health Clubhouse staff hours shall be paid; add language pertaining to how Day-Night services are to be provided to resolve a conflict with paragraph 65D-30.002(16)(e), F.A.C.; add language to the Crisis Support/Emergency, Intervention services and Outpatient services descriptions that allows the maximum rate to be paid for these services during a Governor’s Emergency Declaration for natural or man-made disasters; add a clarification to the description of the Prevention/Intervention-Day services cost center that includes in the cost center children and adolescents in non-school based programs or the Florida Youth Initiative Program; add a new cost center for Direct Administrative Expense for use in TANF Adult Mental Health and Adult Substance Abuse managing entity contracts; add a new cost

center for Direct Administrative Expense for contract oversight services; add a new cost center for Older Adult services that would serve the older adult substance abuse population; add Aftercare and Intervention services, to the list of services eligible for special rates for group treatment; add a new section on alternative method of payment for use under conditions of a Governor’s Emergency Declaration for natural or man-made disasters; and add a updated form for the Monthly Request for Non-TANF Payment.

SPECIFIC AUTHORITY: 394.78(1), 397.321(5) FS.

LAW IMPLEMENTED: 216.181(16), 394.66(9),(12), 394.74(2)(b), (3)(d),(e), (4), 394.77, 394.78(1),(6), 397.321(10), 402.73(7) FS.

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

PRIOR TO, OR AT THE TIME OF THE WORKSHOP, ANY PERSON MAY SUBMIT INFORMATION (1) RELATING TO THE DEPARTMENT’S STATEMENT OF ESTIMATED REGULATORY COSTS (IF ONE HAS BEEN REQUESTED OR IF ONE HAS BEEN PREPARED); AND (2) ANY PROPOSALS AS TO HOW THE DEPARTMENT REGULATORY GOALS CAN BE ACHIEVED WITH A LOWER REGULATORY COST.

TIME AND DATE: 1:00 p.m. – 5:00 p.m., August 29, 2005

PLACE: The Department of Children and Family Services, 1317 Winewood Boulevard, Building 6, Conference Room 335, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Larry Ochalek, Senior Management Analyst Supervisor, The Department of Children and Family Services, 1317 Winewood Blvd., Building 6, Room 237, Tallahassee, FL. (850)414-1500, e-mail: larry\_ochalek@dcf.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

65E-14.017 Cost Principles.

(1) through (4)(i)3.c. No change.

4. Where depreciation method is followed, the period of useful service, useful life established in accordance with guidelines as published by the American Hospital Association, Revised 2004 Edition ~~1973 Edition~~ of the “Estimated Useful Lives of Depreciable Hospital Assets” ~~Chart of Accounts for Hospitals, “Estimated Useful Life of Land Improvements, Buildings and Fixed Equipment.”~~ The method of depreciation used to assign the cost of an asset, or group of assets, to accounting periods shall reflect the pattern of consumption of the asset during its useful life. In the absence of clear evidence indicating that the expected consumption of the asset will be significantly greater in the early portions of its useful life than in the later portions, the straight-line method shall be presumed

to be the appropriate method. Depreciation methods once used shall not be changed unless approved in advance by the department. When the depreciation method is introduced for application to assets previously subject to a use allowance, the combination of use allowances and depreciation applicable to such assets must not exceed the total acquisition cost of the assets. When the depreciation method is used for buildings, a building’s shell may be segregated from each building component, for example, plumbing system, heating, and air conditioning system, etcetera, and each item depreciated over its estimated useful life; or the entire building, that is, the shell and all components, may be treated as a single asset and depreciated over a single useful life.

5. through (ss) No change.

Specific Authority 394.78(1), 397.321(5) FS. Law Implemented 394.74, 394.77, 394.78(1), 397.481 FS. History–New 2-23-83, Amended 2-25-85, Formerly 10E-14.17, Amended 7-29-96, Formerly 10E-14.017, Amended 9-17-97, 7-1-03,\_\_\_\_\_.

65E-14.021 Unit Cost Method of Payment.

This section provides guidelines and requirements for implementing a unit cost method of payment for substance abuse and mental health services.

(1) through (5)(a)9. No change.

10. Clubhouse Staff Hour. This unit of measure represents an hour of staff time in which one or more persons (Clubhouse members) are being provided with a service or activity within the Clubhouse or away from the Clubhouse. It may also include staff time spent on behalf of members away from the facility, such as, developing employment prospects or exploring housing alternatives. Staff time spent in travel on behalf of Clubhouse members or activities may also be included. Clubhouse staff hours shall be paid on the basis of utilization.

(b) through (7)(d) No change.

(e) Crisis Support/Emergency.

1. Description – These non-residential care services are generally available twenty-four (24) hours per day, seven (7) days per week, or some other specific time period, to intervene in a crisis or provide emergency care. Examples include: mobile crisis, crisis support, crisis/emergency screening, crisis telephone, and emergency walk-in. During the period of time covered by a Governor’s Emergency Declaration, and in the counties so named in that declaration, the rate for Crisis Support/Emergency services may be paid at the maximum allowable under Chapter 65E-14, F.A.C.

2. through (7)(f)5. No change.

(g) Day-Night.

1. Description – Day-Night services provide a structured schedule of non-residential services for four (4) or more consecutive hours per day. Activities for children and adult mental health programs are designed to assist individuals to attain skills and behaviors needed to function successfully in living, learning, work, and social environments. Generally, a

person receives three (3) or more services a week. Activities for substance abuse programs emphasize rehabilitation, treatment, and education services, using multidisciplinary teams to provide integrated programs of academic, therapeutic, and family services. For substance abuse services the minimal hours of service required on a weekly basis for this cost center are specified in Chapter 65D-30, F.A.C., Licensure Standards for Substance Abuse Services.

2. through (7)(n)5. No change.

(o) Intervention

1. Description – Intervention services focus on reducing risk factors generally associated with the progression of substance abuse and mental health problems. Intervention is accomplished through early identification of persons at risk, performing basic individual assessments, and providing supportive services, which emphasize short-term counseling and referral. The services are targeted toward individuals and families. During a period of time covered by a Governor’s Emergency Declaration for natural or man-made disasters, and in the counties so named in that declaration, the rate for Intervention services may be paid at the maximum allowable under Chapter 65E-14, F.A.C.

2. through (7)(r)5. No change.

(s) Outpatient.

1. Description – Outpatient services provide a therapeutic environment, which is designed to improve the functioning or prevent further deterioration of persons with mental health and/or substance abuse problems. These services are usually provided on a regularly scheduled basis by appointment, with arrangements made for non-scheduled visits during times of increased stress or crisis. Outpatient services may be provided to an individual or in a group setting. The group size limitations applicable to the Medicaid program shall apply to all Outpatient services funded through a state substance abuse and mental health program contract. During a period of time covered by a Governor’s Emergency Declaration for natural or man-made disasters, and in the counties so named in that declaration, the rate for Outpatient services may be paid at the maximum allowable under Chapter 65E-14, F.A.C.

2. through (7)(v)5. No change.

(w) Prevention/Intervention – Day.

1. Description – This cost center includes school-based day services for children and adolescents for four (4) or more consecutive hours per day. For children with mental health problems, these services include school-based mental health services for children who have been identified by the school as having, or are at risk of developing, mental health problems. Services are individualized and may be provided in a self-contained classroom, a regular classroom, or as a component of a full service school. For children and adolescents with substance abuse problems, it includes Alpha and Beta targeted prevention programs serving students in grades 4-6 and 6-8, respectively, who are identified as at risk

for alcohol or other drug abuse. These services consist of multiple, structured contacts over time to specific individuals or groups identified as having behavioral, biological or environmental at-risk characteristics. These programs promote skills building and reduce the risk of establishing patterns of use. Services are provided through community provider agencies in partnership with county school boards. Counselors provide individual, group, and family counseling, and school personnel implement an intensive education program. This cost center also includes children and adolescents who are at risk of substance abuse problems and receive targeted prevention services in non-school based programs or through the Florida Youth Initiative Program.

2. through (7)(kk)5. No change.

(ll) Direct Administrative Expense – Temporary Assistance for Needy Families (TANF).

1. Description – Direct Administrative Expense – TANF: These administrative services include approval of TANF eligibility notification form, validation of the invoice, and service validation to assure compliance with TANF guidelines.

2. Programs – Adult Mental Health and Adult Substance Abuse.

3. Unit of Measure – \$50.00

4. Data Elements:

a. Service Documentation – Time Sheet:

(I) Staff name and identification number:

(II) Pay period:

(III) Job Description:

(IV) Job Title:

(V) Job functions as it pertains to cost center:

(VI) Percentage of performance time:

(VII) Program:

b. Audit Documentation:

(I) Time Sheet:

(II) Staff name and identification number:

(III) Pay period:

(IV) Job Description:

(V) Job Title:

(VI) Job functions as it pertains to cost center:

(VII) Percentage of performance time:

(VIII) Program:

(IX) Payroll records:

(X) Signature of supervisor:

5. Maximum Unit Cost Rate: \$50.00.

(mm) Direct Administrative Expense – Contract Oversight

1. Description – Direct Administrative Expense – Contract oversight services include maintaining contract and corresponding subcontract files in managing entity contracts. Oversight responsibilities also includes the monitoring of

contract deliverables to ensure timeliness and accuracy of submittals and reviewing subcontract monthly billing for accuracy.

2. Programs – Adult Substance Abuse, Adult Mental Health, Children Substance Abuse, and Adult Mental Health.

3. Unit of Measure – \$50.00.

4. Data Elements:

a. Service Documentation – Time Sheet:

(I) Staff name and identification number;

(II) Pay period;

(III) Job Description;

(IV) Job Title;

(V) Job functions as it pertains to cost center;

(VI) Percentage of performance time;

(VII) Program.

b. Audit Documentation

(I) Time Sheet;

(II) Staff name and identification number;

(III) Pay period;

(IV) Job Description;

(V) Job Title;

(VI) Job functions as it pertains to cost center;

(VII) Percentage of performance time;

(VIII) Program;

(IX) Payroll records;

(X) Signature of supervisor.

5. Maximum Unit Cost Rate: \$50.00.

(nn) Older Adult

1. Description – Older Adult – Services include prevention education, outreach, intervention, and brief treatment with access to intensive treatment services for the older adult population. This cost center is designed to effectively serve the older adult population with a continuum of required care.

2. Programs – Adult Substance Abuse

3. Unit of Measure – Direct Staff Hour

4. Data Elements:

a. Service Documentation – Activity Log:

(I) Cost Center;

(II) Staff name and identification number;

(III) Recipient name and identification number;

(IV) Service date;

(V) Duration;

(VI) Service (specify); and

(VII) Program

b. Audit Documentation – Recipient Service Chart

(I) Recipient name and identification number;

(II) Staff name and identification number;

(III) Service date;

(IV) Duration; and

(V) Service (specify)

5. Maximum Unit Cost Rate: \$53.59.

(8) through (9)(c) No change.

(d) Special Rates for Group Treatment. The state rate for group treatment for Aftercare, Intervention, and Outpatient Services is equal to 25 percent of the state rate for individual Aftercare, Intervention, and Outpatient Services.

(10) through (d)2. No change.

(e) Alternative Method of Payment for Use Under Conditions of a Governor’s Emergency Declaration for Natural or Man-Made Disasters.

1. During a period of time covered by a Governor’s Emergency Declaration for natural or man-made disasters, and in the counties so named in that declaration, the department may use an alternate method of payment to continue the provision of substance abuse and mental health services in adversely affected counties.

2. The department’s alternate method of payment may, if funds are available, release a prorated monthly share of the contract in the amount of one-twelfth (1/12) of the total annual dollar amount in lieu of the method of payment specified in the contract, based upon a written request from the contractor in the named disaster declaration county.

3. The contractor shall reconcile the total number of service units invoiced provided during the term of the contract with the total service units contracted by the department in the contractor’s final request for payment before the close of the current state fiscal year.

4. During a period of time covered by a Governor’s Emergency Declaration for natural or man-made disasters, and in the counties so named in that declaration, the rate for Intervention, Crisis Support and Outpatient services may be paid at the maximum allowable by Chapter 65E-14, F.A.C.

(11) The following form 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.

(a) through (e) No change.

(f) CF-MH 1047, ~~Jul 2005~~ ~~Nov 2003~~ Monthly request for Non-TANF Payment/ Advance, consisting of a two page form and three pages of instructions.

(g) through (j) No change.

PROPOSED EFFECTIVE DATE: October 10, 2005

Specific Authority 394.78(1), 397.321(5) FS. Law Implemented 216.181(16), 394.66(9), 394.74(2)(b), (3)(d),(e), (4), 394.77, 394.77, 394.77, 394.78(1),(6), 397.321(10), 402.73(7) FS. History–New 7-1-03, Amended 12-14-03, 1-3-05, 10-10-05.

Section II  
Proposed Rules

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

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

**REGIONAL PLANNING COUNCILS**

**Tampa Bay Regional Planning Council**

RULE TITLE: Review Criteria  
RULE NO.: 29H-9.003

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend Rule 29H-9.003, F.A.C., Review Criteria, to reflect revisions to the Strategic Regional Policy Plan (SRPP).

SUMMARY: The proposed rule adopts by reference a revised SRPP resulting from the 2001 SRPP Evaluation and Appraisal Report and implementation of the recommendations of the January 2003 Regional Visioning Assembly. The revisions are intended to improve readability and usability, eliminate redundancy, and collapse/merge many policies under a single goal or theme area. In addition, sections associated with the requirements of Chapter 27E-5, F.A.C., are collapsed and incorporated into a Foreword section or appendices, as appropriate.

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

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

SPECIFIC AUTHORITY: 186.507, 186.508 FS.

LAW IMPLEMENTED: 120.53(1), 186.507, 186.508 FS.

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

TIME AND DATE: 10:30 a.m., Monday, September 12, 2005

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, FL 33782  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: H. Gerald Smelt, AICP, Governmental Services Coordinator, Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, FL 33782, (727)570-5151, Ext. 28

THE FULL TEXT OF THE PROPOSED RULE IS:

29H-9.003 Review Criteria.

The following official publication of the Tampa Bay Regional Planning Council is hereby adopted, and incorporated by reference, with the exception of Appendix D, 2004 Indicators Report, as specific review criteria: Future of the Region: A Strategic Regional Policy Plan for the Tampa Bay Region, ~~2005 1996, as amended, effective 11-25-98~~. The publication may be obtained by contacting the Tampa Bay Regional Planning Council offices at ~~4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida 33782 9455 Koger Boulevard, St. Petersburg, Florida 33702~~; Telephone (727)577-5151 or at the Council's website: <http://www.tbrpc.org>.

Specific Authority 186.507, 186.508 FS. Law Implemented 120.53(1), 186.507, 186.508 FS. History--New 3-12-96, Amended 11-25-98, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: H. Gerald Smelt

NAME OF SUPERVIOR OR PERSON WHO APPROVED THE PROPOSED RULE: W. Avera Wynne, AICP, Planning Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 11, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 17, 2005

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE CHAPTER TITLE: Procedural  
RULE CHAPTER NO.: 40D-1

RULE TITLES: Limiting Conditions  
Forms and Instructions  
RULE NOS.: 40D-1.6105  
40D-1.659

PURPOSE AND EFFECT: The purpose of the amendments is to address concerns that water use permits could become void after a sale of the land on which permitted withdrawal facilities are located or the sale of withdrawal facilities. The amendments remove the provisions that render permits void and references to those provisions if the permits are not transferred to the new owner within 45 days of the sale.

SUMMARY: Amendments are made to Rules 40D-1.6105, Limiting Conditions, 40D-1.659, Forms and Instructions, 40D-2.091 Publications Incorporated by Reference, 40D-2.351, Transfers of Permits, 40D-2.381, Standard Permit Conditions, F.A.C., Sections 1.10, Transfers of Permits and 1.13 Revocation and Cancellation of Permits, of the Basis of Review and Form LEG-R002.02 (2/05), Notification and Request For Transfer of a Water Use Permit to delete provisions that could render void water use permits, and references to those provisions, if the permit is not transferred within 45 days of the sale of land on which permitted withdrawal facilities are located or the sale of the permitted withdrawal facilities.

The District's rules and form that address transfers of water use permits.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rules 40D-1.6105 and 40D-1.659, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS.

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

The District does not discriminate on the basis of disability. Anyone requiring reasonable accommodation should contact: Dianne Lee, (352)796-7211, Ext. 4658, TDD only 1(800)231-6103.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Karen A. Lloyd, Assistant General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULES IS:

40D-1.6105 Limiting Conditions.

(1) No change.

(2) A permit may be assigned to a subsequent owner subject to all terms and conditions contained in such permit upon notification in writing to the Board of such assignment, provided ownership, lease, or other control of all such lands is conveyed to the assignee and further provided that the assignee, by accepting such assignment, does assume responsibility for complying with all such terms and conditions. To assign a permit a subsequent owner must submit a Notification and Request for Transfer of Environmental Resource Permit Form No. 04-10R-022 (07/01) or a Notification and Request for Transfer of a Water Use Permit form No. LEG-R002.02 ( ), as and an appropriate, Notification and Request for Transfer form, that includes the signature of the permittee(s) or a copy of the legally recorded deed(s) to all of the land covered by the permit. Notification and Request for Transfer of Environmental Resource Permit Form No. 04-10R-022 (07/01) and Notification and Request for Transfer

of a Water Use Permit form No. 04-10R-025(8/02) are incorporated herein by this reference. Copies of these forms may be obtained from the District.

(3) If only a part of such lands is so conveyed, or if the ownership, lease, or other legal control is divided, such permit shall immediately terminate unless the terms of the permit are modified by the Board or the permit is transferred pursuant to District rules.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.219, 373.413, 373.416 FS. History-Readopted 10-5-74, Formerly 16J-0.12, Amended 2-10-93, Formerly 40D-0.381, Amended 12-16-97, 8-25-02,\_\_\_\_\_.

40D-1.659 Forms and Instructions

The following forms and instructions have been approved by the Governing Board and are incorporated by reference into this Chapter. Copies of these forms may be obtained from the District.

GROUND WATER

(1) through (19) No change.

(20) NOTIFICATION AND REQUEST FOR TRANSFER OF A WATER USE PERMIT FORM NO. LEG-R002.020+ ( ) 04-10 R-025 (8/02)

SURFACE WATER

Application for Permit – Used for Docks or Piers and Bulkheads

(1) through (20) No change.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS. History-New 12-31-74, Amended 10-24-76, Formerly 16J-0.40, 40D-1.901, 40D-1.1901, Amended 12-22-94, 5-10-95, 10-19-95, 5-26-96, 7-23-96, 2-16-99, 7-12-99, 7-15-99, 12-2-99, 5-31-00, 9-3-00, 10-26-00, 6-26-01, 11-4-01, 6-12-02, 8-25-02, 2-26-03, 9-14-03, 9-30-04, 2-1-05, 6-5-05,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen A. Lloyd, Assistant General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board, Southwest Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 28, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 22, 2005

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Consumption Use of Water	40D-2
RULE TITLES:	RULE NOS.:
Publications Incorporated by Reference	40D-2.091
Revocation and Cancellation of Permits	40D-2.341
Transfer of Permits	40D-2.351
Standard Permit Conditions	40D-2.381

PURPOSE AND EFFECT: The purpose of the amendments is to address concerns that water use permits could become void after a sale of the land on which permitted withdrawal facilities are located or the sale of withdrawal facilities. The amendments remove the provisions that render permits void and references to those provisions if the permits are not transferred to the new owner within 45 days of the sale.

SUMMARY: Amendments are made to Rules 1.6105, Limiting Conditions, 40D-1.659, Forms and Instructions, 40D-2.091 Publications Incorporated by Reference, 40D-2.351, Transfers of Permits, 40D-2.381, Standard Permit Conditions, F.A.C., Sections 1.10, Transfers of Permits and 1.13 Revocation and Cancellation of Permits, of the Basis of Review and Form LEG-R002.02 (2/05), Notification and Request For Transfer of a Water Use Permit to delete provisions that could render void water use permits, and references to those provisions, if the permit is not transferred within 45 days of the sale of land on which permitted withdrawal facilities are located or the sale of the permitted withdrawal facilities.

The District's rules and form that address transfers of water use permits.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rule 40D-2.091, 40D-2.341, 40D-2.351, 40D-2.381, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.149, 373.171, 373.216, 373.249 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 FS.

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

The District does not discriminate on the basis of disability. Anyone requiring reasonable accommodation should contact: Dianne Lee, (352)796-7211, Ext. 4658, TDD only 1(800)231-6103.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Karen A. Lloyd, Assistant General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULES IS:

40D-2.091 Publications Incorporated by Reference.

The following publications are hereby incorporated by reference into this Chapter, and are available from the District upon request:

- (1) "Basis of Review for Water Use Permit Applications" \_\_\_\_\_, ~~2005 February 1, 2005~~;
- (2) through (6) No change.

Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 FS. History--New 10-1-89, Amended 11-15-90, 2-10-93, 3-30-93, 7-29-93, 4-11-94, 7-15-98, 7-28-98, 7-22-99, 12-2-99, 8-3-00, 9-3-00, 4-18-01, 4-14-02, 9-26-02, 1-1-03, 2-1-05, \_\_\_\_\_.

40D-2.341 Revocation and Cancellation of Permits.

- (1) through (2) No change.

(3) The District may administratively cancel a permit when the permittee or permittee's authorized agent requests the permit to be canceled; or the permit has been abandoned, except as described in paragraph 40D-2.341(2)(d), F.A.C.; ~~or the permit has become null and void as set forth in Rule 40D-2.351(4), F.A.C.~~

Specific Authority 373.044, 373.113, 373.149, 373.171, 373.216, 313.249 FS. Law Implemented 373.171, 373.243 FS. History--Readopted 10-5-74, Formerly 16J-2.15, Amended 10-1-89, 2-1-05, \_\_\_\_\_.

40D-2.351 Transfer of Permits.

(1) Notwithstanding the provisions of Rule 40D-1.6105, F.A.C., persons who wish to continue an existing, permitted water use and who have acquired ownership or legal control of permitted water withdrawal facilities or the land on which the facilities are located must apply to transfer the permit to themselves within 45 days of acquiring ownership or legal control of such water withdrawal facilities or such land. The applicant shall request such transfer using a "Notification and Request for Transfer of a Water Use Permit", Form No. LEG-R002.0204 (~~(2/05)~~). The District will transfer the permit provided all aspects of the permit except for ownership remain the same. All terms and conditions of the permit shall become binding on the transferee.

- (2) through (3) No change.

~~(4) If a permit is not transferred as described above, it shall become null and void and subject to cancellation under Rule 40D-2.341(3), F.A.C.~~

- ~~(4)~~(5) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.219 FS. History--New 10-1-89, Amended 2-10-93, 3-30-93, 2-1-05, \_\_\_\_\_.

40D-2.381 Standard Permit Conditions.

- (1) through (2) No change.

(3) Every permit acquired under this Chapter shall include the following standard conditions which impose certain limitations on the permitted water withdrawal:

(a) through (o) No change.

~~(p) Notwithstanding the provisions of Rule 40D-1.6105, F.A.C., persons who wish to continue the water use permitted herein and who have acquired ownership or legal control of permitted water withdrawal facilities or the land on which the facilities are located must apply to transfer the permit to themselves within 45 days of acquiring ownership or legal control of the water withdrawal facilities or the land. The Permittee shall notify the District within 30 days of the sale or conveyance of the permitted water withdrawal facilities or the land on which the facilities are located.~~

(q) through (r) No change.

(4) No change.

Water Use Permitting Basis of Review

Chapter 1.0 PERMITTING PROCEDURES

1.10 TRANSFER OF PERMITS

1. Total Transfers.

~~a. If a Permittee sells or conveys a permitted water withdrawal facility or the land on which the facility is located, the Permittee must notify the District within 30 days of the sale or conveyance.~~ Where a permit has been issued to a party whose ownership or legal control of the permitted water withdrawal facilities subsequently terminates, the party that subsequently owns or controls ~~controlling~~ the permitted water withdrawal facilities must ~~may~~ apply to transfer the permit to himself or herself within 45 days of taking ownership or control, ~~up to the renewal date of the transferor's permit~~ notwithstanding the provisions of Chapter 40D-1.6105, F.A.C. The District will transfer the permit if the source, use, and quantity remain the same. All terms and conditions of the permit shall become binding on the transferee. If the transferee has an existing water use permit serving contiguous land at the time of acquiring the transferred permit, the District shall modify the transferee's existing permit to reflect the transfer. If the transferee proposes a change in the terms or conditions of the permit, the transferee must apply for a modification. If the transferee proposes a change in the water use classification, the transferee must apply for a new permit.

b. Until the permit is transferred or a new permit obtained, the party subsequently controlling the permitted water withdrawal facilities will be in violation of these rules for making any withdrawals without the required permit.

2. Partial Transfers.

~~a. If a Permittee sells or conveys a portion of a permitted water withdrawal facility or a portion of the land on which the facility is located, the Permittee must notify the District within 30 days of the sale or conveyance.~~ Where a permit has been issued to a party whose ownership or legal control of a portion of the permitted water withdrawal facilities subsequently terminates, the party that subsequently owns or controls ~~controlling~~ the permitted water withdrawal facilities must may apply to transfer the permit in part to himself or herself within 45 days of taking ownership or control, ~~up to the renewal date~~

~~of the transferor's permit~~ notwithstanding the provisions of Chapter 40D-1.6105, F.A.C. The District will transfer that portion of the permit quantity relating to the conveyed water withdrawal facility or conveyed land if the use remains the same, provided the transferee submits a complete water use application and fee. All relevant permit conditions of the transferor's permit shall apply to the transferee's permit. If the transferee proposes a change in the terms or conditions of the permit, the transferee must apply for a modification. If the transferee proposes a change in the water use classification, the transferee must apply for a new permit. The District shall modify and decrease the transferor's permit by the quantities transferred to the transferee's permit. If the transferee has an existing water use permit serving contiguous land at the time of acquiring the partially transferred permit, the District shall modify the transferee's existing permit to reflect the transfer.

b. Until a portion of the permit is transferred or a new permit obtained, the party subsequently controlling a portion of the permitted water withdrawal facilities or a portion of the land on which the facilities are located, will be in violation of these rules for making any withdrawals without the required permit.

1.13 REVOCATION AND CANCELLATION OF PERMITS

A permit may be revoked, following notice and hearing, for the following reasons:

1. through 4. No change.

The District may administratively cancel a permit for the following reasons:

1. The permittee or permittee's authorized agent requests that the permit be cancelled, or;

2. The permit has been abandoned, except as described in paragraph 40D-2.341(2)(d), F.A.C.; ~~or~~

~~3. The permit has become null and void as set forth in Rule 40D-2.351(4), F.A.C.~~

The permittee requesting cancellation shall ensure that all ground water wells have been either properly capped or plugged and abandoned according to Rule 40D-3.531, F.A.C., and all surface water withdrawal points have been dismantled. Prior to an administrative cancellation, District staff shall perform a site visit to confirm these requirements have been met. In the case where the permit has been abandoned as described above, all ground water wells must be plugged and abandoned according to Rule 40D-3.531, F.A.C., by the permittee.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.219, 373.223, 373.244 FS. History—New 6-7-78, Amended 9-9-80, 10-21-80, Formerly 10J-2.112, Amended 10-1-89, 2-10-93, 5-2-93, 4-14-02, 1-1-03,

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Karen A. Lloyd, Assistant General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651



NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board, Southwest Florida Water Management District  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 28, 2005  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 22, 2005

PLACE: Agency for Health Care Administration, Building 3, First Floor Conference Room, 2727 Mahan Drive, Tallahassee, Florida 32308  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Lisa Rawlins, Bureau Chief, State Center for Health Statistics, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Cost Management and Control**

RULE TITLES:	RULE NOS.:
Purpose	59B-14.001
Definitions	59B-14.002
Exclusions	59B-14.003
Satisfaction Survey Reporting Requirements	59B-14.004
Health Plan Reporting Requirements	59B-14.005
Health Plan Contact Information	59B-14.006
Certification	59B-14.007
Administrative Penalties	59B-14.008

PURPOSE AND EFFECT: Health insurers are required to make available to the Agency for Health Care Administration (agency) satisfaction survey data and related health plan data for purposes of consumer information.

SUMMARY: The proposed rules require that health insurers report satisfaction survey data and health plan data to the agency annually in a uniform electronic format. The proposed rules require that health insurers use a survey auditor or survey vender approved by the Agency for Health Care Administration and that health insurers submit documentation of an acceptable audit. The proposed rules require health insurers to submit a certification that the data submitted is true and accurate and prepared according to national survey standards using a form incorporated by reference. The proposed rules notify health insurers that failure to report in whole or in part is subject to administrative penalties as provided in Florida Statutes unless an extension is requested by the health insurer and granted by the Agency as provided in the proposed rules. The proposed rules require that health insurers report insured satisfaction data to the National CAHPS Benchmarking Database.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None prepared.

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

SPECIFIC AUTHORITY: 408.061(1)(c), 408.061(1)(e), 408.08(4), 408.08(5), 408.15(11) FS.

LAW IMPLEMENTED: 408.05(3)(1) FS.

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

TIME AND DATE: 10:00 a.m., August 29, 2005

THE FULL TEXT OF THE PROPOSED RULES IS:

59B-14.001 Purpose.

(1) The rules in this section describe the requirements for reporting satisfaction survey data to the Agency for Health Care Administration (agency) for the purpose of providing consumers with comparative information about consumers' experience with their health plan or their health care if that experience is directly related to the services provided by all types of health plans subject to these requirements.

(2) The rules in this section describe the requirements for reporting information about the health insurer's health plans to the agency for the purpose of providing descriptive information about health plans to consumers.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(1) FS. History--New \_\_\_\_\_.

59B-14.002 Definitions.

(1) "Health insurer" means an entity that provides health benefit plans in this state, including an authorized insurer, a health maintenance organization, a multiple-employer welfare arrangement or any other person providing a health benefit plan that is subject to insurance regulation in this state. However, the term does not include a multiple-employer welfare arrangement, which multiple-employer welfare arrangement operates solely for the benefit of the members or the members and the employees of such members, and was in existence on January 1, 1992.

(2) "Health plan" means a health benefit plan as defined in Section 627.6699(3)(k), Florida Statutes, that is, any hospital or medical policy or certificate, hospital or medical service plan contract, or health maintenance organization subscriber contract. The term does not include accident-only, specified disease, individual hospital indemnity, credit, dental-only, vision-only, Medicare supplement, long-term care, or disability income insurance; similar supplemental plans provided under a separate policy, certificate, or contract of insurance, which cannot duplicate coverage under an underlying health plan and are specifically designed to fill gaps in the underlying health plan, coinsurance, or deductibles; coverage issued as a supplement to liability insurance; workers' compensation or similar insurance; or automobile medical-payment insurance. The term does not include Medicare health plans, Medicaid health plans, or Florida Healthy Kids health plans described in

Section 624.91, Florida Statutes. The term does not include limited or short term hospital, medical or surgical benefit policies.

(3) "Measurement year" means the year prior to the year in which the report is due to be submitted to the Agency for Health Care Administration (Agency).

(4) "Insured" means a person who has health care coverage under a health plan of the health insurer.

(5) "Covered lives" means the sum of primary insureds (the total number of resident individual policyholders or resident group employee or member certificateholders) and covered dependents (the total number of individuals who are covered by the primary insured's plan and who receive coverage due to his or her dependent relationship to the primary insured.)

(6) "Cost sharing" means any co-insurance, co-payment, deductible or similar arrangement the member agrees to pay upon receipt of covered health care services.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(1) FS. History--New \_\_\_\_\_.

59B-14.003 Exclusions.

Health insurers who meet the criteria in paragraph (1), (2), or (3) of this section are exempt from the data collection and reporting requirements of Rules 59B-14.001 through 59B-14.008, F.A.C.

(1) Health insurers with less than \$1,000,000 in direct premiums earned for new and renewal business specific to covered Florida residents from all health plans as described in subsection 59B-14.002(2), F.A.C., in the year prior to the measurement year.

(2) Health insurers with less than 5,000 covered lives in the state of Florida for all health plans excluding self-insured plans at any time during the measurement year.

(3) New health insurers starting operations after January 1 of the measurement year excluding health insurers formed by the merger of one or more health insurers that had more than \$1,000,000 in direct premiums earned for new and renewal business specific to covered Florida residents from all health plans as described in subsection 59B-14.002(2), F.A.C., in the year prior to the measurement year.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(1) FS. History--New \_\_\_\_\_.

59B-14.004 Satisfaction Survey Reporting Requirements.

(1) Beginning July 1, 2006, health insurers shall report annual survey data using the Consumer Assessment of Health Plans (CAHPS) questionnaire of the National Committee for Quality Assurance (NCQA) and supplemental questions described in paragraphs (a), (b) and (c) below to the Agency for Health Care Administration (agency) performed for a random sample of Florida insureds fielded during the first half of the year following the measurement year except that health insurers defined under Chapter 627, Florida Statutes, shall

report selected CAHPS data to include health plan customer service, health plan claims processing, obtaining information about the health plan, overall satisfaction with the health plan, age of insured, gender of insured, health status of insured, race of insured, level of education of insured, ethnic group of insured and the supplemental questions described in paragraphs (a), (b), and (c) of this subsection. The data shall be submitted with an acceptable audit report as provided in subsection (6) below.

(a) Would you recommend your health plan to your family or friends?

- 1. Definitely yes
- 2. Probably yes
- 3. Probably not
- 4. Definitely not

(b) How would you rate the number of doctors (b) you had to choose from?

- 1. Excellent
- 2. Very good
- 3. Good
- 4. Fair
- 5. Poor
- 6. No experience

(c) If today you could select any health plan company in your area, would you select your current plan again?

- 1. Definitely yes
- 2. Probably yes
- 3. Uncertain
- 4. Probably not
- 5. Definitely not

(2) Health insurers shall use the most current version of the NCQA CAHPS questionnaire available December 31 of the measurement year to perform the member satisfaction survey.

(3) The survey shall be performed for adults 18 years and older.

(4) Health insurers shall perform a separate member satisfaction survey for the following plan types (a) and (b) if the number of covered lives exceeds 5,000 for all plans within each type:

(a) Health plans of health maintenance organizations as defined under Chapter 641, Florida Statutes.

(b) Health plans of health insurers defined under Chapter 627, Florida Statutes.

(5) Health insurers shall administer the survey in a manner that meets or exceed the survey protocol standards of the National Committee for Quality Assurance (NCQA) for the applicable measurement year as set forth in the Specifications for Survey Measures available from the NCQA at: [www.ncqa.org](http://www.ncqa.org). The required final sample size submitted to the agency must equal or exceed 411 surveys except that a health

insurer with less than 20,000 covered lives in Florida will not be penalized if the health insurer can document that the survey was administered according the NCOA survey protocol.

(6) Health insurers shall use an independent NCOA certified auditor to perform an audit of the data file used to perform the survey or a NCOA certified vendor to perform the survey. Information on certified auditors and vendors is available from the website: [www.ncqa.org](http://www.ncqa.org). Health insurers will submit a copy of the signed audit report electronically or by mail prior to or concurrent with the reporting of the survey results. Health insurers shall submit a statement from the auditor documenting an acceptable audit of the data file. Health insurers shall report the name of the survey vendor and the auditor as specified in Rule 59B-14.006, F.A.C.

(7) The survey data shall be submitted to the agency in a text file in the order of survey questions in the adjunct file described in subsection (8), using a tab between each data element and starting a new line for each respondent.

(8) Health insurers shall report a separate adjunct text file to the agency containing contact information and survey questions for each plan type reported. Report the survey questions in the adjunct file in the order administered, starting a new line for each question. Include the health plan contact information required in Rule 59B-14.006, F.A.C., at the beginning of the adjunct file followed by the survey questions. Report health plan contact information in the order specified in Rule 59B-14.006, F.A.C., using four lines of text starting a new line beginning with contact name, survey vendor name and auditor name.

(9) Health insurers shall submit the CAHPS survey data annually to the National CAHPS Benchmarking Database (NCBD) according the specifications provided on the NCDB website: <http://ncbd.cahps.org/Home/Index.asp>. Each health insurer will permit the NCBD to release the data to the agency provided that the data is released in a manner that does not or could not be used to identify specific health insurers. Health insurers will retain ownership of the data submitted to and maintained by the NCBD.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(l) FS. History—New \_\_\_\_\_.

#### 59B-14.005 Health Plan Reporting Requirements.

(1) Health insurers shall report health plan data to the Agency for Health Care Administration (agency) on July 1 of each year for each of the insureds included in the satisfaction survey results to be reported on July 1 of the same year as specified in Rule 59B-14.004, F.A.C. The reported health plan data must be current as of the date the sampling frame is prepared.

(2) Health plan data shall be reported for each insureds sampled as described in paragraphs (a) through (f) below. All data elements paragraphs (a) through (f) are required except that data elements paragraphs (e) and (f) may be reported as UNKNOWN if the information is missing or unavailable. The

percentage of UNKNOWN responses for any data element must not exceed 2 percent of total records, except that for measurement year 2005, the percentage of UNKNOWN responses for any data element must not exceed 5 percent of total records.

(a) Report the Florida company code assigned by the Florida Office of Insurance Regulation.

(b) Report the NAIC company code as assigned by the National Association of Insurance Commissioners.

(c) Report the measurement year in four digits.

(d) Designate the plan type as (1) health plan of health maintenance organization as defined under Chapter 641, Florida Statutes or (2) health plan of health insurer defined under Chapter 627, Florida Statutes.

(e) Report the county of record for the insured in text, capitalizing the first letter, without using abbreviations or the word "County." Report the insured's county of residence except for employer groups, report the county where the employer is located. Report Dade County as Miami-Dade.

(f) Designate covered benefits as (1) network or (2) no network. If the health plan conditions payment of covered benefits on the use of providers with whom the health insurer has entered into written agreements to provide such benefits by altering cost sharing or in any manner altering covered benefits, report (1). If the health plan does not condition payment of covered benefits on the use of providers who have entered into written agreements with the health insurer to provide such benefits by altering cost sharing or in any manner altering covered benefits, report (2) no network. Report responses as a single digit, 1 or 2.

(3) The health plan data shall be reported in a text file in the order described in (2) using a tab between each data element. Report each plan type in a separate file, appending data (a) through (f) for each insured to the corresponding survey data for the insured required in Rule 59B-14.004, F.A.C., starting a new line for each respondent as described in subsection 59B-14.004(7), F.A.C.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(l) FS. History—New \_\_\_\_\_.

#### 59B-14.006 Health Plan Contact Information.

(1) Each health insurer shall include the following company and contact information when submitting a report required in this section to the Agency for Health Care Administration:

(a) Name of company;

(b) Florida company code assigned by the Florida Office of Insurance Regulation;

(c) NAIC company code as assigned by the National Association of Insurance Commissioners;

(d) Measurement year;

(e) Covered lives in Florida on December 31 of the measurement year;

- (f) Year beginning continuous license in Florida;
- (g) Company website;
- (h) Company telephone number;
- (i) Contact name;
- (j) Contact title;
- (k) Contact address;
- (l) Contact direct telephone number;
- (m) Contact e-mail address;
- (n) Contact FAX number;
- (o) Survey vendor name;
- (p) Survey vendor organization;
- (q) Survey vendor telephone number;
- (r) Auditor name;
- (s) Auditor organization;
- (t) Auditor telephone number; and
- (u) Designate plan type as (1) health plans of health maintenance organizations as defined under Chapter 641, Florida Statutes, or (2) health plans of health insurers defined under Chapter 627, Florida Statutes.

(2) The health insurer company contact information shall be reported in a text file as described in subsection 59B-14.004(8), F.A.C., using a tab between each data element.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(l) FS. History—New \_\_\_\_\_.

59B-14.007 Certification.

(1) Each health insurer shall provide certification that the survey in Rule 59B-14.004, F.A.C. was performed according to NCOA specifications and that the information submitted is true and accurate as provided in Section 408.061(1)(c), Florida Statutes.

(2) The certification shall be submitted to the Agency for Health Care Administration (agency) by July 1 of each year using the Certification of Health Plan Consumer Report form (HPCR-1) incorporated by reference. The HPCR-1 will be available from the agency website at: <http://ahca.myflorida.com/>. The signed Certification of Health Plan Consumer Report may be submitted electronically using a pdf file with a scanned signature.

Specific Authority 408.061(1)(c), 408.061(1)(e) FS. Law Implemented 408.05(3)(l) FS. History—New \_\_\_\_\_.

59B-14.008 Administrative Penalties.

(1) Failure to report as required in this section in whole or in part is subject to administrative fines as provided in Section 408.08(5), Florida Statutes, unless the health insurer has been granted an extension of up to 30 days by the Agency for Health Care Administrations for reasons of extraordinary or hardship circumstances such as a natural disaster or emergency event impacting the health insurer or the collection of data required in this section. Health insurers must request the extension, in writing, prior to the due dates specified in Rules 59B-14.004, and 59B-14.005, F.A.C.

(2) The Agency for Health Care Administration shall notify the Office of Insurance Regulation if a health insurer fails to report in whole or in part as provided in Section 408.08(4), Florida Statutes.

Specific Authority 408.061(1)(c), 408.061(1)(e), 408.08(4), 408.08(5), 408.15(11) FS. Law Implemented 408.05(3)(l) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Lisa Rawlins, Bureau Chief, State Center for Health Statistics  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Alan Levine, Secretary, Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 15, 2005

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 20, 2004 and December 3, 2004

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

RULE TITLE: Percentage of Gross Pilotage Assessed  
RULE NO.: 61G14-19.001

PURPOSE AND EFFECT: The proposed rule amendment is intended to decrease the gross pilotage assessment.

SUMMARY: The proposed rule amendment decreases the gross pilotage assessment from 1.0% to 0.6%.

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: 310.131, 310.185 FS.

LAW IMPLEMENTED: 310.131 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G14-19.001 Percentage of Gross Pilotage Assessed.

(1) The Department of Business and Professional Regulation shall assess the pilots in the respective ports of the state six tenths of one percent (0.6%) (~~1.0%~~) of the gross amount of pilotage earned by said pilots during each year. For the purposes of said assessment, the gross amount of pilotage earned shall be the amount of money collected by each pilot or by each entity of which the pilot is a member for piloting

which shall include and not be limited to payment for piloting vessels to and from ports of this state, docking or undocking vessels, shifting vessels, running lines, delivering orders at sea, cancelled orders, boat service, detention, pilots being carried to sea, anchoring vessels, and any other related services rendered. Funds collected due under this are to be made payable to the Board and paid by the fifteenth of the following month. When received, the funds are paid into the Professional Regulation Trust Fund as created within the Department.

(2) No change.

Specific Authority 310.131, 310.185 FS. Law Implemented 310.131 FS. History—New 2-5-76, Amended 1-19-77, 1-1-78, 12-7-78, 11-1-81, 6-8-82, 8-9-82, 7-31-83, Formerly 21SS-3.01, Amended 5-30-89, 2-19-90, 12-30-91, 12-2-92, Formerly 21SS-3.001, 21SS-19.001, Amended 3-20-94, 1-5-95, 1-30-96, 3-17-96, 11-21-96, 8-25-97, 1-26-99, 1-31-01, 8-1-02, 7-8-03, 2-17-05, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pilot Commissioners  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Pilot Commissioners  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2005  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 25, 2005

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE: Citations  
RULE NO.: 61G15-19.0071  
PURPOSE AND EFFECT: To increase the maximum fine listed under paragraph 61G15-19.0071(3)(a), F.A.C.  
SUMMARY: To increase the maximum fine listed under paragraph 61G15-19.0071(3)(a), F.A.C.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 455.224, 455.225 FS.  
LAW IMPLEMENTED: 455.224, 455.227, 471.023, 471.033 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-19.0071 Citations.

(1) through (2) No change.

(3) The following violations with accompanying fines may be disposed of by citation:

(a) An engineer who has practiced or offered to practice engineering through a corporation, partnership, or fictitious name which has not been duly certified. The fine shall be \$100 for each month or fraction thereof of said activity, up to a maximum of ~~\$5,000~~ ~~\$1,000~~. (See Sections 455.227(1)(j), 471.023, and 471.033(1)(a), F.S.)

(b) through (d) No change.

(4) through (7) No change.

Specific Authority 455.224, 455.225 FS. Law Implemented 455.224, 455.227, 471.023, 471.033 FS. History—New 4-2-00, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 22, 2005  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 8, 2005

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE: General Responsibility  
RULE NO.: 61G15-35.001  
PURPOSE AND EFFECT: To clarify responsibilities incumbent on Professional Engineers offering Threshold Building Inspection services as stated in Chapter 553, F.S.  
SUMMARY: To clarify responsibilities incumbent on Professional Engineers offering Threshold Building Inspection services as stated in Chapter 553, F.S.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 471.008, 471.033(2) FS.  
LAW IMPLEMENTED: 471.015(7), 471.033, 471.045 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-35.001 General Responsibility.

Professional Engineers offering Threshold Building Inspection services pursuant to Section 553.79, F.S., shall provide inspections in accordance with the structural inspection plan provided by the engineer or architect of record to insure compliance with permitted documents. In addition to inspections in accordance with the structural inspection plan, the engineer shall determine that a professional engineer who specializes in shoring design has inspected the shoring and reshoring will inspect the shoring and reshoring for conformance with shoring and reshoring plans submitted to the enforcing agency.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.015(7), 471.033, 471.045 FS. History--New 3-21-01, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 22, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 8, 2005

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE TITLES: Disciplinary Guidelines Citation Authority

RULE NOS.: 61J2-24.001 61J2-24.002

PURPOSE AND EFFECT: The Board proposed to amend this rule to set out additional guidelines and penalties to be utilized in the practice of real estate.

SUMMARY: These rules set forth the disciplinary guidelines and penalties and citation authority for various offenses.

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: 455.2273, 475.05 FS.

LAW IMPLEMENTED: 455.227, 455.2273, 475.22, 475.24, 475.25, 475.42, 475.421, 475.422, 475.452, 475.453, 475.455, 475.482 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULES IS:

61J2-24.001 Disciplinary Guidelines.

(1) through (2) No change.

(3) The penalties are as listed unless aggravating or mitigating circumstances apply pursuant to subsection (4). The verbal identification of offenses is descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS

(a) through (jj) No change.

(kk) 475.451 School teaching real estate practice fails to obtain permit from the department and does not abide by regulations of Chapter 475, F.S., and rules adopted by the Commission

(ll) 475.452 A broker contracts for or collects an advance fee for the listing of real property and fails to properly deposit 75 percent in a trust account according to Chapter 475, F.S., and rules adopted by the Commission.

(mm) 475.453 Broker or sales associate participates in any rental information transaction that fails to follow the guidelines adopted by the Commission and Chapter 475, F.S.

(nn) 61J2-10.039, § 475.25(1)(c) Failure to produce records within 5 business days from receipt of request for inspection or audit or to maintain records as required.

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

RECOMMENDED RANGE OF PENALTY

(a) through (jj) No change.

(kk)(44) The usual action of the Commission shall be to impose a penalty of an administrative fine of \$1,000 to a 6 month suspension.

(ll)(mm) The usual action of the Commission shall be to impose a penalty of an administrative fine of \$1,000 to a 3 year suspension.

(mm)(nn) The usual action of the Commission shall be to impose a penalty of an administrative fine of \$1,000 to a 3 year suspension.

(nn) The usual action of the Commission shall be to impose a penalty of an administrative fine of \$1,000 and up to a 3 month suspension.

Specific Authority 455.2273, 475.05 FS. Law Implemented 455.227, 455.2273, 475.22, 475.24, 475.25, 475.42, 475.421, 475.422, 475.452, 475.453, 475.455, 475.482 FS. History--New 11-24-86, Amended 10-13-88, 4-20-89, 5-20-90, 12-29-91, 11-8-92, 6-28-93, Formerly 21V-24.001, Amended 11-16-93, 2-29-96, 12-30-97, 11-29-98, 1-18-00, 2-5-04,\_\_\_\_\_.

Specific Authority 475.05 FS. Law Implemented 455.224 FS. History--New 12-29-91, Amended 4-16-92, 1-20-93, 6-28-93, Formerly 21V-24.002, Amended 8-23-93, 4-7-94, 4-12-95, 7-5-95, 2-13-96, 6-5-96, 7-23-96, 1-22-97, 3-30-97, 11-10-97, 3-24-98, 7-1-98, 10-25-98, 1-19-99, 1-18-00, 10-15-00, 2-21-02, 2-5-04,\_\_\_\_\_.

61J2-24.002 Citation Authority.

(1) No change.

(2) The following violations with accompanying fine or other conditions may be disposed of by citation:

VIOLATION	FINE
(a) 475.180(2)(a) – a nonresident failed to file the required irrevocable consent form; a resident licensee who failed to notify the Commission of becoming a nonresident as prescribed	<del>\$300.00</del> \$100.00
(b) through (q) No change.	
(r) 475.4511(2) – advertised false, inaccurate, misleading, or exaggerated information	<del>\$500.00</del> 100.00
(s) through (ee) No change.	
(ff) 61J2-14.012(2) – failed to properly reconcile an escrow account when the account balances and the 4 hour Instructional Program for Broker Management of Escrow Accounts to be completed within 6 months of the citation becoming a final order	\$100.00
(gg) through (hh) No change.	
(ii) 61J2-17.012(1) and (3) – failed to maintain the course roster as required	<del>\$300.00</del>
(ii)(jj) 61J2-17.013(1) – guaranteed that a pupil would pass an examination; failed to register a school location	\$500.00
(jj) failed to register a school location	<del>\$100.00</del>
(kk) 61J2-17.014 – improper use of a guest lecturer	\$100.00
(ll) 61J2-17.015 – failed to post the required language regarding recruitment for employment; recruiting for employment opportunities during class time	\$300.00
(mm) 61J2-10.038 – failed to notify the DBPR of any change in address of a branch office within 10 days of the change in the current mailing address 61J2-24.002(3)(y) failed to complete the 4 hour Instructional Program for Broker Management of Escrow Accounts within six (6) in addition months from the date the citation becomes a final order but the course is to penalty completed no later than twelve (12) months from the date the citation in original becomes a final order citation	<del>\$1000.00</del> \$200.00

(3) through (5) No change.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Division of Real Estate  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Division of Real Estate  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2005  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 25, 2005

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

**DEPARTMENT OF HEALTH**  
**Board of Nursing**  
RULE TITLE: Fees  
RULE NO.: 64B9-7.001  
PURPOSE AND EFFECT: To add to this rule a biennial renewal fee for certified nursing assistants to comply with statutory amendments.  
SUMMARY: To add to this rule a biennial renewal fee for certified nursing assistants to comply with statutory amendments.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.  
Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower regulatory cost alternative must do so in writing within 21 days of this notice.  
SPECIFIC AUTHORITY: 456.013(2), 456.017, 456.025, 456.036, 464.006, 464.014(1) FS.  
LAW IMPLEMENTED: 119.07(1)(a), 456.013(2), 456.017(1)(c), 456.025, 456.036, 464.008, 464.009, 464.012, 464.013, 464.014 FS.  
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Coble, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-7.001 Fees.

The following fees are prescribed by the Board.

(1) through (14) No change.

(15) The biennial renewal fee for certified nursing assistant shall be twenty dollars (\$20) as provided in Section 464.203, F.S.

Specific Authority 456.013(2), 456.017, 456.025, 456.036, 464.006, 464.014(1) FS. Law Implemented 119.07(1)(a), 456.013(2), 456.017(1)(c), 456.025, 456.036, 464.008, 464.009, 464.012, 464.013, 464.014 FS. History–New 9-12-79, Amended 3-5-81, 12-28-82, 11-17-83, Formerly 21O-15.01, Amended 9-23-86, 2-5-87, 10-21-87, 11-19-89, 3-13-90, 1-1-92, 6-24-93, Formerly 21O-15.001, 61F7-7.001, Amended 9-13-94, 11-6-94, 4-12-95, Formerly 59S-7.001, Amended 8-18-98, 11-2-98, 6-20-00, 7-7-02, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 10, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 8, 2005

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE TITLE: In-Service Training Requirements for Certified Nursing Assistants

RULE NO.: 64B9-15.011

PURPOSE AND EFFECT: To amend the time requirements of in-service training of Certified Nursing Assistants to comply with statutory amendments.

SUMMARY: To amend the time requirements of in-service training of Certified Nursing Assistants to comply with statutory amendments.

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

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

SPECIFIC AUTHORITY: 464.202, 464.203 FS.

LAW IMPLEMENTED: 456.024, 464.203, 464.2085 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dan Coble, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-15.011 In-Service Training Requirements for Certified Nursing Assistants.

(1) Each certified nursing assistant must complete a minimum of 12 ~~18~~ hours of in-service training each calendar year. For candidates certified during the calendar year, the minimum in-service hours required shall be prorated at the rate of 1.0 ~~1.5~~ hours per month from the month of initial certification to the end of the calendar year.

(2) through (6) No change.

Specific Authority 464.202, 464.203 FS. Law Implemented 456.024, 464.203, 464.2085 FS. History–New 5-25-03, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 9, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 8, 2005

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

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

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-601.820  
RULE TITLE: Maximum Management  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 15, (April 15, 2005), issue of the Florida Administrative Weekly:

33-601.820 Maximum Management.

(1) Definitions.

(a) through (d) No change.

(e) Maximum Management Review Team – refers to the committee in Central Office that has approval authority for placement in maximum management and the modification of conditions and restrictions imposed at the time an inmate is



initially placed in maximum management. The Maximum Management Review Team shall consist of the following staff or those acting in that capacity:

1. through 3. No change.

4. Deputy ~~Assistant Secretary~~ Director of Health Services (clinical).

(f) through (g) No change.

(2) No change.

(3) Initial Placement in Maximum Management Housing.

(a) Whenever an inmate has met at least one of the conditions above, the Shift Supervisor shall recommend immediate placement in maximum management on the electronic referral for maximum management, Form DC6-101, in the Offender Based Information System (OBIS). Form DC6-101 is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_.

(b) through (d) No change.

(4) No change.

(5) Initial Placement Hearing and Decision Process.

(a) No change.

(b) The inmate shall be present for the hearing, unless:

1. through 2. No change.

3. If the inmate did not attend the hearing applicable, the reasons the inmate did not appear at the hearing shall be included in the ICT recommendation entered on the electronic referral for maximum management in OBIS.

(c) through (e) No change.

(f) The Institutional Classification Team shall recommend approval or disapproval of the recommendation for placement in maximum management and changes to the initial conditions of placement as listed in paragraph (4)(a), if changes were made appropriate. The initial conditions of placement are intended to be short-term and should be relaxed as soon as the inmate's adjustment to maximum management and the inmate's level of threat to the security of the institution indicate that it is safe and appropriate to do so. These conditions can only be relaxed to the level permitted for Close Management I inmates. The recommendations and the basis for the recommendations shall be documented on the electronic referral for maximum management in OBIS.

(g) through (h) No change.

(i) The Regional Director's recommendations shall be forwarded to the Maximum Management Review Team for review and final approval or disapproval of the maximum management placement and any changes to the initial conditions. The Maximum Management Review Team's decisions shall be documented on the electronic referral for maximum management, Form DC6-101, in OBIS.

(j) through (m) No change.

(6) through (9) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 12-7-00, Amended 11-23-03, 4-1-04, \_\_\_\_\_.

**DEPARTMENT OF ELDER AFFAIRS**

**Division of Health Facility and Agency Licensing**

RULE NOS.:

RULE TITLES:

58A-8.001

Alzheimer's Disease and Related Disorders (ADRD) Training Requirements

58A-8.002

Alzheimer's Disease and Related Disorders (ADRD) Training Provider and Curriculum Approval

**THIRD NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 19, May 13, 2005, issue of the Florida Administrative Weekly. A first notice of change was published in Vol. 31, No. 23, June 10, 2005 issue of the Florida Administrative Weekly. A second notice of change was published in Vol. 31, No. 28, July 15, 2005 issue of the Florida Administrative Weekly. The changes are being made in response to comments received from the Joint Administrative Procedures Committee.

The changes are as follows:

58A-8.001 Alzheimer's Disease and Related Disorders (ADRD) Training Requirements.

(1) No change.

(a) No change.

(b) A detailed description of the subject areas that shall be included in an ADRD curriculum which meets the requirements of paragraph (a) of this subsection can be found in the document "Training Guidelines for the Special Care of Home Health Agency Patients with Alzheimer's Disease and Related Disorders", July May 2005, incorporated by reference, available from the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000.

(c) through (d) No change.

(2) No change.

58A-8.002 Alzheimer's Disease and Related Disorders (ADRD) Provider and Curriculum Approval.

(1) No change.

(a) Applicants seeking approval as ADRD training providers shall complete DOEA form HH/ADRD-001, Application for Alzheimer's Disease and Related Disorders Training Provider Certification, dated May July 2005, which is incorporated by reference and available at the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000.

(b) No change.

(2) through (6) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jim Crochet, Office of Legal Affairs, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000

**DEPARTMENT OF ELDER AFFAIRS**

**Division of Volunteer and Community Services**

RULE CHAPTER NO.: RULE CHAPTER TITLE:  
58B-1 Aging Resource Centers  
RULE NO.: RULE TITLE:  
58B-1.009 Outcome Measures

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 27, July 8, 2005, issue of the Florida Administrative Weekly. The change is being made in response to written material relating to the rule.

**TEXT OF THE PROPOSED RULE CHANGE:**

58B-1.009 Outcome Measures.

The governing body shall ensure that client specific data is collected and entered into the appropriate Department prescribed database. Actual performance standards, measured as a percentage in the applicable categories below, are determined for each fiscal year from the General Appropriations Act passed by the Florida Legislature. The data shall be available to compute the following:

- (1) through (3) No change.
- (4) Percent of individuals, age 60 and older, referred by Adult Protective Services that are in need of immediate services to prevent further harm and who are served within seventy-two (72) hours.
- (5) through (6) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jim Crochet, Office of the General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: RULE TITLE:  
61G3-21.009 Citations

**NOTICE OF CHANGE**

Notice is hereby given that the following additional changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 24, of the June 17, 2005, issue of the Florida Administrative Weekly. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee.

The change is as follows:

1. Subsection (3), paragraph (m) shall now read:

(m) Attempting to renew a license when not in compliance with continuing education requirements, in violation of Rule 61G3-16.0091, F.A.C., shall result in a fine of \$100.00.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.: RULE TITLE:  
64B10-11.013 Temporary License

**NOTICE OF CHANGE**

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed Rule published in Vol. 31, No. 20, May 20, 2005, issue of the Florida Administrative Weekly. The Board held a public hearing on this Rule on July 8, 2005, in Ft. Lauderdale, Florida, and determined a change to the above-referenced Rule should be made.

When changed the Rule shall read as follows:

The determination of eligibility for temporary licensure shall be made by a committee appointed by the Chairman, and shall be ratified by the Board at its next meeting. This temporary license shall expire 90 days after its issuance or upon receipt of a failed examination score.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrator/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

**DEPARTMENT OF HEALTH**

**Board of Optometry**

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

**NOTICE OF CHANGE**

In accordance with subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule published in Vol. 31, No. 24, of the June 17, 2005 issue of the Florida Administrative Weekly. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The Board, at its

meeting held on April 6, 2005, voted to make changes to the language of the rule and add new language. The changes and additions are as follows:

In the original Rule Notice, the Board of Chiropractic Medicine was erroneously given as the "NAME OF PERSON ORIGINATING PROPOSED RULE" and the "NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE." The correct Board for both names is the Board of Optometry and the proposed rule should so read.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

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## Section IV Emergency Rules

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

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

### **DEPARTMENT OF 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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## 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."

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### **WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN that on July 15, 2005, the South Florida Water Management District (SFWMD) received a petition for waiver from Palm Beach Hounds, Inc. (PBH) for the use of SFWMD lands known as the Dupuis Management

Area. PBH would like to engage in an equestrian laid scent activity in the Dupuis Management Area. This is a petition for a temporary waiver commencing on October 19, 2005 through April 12, 2006, during the hours of 6:00 a.m. to 11:00 a.m. on specified Wednesdays. This waiver would allow PBH to engage in a laid scent chasing activity with horses off of designated trails and dogs other than the breeds specified during the small game season for the area. This petition is filed pursuant to Section 120.542(5), F.S., and is seeking relief from paragraphs 40E-7.538(14)(c) and (j), F.A.C., which prohibits equestrian activities off of designated equestrian trails and named or numbered roads, and prohibits dogs in the Dupuis Management Area, other than as authorized by the Florida Fish and Wildlife Conservation Commission.

A copy of the petition may be obtained from: Charron A. Follins, (561)682-6293, e-mail: [cfollins@sfwmd.gov](mailto:cfollins@sfwmd.gov).

The SFWMD 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, West Palm Beach, FL 33406, Attn: Charron Follins, Office of Counsel.

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NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, F.S. (SFWMD 2005-101-DAO-ROW), on July 13, 2005, to Robert V. Courant, Vice-President of The Hollows Condominium Association, Inc. The petition for waiver was received by the SFWMD on May 23, 2005. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 31, No. 22, on June 3, 2005. No public comment was received. This Order provides a waiver for the proposed installation of a buried pump with at-grade vault within the south right of way of the Hillsboro Canal at the location of the existing 4" PVC suction line, west of the District's G-56 Water Control Structure; S35/T47S/R42E, Broward County. Specifically, the Order grants a waiver from paragraphs 40E-6.221(2)(a),(j), F.A.C., and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), F.A.C., which governs the placement of pumping facilities within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent The Hollows Condominium Association, Inc., from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, e-mail: kruff@sfwmd.gov.

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NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, F.S. (SFWMD 2005-102-DAO-ROW), on July 13, 2005, to Palm Beach County/Schickedanz Capital Group, LLC on behalf of Florida Department of Transportation (FDOT). The petition for waiver was received by the SFWMD on May 19, 2005. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 31, No. 22, on June 3, 2005. No public comment was received. This Order provides a waiver for the widening of the existing Indiantown Road Bridge and Waiver of District Criteria applicable to the bridge's low member elevation within the right of way of C-18E located immediately upstream of S-46; S3/T41S/R42E, Palm Beach County. Specifically, the Order grants a waiver from subsection 40E-6.091(1), F.A.C., and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), F.A.C., which governs the low member elevation of bridges within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Palm Beach County from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, e-mail: kruff@sfwmd.gov.

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NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, F.S. (SFWMD 2005-103-DAO-ROW), on July 13, 2005, to Larry Jines. The petition for waiver was received by the SFWMD on March 29, 2005. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 31, No. 15, on April 15, 2005. No public comment was received. This Order provides a waiver for the proposed construction of a boat dock with roof and lift; and, waiver of the District's criteria to allow an existing flagpole and landscaping to remain within the north right of way of L-48 adjacent to 10 Linda Road; S30/T38S/R35E, Glades County. Specifically, the Order grants a waiver from subsections 40E-6.011(4),(6), F.A.C., and the Basis of Review for Use or Occupancy of the Works or

Lands of the District Permit Applications within South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), F.A.C., which governs the placement of semi-permanent/permanent above-ground facilities within 40 feet of the top of canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting waiver from the subject rule would prevent Larry Jines from suffering a violation of the principles of fairness.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, e-mail: kruff@sfwmd.gov.

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#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on July 20, 2005, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), F.A.C., from Stonington's Seafood located in Ocoee. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to add an additional thirty-two (32) seats for a total of forty-two (42) seats which exceeds the seating capacity with only one accessible bathroom facility accessible to customers.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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

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NOTICE IS HEREBY GIVEN that on July 20, 2005, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6), F.A.C., from Lu Dee's Cafe. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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

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NOTICE IS HEREBY GIVEN that on July 11, 2005, the Division of Hotels and Restaurants received a Petition for Routine Variance for paragraph 61C-4.010(7)(e), F.A.C., from Canton House located in Port St. Lucie. The above referenced F.A.C. states public food service establishments which seat 10 persons or less shall be required to provide a minimum of one bathroom accessible to the public. This facility has been in operation for more than eight years and is mostly take-out according to the owner. The Petitioner is requesting to use the one existing bathroom facility but have seating for 26 people.

This variance request was approved July 21, 2005, and is contingent upon the Petitioner ensuring the public restroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed twenty-four seats (24), which includes any outside seating. This variance is not transferable under any conditions. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

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NOTICE IS HEREBY GIVEN that on July 11, 2005, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-4.010(7)(e), F.A.C., from The Peruvian Kitchen located in North Miami Beach. The above referenced F.A.C. states public food service establishments which seat 10 persons or less shall be required to provide a minimum of one bathroom accessible to the public. The Petitioner is requesting to use the one existing bathroom facility but have seating for 30 people.

This variance request was approved July 21, 2005, and is contingent upon the Petitioner ensuring the public restroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed thirty seats (30), which includes any outside seating. All provisos must be complied before final approval and licensing. This variance is not transferable under any conditions. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

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NOTICE IS HEREBY GIVEN that on July 18, 2005, the Bureau of Elevator Safety received two Petitions for Variance from Rules 101.1a (2), 101.1a (3), 101.6, 212.1, 212.9a, A.S.M.E. 17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, Florida Administrative Code, which require a machine room, steel ropes and non welded terminations, from Kenin Lynes of Otis Elevator Company. The Petitioners are requesting a variance to allow the installation of Gen2™ elevator systems in the following locations: Mangrove Cay Condominium Project, Building 1 & 2 and Casablanca Towers Condominium (Petitions VW 2005-114 and 113).

A copy of the Petitions can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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

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NOTICE IS HEREBY GIVEN that on July 18, 2005, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-4.010(7)(e), F.A.C., from The Garlic Crab House located in Sanford. The above referenced F.A.C. states public food service establishments which seat 10 persons or less shall be required to provide a minimum of one bathroom accessible to the public. The Petitioner is requesting to use the one existing bathroom facility but have seating for 35 people.

This variance request was approved July 26, 2005 and is contingent upon Petitioner ensuring the public restroom inside of the establishment is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Approval is also contingent upon Petitioner notifying guests by directional signage to the location of additional bathroom facilities located in the Plaza. The Plaza bathrooms shall be functional, have running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed forty-two seats (42), which includes any outside seating. This variance is not transferable under any conditions. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

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NOTICE IS HEREBY GIVEN that on July 20, 2005, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), F.A.C., from Stonington's Seafood located in Ocoee. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to add an additional thirty-two (32) seats for a total of forty-two (42) seats which exceeds the seating capacity with only one accessible bathroom facility accessible to customers.

This variance was approved July 26, 2005 and is contingent upon Petitioner ensuring the public restroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed forty-two seats (42), which includes any outside seating. All provisos and plan review deficiencies shall be met prior to licensing. This variance is not transferable under any conditions. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

The Construction Industry Licensing Board hereby gives notice that the Petition for Waiver and Variance filed by Robert Juliano, seeking a waiver or variance from Rule 61G4-12.006, F.A.C., has been withdrawn. The notice of receipt of the Petition was published in Vol. 31, No. 11, of the March 18, 2005, Florida Administrative Weekly.

The person to be contacted with regard to the Petition is: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

#### **DEPARTMENT OF HEALTH**

The Department of Health gives notice that it has granted a petition for variance that was filed on May 20, 2005, by William B. Taylor IV, Esq., on behalf of Titan Medical Processing, Inc. The order granting the variance was filed July 8, 2005. The Petitioner sought a permanent variance from paragraph 64E-16.007(2)(e), F.A.C., pertaining to the requirement for periodic efficacy testing in a specified manner for an alternative biomedical waste treatment process. For notice of receipt of the petition see the Florida Administrative

Weekly, Vol. 31, No. 22, June 3, 2005. The basis of the approval is an unnecessary hardship to Titan Medical Processing, Inc., for compliance with the specified manner of periodic efficacy testing set forth in paragraph 64E-16.007(2)(e), F.A.C. Based on the physical design and operation of their treatment unit, the specified manner for periodic efficacy testing is not feasible. Titan Medical Processing, Inc., has offered an alternative method for periodic efficacy testing that the department has determined meets the intent of paragraph 64E-16.007(2)(e), F.A.C.

For a copy of the order granting the petition, contact: Lucy Schneider, Department of Health, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703.

The Board of Medicine hereby gives notice that it has received a petition filed on July 26, 2005, by Derrick Anthony Davis, PA-C, seeking a waiver from subsection 64B8-30.003(2), F.A.C., with regard to the requirement for the completion of a 3-month review course for applicants who have failed to pass the NCCPA PANCE examination within five attempts.

Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

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

#### **FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN that on July 25, 2005, Florida Housing Finance Corporation received a Petition for Variance from or Waiver of subsection 67-48.004(14), F.A.C., from New Singletary Scattered Sites, Limited Partnership ("Petition"). The Petition is seeking a variance from the rule which provides that there be no change in the application after submittal, the request is to change the number of units in the application.

A copy of the Petition can be obtained from: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

## 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

Division of Bond Finance

Financial Services Commission:

Office of Insurance Regulation

Office of Financial Regulation

Financial Management Information Board

Department of Veterans' Affairs

Department of Highway Safety and Motor Vehicles

Department of Law Enforcement

Department of Revenue

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: August 23, 2005, 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 to act on all executive branch matters provided by law and to act on any agendas submitted for their consideration. The Governor and Cabinet will proceed through each agenda, item by item.

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 of the Office of Insurance Regulation 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 matters related to rulemaking for all activities of the Office of Financial Regulation 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 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 various statutes including 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 aquacultural issues as presented

by the Division of Aquaculture in the Department of Agriculture and Consumer Services mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, conservation and preservation lands and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters pertaining to the Office of Greenways and Trails for lands acquired through the Greenways and Trails land acquisition program and lands managed by the Office of Greenways and Trails. The Department of Environmental Protection, as staff to the Board of Trustees of the Internal Improvement Trust Fund in addition to the above, will also 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 submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/index.html> or by contacting each individual 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.

**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.

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## DEPARTMENT OF STATE

The **Department of State**, Friends of Mission San Luis, Inc. announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, August 19, 2005, 9:00 a.m. – 4:00 p.m.

**PLACE:** Mission San Luis, Education Building, 2020 W. Mission Road, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Business to be discussed will include fundraising, endowment activities, and other board business.

If you have questions or would like a copy of the agenda, please feel free to contact: Ms. Elyse Cornelison, (850)487-3655

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## DEPARTMENT OF LEGAL AFFAIRS

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

**COMMITTEE:** NACW Convention Committee

**DATE AND TIME:** August 16, 2005, 10:00 a.m.

**COMMITTEE:** Women's Hall of Fame Committee

**DATE AND TIME:** August 17, 2005, 10:00 a.m.

**COMMITTEE:** Executive Committee

**DATE AND TIME:** August 18, 2005, 10:00 a.m.

**COMMITTEE:** Full Commission/A&R Task Force

**DATE AND TIME:** August 18, 2005, 11:00 a.m.

**PLACE:** Please call (850)414-3300 for instructions on participation

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW 5 days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

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

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## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Animal Industry Technical Council (AITC)** announces a meeting to which all interested persons are invited to participate.

**DATE AND TIME:** September 9, 2005, 1:00 p.m. – 4:00 p.m.

**PLACE:** Wyndham Palace and Resort, Lake Buena Vista, FL

The meeting is open to the public.

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The Florida **Department of Agriculture and Consumer Services** announces the following monthly public meeting of the Pesticide Registration Evaluation Committee to which all interested persons are invited.

**DATE AND TIME:** September 1, 2005, 9:00 a.m.

**PLACE:** Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Bldg. 6, Rm. 606, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

**CONTACT:** Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Bldg. 6, Rm. 601, Tallahassee, Florida 32399-1650, (850)487-2130.



A copy of the meeting agenda may be obtained by contacting: Pesticide Registration Section, (850)487-2130, PREC Web Site: <http://www.flaes.org/pesticide/pesticideregistration.html>.

The Board of Directors of **Florida Agriculture in the Classroom**, Inc. announces a meeting to which all interested persons are invited to participate.

DATES AND TIMES: Thursday, August 25, 2005, 1:00 p.m. – 4:00 p.m.; Friday, August 26, 2005, 9:00 a.m. – 11:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: For a board meeting and annual retreat at the Casa Monica Hotel, St. Augustine, FL (The Casa Monica Hotel is located at 95 Cordova Street in downtown St. Augustine.)

#### DEPARTMENT OF EDUCATION

The public is invited to a meeting of the **State Board of Education**.

DATE AND TIME: August 16, 2005, 8:30 a.m.

PLACE: 400 South Monroe, Room LL03, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of Minutes of meeting held June 21, 2005 and updates on various reports and status on education initiatives by the Chairman and Commissioner. Other items to be considered include: Approval of K-20 2006-2007 Legislative Budget Request, Charter School Appeal – Future Leaders Academy for Arts & Sciences vs. Marion County School Board, Approval of District Action Plans for F and Repeating F Schools, Recommendations on Finding Probable Cause Relating to School Districts not in Compliance with Statutory Requirements Relating to Charter Schools, Consideration of Approval of Extension of the Orange County School District's Charter Contract, Amendment to Proposed Rule 6A-6.03315, Private School Scholarship Compliance Form, Adoption of Resolutions Authorizing the Issuance and Sale of Not Exceeding \$616,300,000 State of Florida, Full Faith and Credit, State Board of Education Public Education Capital Outlay Bonds, 2005 Series, Edison College – Request Approval to Change the Site Designation of the Charlotte Center and the Collier Center to Charlotte Campus and Collier Campus, and Valencia Community College – Request Site Designation Approval for Sand Lake Special Purpose Center in Orange County.

A copy of the agenda may be obtained from the Commissioner of Education's website: <http://www.fldoe.org>.

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 7 days in advance, so that their needs can be accommodated.

The **Department of Education, Division of Blind Services**, Business Enterprises Program announces a Selection Panel meeting to which all persons are invited.

DATES AND TIMES: August 16, 2005, 2:00 p.m. – 4:30 p.m.; August 17, 2005, 8:30 a.m. – 4:30 p.m.

PLACE: The Division of Blind Services, 415 S. Armenia Avenue, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and interview applicants for the business opportunities announced in July 2005.

The **Florida Center for Advising and Academic Support (FCAAS)** announces a public meeting to which all persons are invited.

DATE AND TIME: August 9, 2005, 3:30 p.m. – 5:30 p.m.

PLACE: Turlington Building, 325 W. Gaines Street, Room 1601E, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: FCAAS Executive Committee will meet to discuss the agenda for the upcoming FCAAS Board Meeting.

A copy of the agenda may be obtained by writing: FCAAS, 325 West Gaines Street, Suite 1625, Tallahassee, Florida 32399-0400.

Any persons requiring special accommodations to attend this meeting because of a disability or physical impairment may contact: Mary-Beth Goetzke, FCAAS, (850)245-0518.

The **Duval County Research and Development Authority** announces a shade meeting to which all interested persons are invited to participate.

DATE AND TIME: August 17, 2005, 3:00 p.m.

PLACE: University of North Florida, University Center, 12000 Alumni Drive, Jacksonville, Florida 32224

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss litigation settlement negotiations or strategy as described below:

In accordance with Section 286.011(8), Florida Statutes, the Duval County Research and Development Authority (the "Authority") will hold a shade meeting on the above date and at the above time and location, to consider settlement negotiations or strategy related to the following matter: Duval County Research and Development Authority vs. Phillip B. Phillips, Jr. and Phillips American Finance Corp., D/B/A Phillips & Company.

Following the commencement of the meeting, the governing body will move into a closed attorney-client session pursuant to Section 286.011(8), Florida Statutes, and only the following listed persons will be entitled to attend this session: Member and Chair James Cobb; Member and Vice Chair Marcia Parker Tjoflat; Member Henry Luke; Member James Citrano; Member Don Lester; Ex-Officio Member John Delaney; Executive Director Earle Traynham; Richard Mullaney,

General Counsel; Cindy Laquidara, Chief Deputy General Counsel; John Germany, Jr., Assistant General Counsel; Alan Wachs, Counsel; Karen Stone, Counsel; Chris Wrenn, Counsel; Court Reporter.

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The Board of Trustees, Endowment Investment Committee, **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 19, 2005, 9:00 a.m.

PLACE: Board Room, Walker Hall, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by writing: Elmer Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799, (904)827-2200.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

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The **Articulation Coordinating Committee** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, August 24, 2005, 2:00 p.m. – 4:00 p.m.

PLACE: Room 1721/25 Turlington Building, 325 West Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Articulation issues regarding secondary and postsecondary education.

A copy of the items to be addressed may be obtained by contacting: Office of Articulation, Florida Department of Education, 1401 Turlington Building, Tallahassee, Florida 32399-0400, (850)245-0427, Suncom 205-0427.

Any person requiring special accommodations due to a disability or physical impairment should contact the agency by calling Dr. Pamela Kerouac, (850)245-0427, at least five days prior to the meeting in order to request any special assistance.

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The Florida **Department of Education** announces a public meeting of the Higher Education Access Task Force, to which all persons are invited.

DATE AND TIME: August 16, 2005, 1:00 p.m. – 5:00 p.m.

PLACE: Department of Education, 325 West Gaines Street, Room 1721/25, Tallahassee, FL 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Higher Education Access Task Force.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact: Office of Strategic Initiatives, 325 W. Gaines Street, Suite 1502, Tallahassee, FL 32399-0400, (850)245-9840.

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#### DEPARTMENT OF COMMUNITY AFFAIRS

The Florida **Department of Community Affairs** announces a public meeting of the Residential Construction Mitigation Program Advisory Board to which all persons are invited.

DATE AND TIME: August 17, 2005, 9:30 a.m. – 5:00 p.m. or upon completion of the agenda

PLACE: Institute for Business and Home Safety, 4775 East Fowler Avenue, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and approve the work plan submitted by Florida International University for mitigation related research; to review legislative results pertaining to the Program from the 2005 legislative session; to discuss the funding process utilized to allocate Program funds; and to review the mobile home tie down program.

A copy of the agenda may be obtained by calling: Iris Stanley, (850)922-4454, e-mail: iris.stanley@dca.state.fl.us.

Any persons requiring special accommodations to attend this meeting because of a disability or physical impairment may contact Iris Stanley, (850)922-4454, at least seven days in advance so their needs can be accommodated.

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The **Department of Community Affairs** announces a public meeting to which all interested parties are invited.

DATE AND TIME: August 17, 2005, 1:00 p.m. – 5:00 p.m.

PLACE: Indian River County Administrative Building, 1840 25th Street, 1st Floor Conference Room A, Vero Beach, Florida 32960

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Community Affairs (DCA) is seeking one or more public or nonprofit entities to administer the Weatherization Assistance Program (WAP) and the WAP/ Low Income Home Energy Assistance Program (WAP/LIHEAP) in Indian River County. Entities interested in contracting with DCA to provide these services should attend this meeting to learn about the application requirements. Preferences will be given to any Community Action Agency or other public or nonprofit entity which has, or is currently administering an effective program.

Per the U.S. Department of Energy 10CFR Part 440.15, Subgrantees, the following application criteria are to be addressed in the application package

(1) the entity's experience and performance in weatherization or housing renovation activities; (2) the entity's experience in assisting low-income persons in the area to be served; (3) the

entity's capacity to undertake a timely and effective weatherization program; (4) the extent to which the past or current program achieved or is achieving goals in a timely fashion; (5) the quality of work performed by the entity; (6) the number, qualifications, and experience of the staff members of the entity; (7) the ability of the entity to secure volunteers, training participants, public service employment workers, and other Federal or State training programs.

**ACTIONS TO BE TAKEN:** At this meeting, the DCA will disseminate information about the programs, the application requirements, the deadline for submitting all applications and the appeals information. After the application deadline date (due to be submitted to DCA by 5:00 p.m. (EDT), August 15, 2005), DCA Staff will review the application(s) received and make a decision regarding each entity's eligibility to provide program services to Indian River County. A recommendation for the selected entity will then be prepared by DCA Staff for subsequent consideration and approval or disapproval by DCA's Secretary. Announcement of the selected entity along with the appeals process for non-selected entities wishing to challenge the selection will then be sent by U.S. Mail to all applicants.

**ADDITIONAL INFORMATION:** Requests for a copy of the agenda, application criteria and additional information or questions may be addressed to: Mr. Norm Gempel, Manager, Florida Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, Fax (850)488-2488, e-mail: norm.gempel@dca.state.fl.us.

**SPECIAL ACCOMMODATIONS:** Any person requiring a special accommodation at this workshop because of a disability or physical impairment should contact the Department of Community Affairs, (850)488-7541, at least five (5) calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

## DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation** invites you to attend and participate in one of the public hearings being held for the Tampa Bay Intermodal Center(s) Study. The proposed project involves conducting an analysis of the Tampa Bay region in order to determine potential locations for one or more multi-modal transit centers. The identification of viable locations is the first step in the enhancement of transit services between the Bay area and the neighboring counties that affect this region. The public hearings will be held at the following locations:

**DATE AND TIME:** Tuesday, August 30, 2005, 5:00 p.m. – 7:00 p.m.

**PLACE:** Blake High School, 1701 North Boulevard, Tampa, Florida 33607

**DATE AND TIME:** Wednesday, August 31, 2005, 5:00 p.m. – 7:00 p.m.

**PLACE:** Holiday Inn Select, 3535 Ulmerton Road, Clearwater Florida 33762

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** These hearings are being held to allow interested persons the opportunity to provide comments concerning the proposed location(s), conceptual design, social, economic, and environmental effects of the project and are being conducted pursuant to Chapter 339, Florida Statutes, 23 C.F.R. 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.

Individuals requiring special considerations under the Americans with Disabilities Act of 1990 should contact Mr. Jerry Comellas, Project Manager, (813)975-6449, at least 7 days prior to the hearings.

The Department will receive verbal and written comments at the public hearings. Written comments not received at the hearings may be returned to the Department via mail but must be postmarked by Saturday, September 10, 2005, to become part of the official public hearing record. Written comments should be addressed to: Mr. Donald J. Skelton, P.E. District Secretary, Attn: Mr. Robert M. Clifford, Modal Planning and Development Manager, Florida Department of Transportation, District Seven, 11201 N. McKinley Drive, MS 7-500, Tampa, Florida 33612.

The Florida **Department of Transportation**, District 2 announces a public hearing to which all persons are invited.

**DATE AND TIME:** September 1, 2005, 7:00 p.m.

**PLACE:** City Hall Council Chambers, 321 Walnut Street, Green Cove Springs, Clay County, 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 Financial Project ID Number 208183-2, otherwise known as State Road 16, from the US 17/State Road 15 intersection east to Reynolds Boulevard in Green Cove Springs, Clay County, Florida. The proposed improvements will provide two new travel lanes to the existing two travel lanes which will connect to the existing four lane section at Reynolds Industrial Park; also improvement at the US 17 and SR 16 intersection will be provided, including adding a second turn lane for southbound traffic on US 17 and a left turn lane for Cook Lane. The Cook Lane approach will require a minimal amount of right of way.

This project is being developed in compliance with Titles VI and VIII of the Civil Rights Act. Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call (386)758-3700 or

1(800)749-2967. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing.

A copy of the agenda may be obtained by writing: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025.

The Florida **Department of Transportation**, District 2 announces a Subsequent Public Hearing to which all persons are invited.

DATE AND TIME: September 1, 2005, 7:00 p.m.

PLACE: The St. Johns County Administration Building, Auditorium, 4020 Lewis Speedway, St. Augustine, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This Subsequent Hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Financial Project ID 210230-2, State Project Number 78000-1518, Federal Aid Project Number M-9480(2), otherwise known as State Road 312 Extension in St. Johns County, Florida. This project provides a western bypass of St. Augustine from the end of the existing SR-312 at SR-207 north to SR-16, then north to US-1. The project will provide a limited access facility with an intersection at SR-207, CR-214, SR-16 and US-1. The 9.3 mile extension will ultimately be 6-lanes from SR-207 to SR-16 and ultimately 4-lanes north to US-1. Additional right of way will be required for the proposed improvements.

Anyone needing project or public hearing information, or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call (386)758-3700 or 1(800)749-2967. Special accommodations requested under the Americans with Disabilities Act should be made at least seven days prior to the Public Hearing.

A copy of the agenda may be obtained by writing: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874.

#### **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** (Board), of a meeting of the Board to which all persons are invited.

DATE AND TIME: September 7, 2005, 9:00 a.m. (EDT) – conclusion

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To provide permission for the Florida Hurricane Catastrophe Fund (FHCF) to file a Notice of Rule Hearing with respect to Rule 19-8.010, F.A.C. The changes proposed to this rule (and its incorporated form) were addressed by Rule 19ER05-1, F.A.C., which was effective June 1, 2005. Therefore, the notice would provide that if no hearing is requested, none will be held. Permission will also be sought to file the rule for adoption, provided no request for hearing is made. In addition, Chair for the Florida Commission on Hurricane Loss Projection Methodology for the 2005-2006 year will be appointed and other general business of the Board may be addressed.

Anyone wishing a copy of the Rule or incorporated form should contact: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300 or (850)413-1341.

#### **FLORIDA PAROLE COMMISSION**

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

DATE AND TIME: Wednesday, August 17, 2005, 9:00 a.m.

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

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

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

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

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

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

DATE AND TIME: Thursday, August 18, 2005, 9:00 a.m.

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

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

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

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

### **PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** announces a Special Commission Conference in the following dockets to which all interested persons are invited.

Docket No. 050018-WU – Initiation of deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

Docket No. 050183-WU – Request by homeowners for the Commission to initiate deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

Docket No. 010503-WU – Application for increase in water rates for Seven Springs System in Pasco County by Aloha Utilities, Inc.

DATE AND TIME: August 15, 2005, 12:00 p.m.

PLACE: West Pasco Government Center, County Commission Board Room, Suite 160, 7530 Little Road, New Port Richey, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow interested persons to comment on staff's recommendation regarding acceptance of Aloha Utilities, Inc.'s July 20, 2005 offer of settlement.

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

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Statement of Agency Organization and Operations), by contacting: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

The agenda and recommendation 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 a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference.

Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Public Service Commission** announces a Special Commission Conference in the following dockets to which all interested persons are invited.

Docket No. 050018-WU – Initiation of deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

Docket No. 050183-WU – Request by homeowners for the Commission to initiate deletion proceedings against Aloha Utilities, Inc. for failure to provide sufficient water service consistent with the reasonable and proper operation of the utility system in the public interest, in violation of Section 367.111(2), Florida Statutes.

Docket No. 010503-WU – Application for increase in water rates for Seven Springs System in Pasco County by Aloha Utilities, Inc.

DATE AND TIME: August 17, 2005, 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 the staff's recommendation regarding acceptance of Aloha Utilities, Inc.'s July 20, 2005 offer of settlement.

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

A copy of the Agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Statement of Agency Organization and Operations), by contacting: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

The agenda and recommendation 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 a record of the proceedings and, for

such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference.

Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

Docket No. 050045-EI – Petition for rate increase by Florida Power & Light Company.

Docket No. 050188-EI – 2005 comprehensive depreciation study by Florida Power & Light Company.

DATES AND TIMES: August 22-26, 2005, 9:30 a.m.; August 31 – September 2, 2005, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the petition for rate increase and 2005 comprehensive depreciation study by Florida Power & Light Company, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on August 10, 2005. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing.

Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**REGIONAL PLANNING COUNCILS**

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

MEETING: North Central Florida (District 3) Local Emergency Planning Committee

DATE AND TIME: August 19, 2005, 9:30 a.m.

PLACE: Alachua Regional Service Center, 14101 U.S. Highway 441, Suite 100, Alachua, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Local Emergency Planning Committee.

MEETING: North Central Florida Regional Hazardous Materials Response Team

DATE AND TIME: August 19, 2005, 1:15 p.m.

PLACE: North Central Florida Regional Planning Council Office, 2009 NW 67 Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Hazardous Materials Response Team Policy Board.

Any persons deciding to appeal any decision with respect to any matter considered at the meetings may need 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.

Copies of agendas may be obtained by contacting: Charles F. Justice, Executive Director, North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, FL 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 **Withlacoochee Regional Planning Council** announces a public meeting of its Board of Directors to which all persons are invited.

DATE AND TIME: Thursday, August 18, 2005, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 17, 2005, 10:00 a.m. (Please be advised that committee meetings will begin at 9:00 a.m.)

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Mr. Jeff Jones, Acting Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751, website: www.ecfrpc.org.

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, Florida Statutes, should, at least 48 hours prior to the meeting, submit a written request to the Council that the physically handicapped person desires to attend the meeting.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 19, 2005, 10:00 a.m.

PLACE: East Central Florida Regional Planning Council Office, 631 N. Wymore Rd., Suite 100, Maitland, FL 32751 (Please call (407)623-1075, Ext. 335, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the Local Emergency Planning Committee, District VI.

A copy of the agenda may be obtained by writing: Ms. Teri Hunalp, LEPC Coordinator, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751, website: www.ecfrpc.org.

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, Florida Statutes, should, at least 48 hours prior to the meeting, submit a written request to the Council that the physically handicapped person desires to attend the meeting.

The **Tampa Bay Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive/Budget Committee

DATE AND TIME: Monday, September 12, 2005, 8:45 a.m.

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

MEETING: Tampa Bay Regional Planning Council

DATE AND TIME: Monday, September 12, 2005, 10:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

MEETING: TBRPC Legislative Committee

DATE AND TIME: Monday, September 12, 2005, 11:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Legislative Committee.

MEETING: Agency On Bay Management

DATE AND TIME: Thursday, September 8, 2005, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency On Bay Management.

MEETING: Clearinghouse Review Committee

DATE AND TIME: Monday, September 26, 2005, 9:30 a.m.

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

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782 (Please call to confirm date, time and location.)

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he 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 based.

NOTICE OF CANCELLATION – The **Southwest Florida Regional Planning Council** announces that its regular meeting has been cancelled.

DATE AND TIME: August 18, 2005, 9:30 a.m.

PLACE: SWFRPC Offices, 1st Floor Conference Room, 1926 Victoria Avenue, Fort Myers, Florida 33901

The next regular meeting is scheduled for September 15, 2005, 9:30 a.m.

The **Southwest Florida Regional Planning Council** announces that its Affordable Housing Committee will be meeting.

DATE AND TIME: August 26, 2005, 10:00 a.m.

PLACE: SWFRPC Offices, 1st Floor Conference Room, 1926 Victoria Avenue, Fort Myers, Florida 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: SWFRPC Affordable Housing Symposium.

## REGIONAL TRANSPORTATION AUTHORITIES

The Property Committee of the **South Florida Regional Transportation Authority** will hold a special meeting to which all interested persons are invited to participate.

DATE AND TIME: Friday, August 5, 2005, 10:00 a.m.

PLACE: Board Room, South Florida Regional Transportation Authority (Tri-Rail) Headquarters, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to address the following items: 1. Quantum Park Joint Development Park; 2. New Boca Raton Station Joint Development Project.

If you have any questions, please do not hesitate to contact the SFRTA Executive Office at (954)788-7915. Attendance by SFRTA Property Committee Members may be in person or via conference telephone.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this

proceeding, must at least 48 hours prior to the meeting, provide a written request directed to: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)942-7245, 1(800)273-7545 (TTY).

Any person who decides to appeal any decision made by the Board of Directors for the South Florida Regional Transportation Authority with respect to any matter considered at this meeting or hearing, will need a record of the proceedings, and that, 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. If you have any questions, please do not hesitate to contact: Executive Office, (954)788-7915.

Notice is hereby given that the **South Florida Regional Transportation Authority**, Property Committee will hold a regular committee meeting to which all interested persons are invited to participate.

DATE AND TIME: Friday, August 26, 2005, 8:30 a.m.

PLACE: Main Conference Room, SFRTA, Administration Building, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064

If you have any questions, please do not hesitate to contact: Executive Office, (954)788-7915.

The Board of Directors for the South Florida Regional Transportation Authority will hold a meeting to which all interested persons are invited to participate.

DATE AND TIME: Friday, August 26, 2005, 9:30 a.m.

PLACE: Board Room, South Florida Regional Transportation, Administration Building, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064

Attendance by South Florida Regional Authority Board Members may be in person or via conference telephone.

If you have any questions, please do not hesitate to contact: Executive Office, (954)788-7915.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this proceeding, must at least 48 hours prior to the meeting, provide a written request directed to: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)942-7245, 1(800)273-7545 (TTY).

Any person who decides to appeal any decision made by the Board of Directors for the South Florida Regional Transportation Authority with respect to any matter considered at this meeting or hearing, will need a record of the proceedings, and that, 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. If you have any questions, please do not hesitate to contact: Executive Office, (954)788-7915.

The **South Florida Regional Transportation Authority** (SFRTA), Audit Committee announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: Friday, August 26, 2005, immediately following SFRTA's regular Board Meeting, which is scheduled to start at 9:30 a.m.

PLACE: Board Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address SFRTA's upcoming Audit.

Should you have any questions, please contact: SFRTA, Executive Office, (954)788-7915.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this proceeding, must at least 48 hours prior to the meeting, provide a written request directed to the Executive Office at 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)942-RAIL (7245) for assistance; if hearing impaired, telephone 1(800)273-7545 (TTY) for assistance.

Any person who decides to appeal any decision made by the Board of Directors for the South Florida Regional Transportation Authority with respect to any matter considered at this meeting or hearing, will need a record of the proceedings, and that, 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. If you have any questions, please do not hesitate to contact the Executive Office, (954)788-7915.

#### METROPOLITAN PLANNING ORGANIZATIONS

The Florida **Metropolitan Planning Organization Advisory Council** (MPOAC) announces a Policy and Technical Subcommittee Meeting to which all persons are invited.

DATE AND TIME: August 18, 2005, 9:30 a.m. – 3:00 p.m.

PLACE: Hillsborough County MPO Board Room, 601 Kennedy Blvd., 18th Floor, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Activities related to transportation planning within and adjacent to metropolitan areas in Florida carried out by local, state, and federal agencies.

A copy of the agenda may be obtained by contacting: Heidi Langston, MPOAC, 605 Suwannee Street, MS 28B, Tallahassee, FL 32399-0450, 1(866)374-3368, Ext. 4037, e-mail: heidi.langston@dot.state.fl.us.



**WATER MANAGEMENT SERVICES**

The **Suwannee River Water Management District** announces the following public hearing to which all interested persons are invited.

DATE AND TIME: August 9, 2005, 9:00 a.m.

PLACE: District Headquarters, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public hearing in accordance with Section 373.59, F.S., concerning the proposed purchase of property from James & Shana Douglas consisting of a house and improvements on a subdivision lot in Starke, Bradford County, Florida, using funds from the Legislature's appropriated Upper Santa Fe Basin Storm Water Account.

A copy of the agenda may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, FL 32060.

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

The Suwannee River Water Management District does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the District's functions, including one's access to, participation, employment or treatment in its programs or activities. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact: Lisa M. Cheshire, Administrative Assistant, (386)362-1001 or 1(800)226-1066 (Florida only), Fax (386)362-1056.

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meeting(s) to which all interested persons are invited.

**HILLSBOROUGH RIVER BASIN BOARD MEETING**  
(Note: This is a change of date from what was originally published in the year-long calendar.)

DATE AND TIME: Tuesday, August 16, 2005, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including adoption of final Fiscal Year 2006 millage and budget.

**MANASOTA BASIN BOARD MEETING**

DATE AND TIME: Thursday, August 17, 2005, 9:00 a.m.

PLACE: SWFWMD, Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including adoption of final Fiscal Year 2006 millage and budget.

**PEACE RIVER BASIN BOARD MEETING**

DATE AND TIME: Friday, August 19, 2005, 9:30 a.m.

PLACE: SWFWMD Bartow Service Office, 170 Century Boulevard, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including adoption of final Fiscal Year 2006 millage and budget.

These are public meetings and agendas are available by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4609, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

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

DATE AND TIME: August 24, 2005, 9:00 a.m.

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

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

A copy of the agenda may be obtained by writing: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, Barbra Pinx, (239)597-1505.

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

Persons with disabilities who need assistance may contact Barbra Pinx, (239)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements. Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Barbra Pinx, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (239)597-1505.

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

DATE AND TIME: Monday, August 29, 2005, 5:00 p.m.

PLACE: SFWMD, Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC) EAA Reservoir Issues Workshop.

A copy of the agenda may be obtained at: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District Website: <http://www.sfwmd.gov/org/ema/toc/draftagenda.html>.

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

Those who want more information, please contact: Rick Smith, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6517.

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## REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Regular Board Meeting to which all persons are invited.

DATE AND TIME: Monday, August 15, 2005, 9:00 a.m.

PLACE: The meeting is scheduled to be held at either: Agency's New Administrative Offices located at 2575 Enterprise Road, Clearwater, Florida 33763; or Pinellas County Board of County Commissioners Assembly Room, 315 Court Street, 5th Floor, Clearwater, Florida 33756 (Verification of the meeting location can be made by calling (727)796-2355 or checking the Agency's web site: [www.tampabaywater.org](http://www.tampabaywater.org). Verification of the meeting location will also be provided by subsequent notice in the Florida Administrative Weekly and by publication of notice in newspapers of general circulation.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purposes 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.

A copy of the regular meeting agenda may be obtained by writing: Tampa Bay Water or can be accessed on the Web: [www.tampabaywater.org](http://www.tampabaywater.org).

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Wells, (727)796-2355, at least 3 business days prior to the meeting.

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The **Withlacoochee Regional Water Supply Authority** announces that the Authority has cancelled its regular August meeting that was scheduled for August 17, 2005. The Authority will hold its regular September meeting as scheduled. This is a public meeting to which all persons are invited:

DATE AND TIME: September 21, 2005, 4:30 p.m.

PLACE: Citrus County Courthouse, Commission Chamber, First Floor, 110 N. Apopka Ave., Inverness, FL 34450

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

A copy of the agenda may be obtained by writing: Withlacoochee Regional Water Supply Authority, P. O. Drawer 190, Tallahassee, FL 32302.

Although these board meetings are normally recorded, affected persons are advised that it may be necessary for them to make their own arrangements if a verbatim record of the meeting is needed, including testimony and evidence upon which any appeal is to be based.

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## FLORIDA SPACE AUTHORITY

The **Florida Space Authority** announces a Board of Supervisors teleconference meeting to which the public is invited.

DATE AND TIME: August 16, 2005, 10:00 a.m. – 11:00 a.m. (EDT)

PLACE: Teleconference information can be obtained by contacting: Jackie Martin, (321)730-5301, Ext. 243.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will discuss the status of the International Space Research Park (ISRP) project and the Florida Space Authority FY 06 budget.

For more information, contact: Margo Witcher, (321)730-5301, Ext. 229.

To obtain a copy of the agenda, write: Florida Space Authority, 100 Spaceport Way, Cape Canaveral, Florida 32920-4003, website: [www.floridaspaceauthority.com](http://www.floridaspaceauthority.com).

Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact Florida Space Authority at least seven (7) days prior to the meeting.

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

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## DEPARTMENT OF ELDER AFFAIRS

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

AAA Board of Directors Training

DATE AND TIME: Thursday, August 18, 2005, 10:00 a.m. – 3:00 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Room 225-F, Tallahassee, Florida, (850)414-2000

CONTACT: Arkeba Bouie, (850)414-2088

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this training is to educate board members on the department's expectations as they prepare to serve and govern under the new Aging Resource Center (ARC).

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)414-2088. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

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

DATE AND TIME: Wednesday, August 24, 2005, 8:30 a.m. – 12:00 Noon

PLACE: Renaissance Resort at Sea World, Oceans Ballroom 11, Orlando, FL (This meeting will be in conjunction with the Florida Conference on Aging, <http://www.fcoa.org/Conf2005/conf2005.html>)

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.

#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: August 16, 2005, 1:00 p.m. – 4:00 p.m.

PLACE: University of Florida, Shands, 580 West Eighth Street, Swisher Board Room, 10th Floor, Tower 1, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Certificate of Need Organ Transplant Advisory Group Meeting.

A copy of the agenda may be obtained by writing: Agency for Health Care Administration, 2727 Mahan Drive, MS #28A, Tallahassee, Florida 32308, e-mail: [COLVINL@ahca](mailto:COLVINL@ahca).

[myflorida.com](http://myflorida.com). To be included in e-mail notices of the CON organ transplant advisory group, please mail/e-mail or fax your e-mail address to the address above or fax to (850)413-7955.

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)922-0791.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2005, 10:00 a.m. – 3:00 p.m.

PLACE: Blue Cross Blue Shield of Florida, 5011 Gate Parkway, Building 200, Fourth Floor Conference Rooms A, B & C, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Certificate of Need Interventional Cardiology Advisory Group Meeting

A copy of the agenda may be obtained by writing: Agency for Health Care Administration, 2727 Mahan Drive, MS #28A, Tallahassee, Florida 32308, e-mail: [COLVINL@ahca](mailto:COLVINL@ahca). [myflorida.com](http://myflorida.com). To be included in e-mail notices of the interventional cardiology advisory group, please mail/e-mail or fax your e-mail address to the address above or fax to (850)413-7955.

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)922-0791.

The **Agency for Health Care Administration** announces a meeting of the Comprehensive Health Information System Advisory Council, Health Plan Consumer Report Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Tuesday, August 16, 2005, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Health Plan Consumer Reports Technical Workgroup to discuss the content and format of reports to be published in 2006.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact William Dahlem, (850)410-0224, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: William Dahlem, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403.

**DEPARTMENT OF MANAGEMENT SERVICES**

The **Department of Management Services**, Enterprise Information Technology Services (DMS) announces a meeting to which all persons are invited.

DATE AND TIME: August 17, 2005, 1:00 p.m.

PLACE: Shared Resource Center, 2585 Shumard Oak Boulevard, Suite 124, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: DMS will conduct a pre-solicitation conference regarding "A Common IP-Based Core Network (MyFloridaNet)." The MyFloridaNet solicitation will be for services previously solicited by the State Technology Office via ITN 007, which ultimately resulted in the rejection of all offers. DMS has revised the solicitation documents and intends in the near future to initiate the formal solicitation process under Section 287.057, Florida Statutes. The purpose of this meeting to engage in open dialogue with the industry and other interested persons about MyFloridaNet before initiating the formal solicitation process.

This dialogue will be facilitated via the Request for Information (RFI) process per Section 287.012(21), Florida Statutes. DMS will electronically post the RFI in advance of the meeting, and in addition to this notice. Pursuant to Section 287.042(3)(b)2., Florida Statutes, all future notices concerning MyFloridaNet will appear at the centralized website for electronic posting of matters relating to procurement (currently, the Vendor Bid System), at [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

Interested persons may obtain a copy of the draft solicitation documents and a proposed meeting agenda at <http://dms.myflorida.com/myfloridarfi>.

Any written material that an interested person would like DMS to consider in connection with this meeting must be submitted to DMS by 5:00 p.m. on Friday, August 12, 2005. Such material might include: applicable regulations or tariffs; written comments on proposed forms, terms, or specifications; proposed alternative forms, terms, or specifications; etc. If proposing alternatives, please articulate a justification for your alternative. Such material shall be submitted by e-mail or regular mail to the DMS contact identified below. Any submitted material is subject to the Public Records Act, Section 119.07, F.S. In addition, DMS reserves the right to electronically post any submitted material for review by others in advance of the meeting, unless the person submitting it expressly indicates that the material should not be electronically posted for review.

For more information about the meeting agenda, for information concerning special accommodations because of a disability or physical impairment, or to submit written material in advance of the meeting, please contact: Mr. Tim Moore, Purchasing Specialist, State Technology Office, 4050

Esplanade Way, Suite 360, Tallahassee, Florida 32399, (850)487-0417, (850)414-6122 (facsimile), e-mail: [mooret@dms.state.fl.us](mailto:mooret@dms.state.fl.us).

The **Governor's Accessible Electronic and Information Technology (AeIT)** Task Force announces a meeting of its members, and a Public Hearing to which all interested persons are invited.

**TASK FORCE MEETING**

DATE AND TIME: August 17, 2005, 9:00 a.m. – 4:00 p.m.

**PUBLIC HEARING**

DATE AND TIME: August 17, 2005, 4:00 p.m. – 5:00 p.m.

PLACE: Ramada Conference Center, 2900 North Monroe Street, Tallahassee, FL 32309, (850)386-1027.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To make recommendations on increasing accessibility to the state's electronic and information technology systems for persons with disabilities.

Should you require accommodations or materials in alternative formats, please contact Stacia Woolverton, (850)922-4103 (Voice/TTY) by August 12, 2005.

The **Florida Americans with Disabilities Act Working Group** announces its biennial ADA Conference entitled, "Florida: Working Toward a Barrier-Free State."

DATES AND TIME: August 29-31, 2005, 7:00 a.m. – 5:00 p.m.

PLACE: The Rosen Centre, 9840 International Drive, Orlando, FL 32819, (407)996-9840, Complimentary self-parking for Conference attendees

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Americans with Disabilities Act Working Group, commonly known as ADAWG, is an initiative of Governor Jeb Bush that is dedicated to giving comprehensive training regarding a variety of disability-related topics. The Conference will have the most comprehensive training regarding a variety of disability-related topics. With Conference registration, FREE CEUs are available for Attorneys, Architects, Building Construction Professionals, Educators, Mental Health Counselors, Rehabilitation Counselors, and Social Workers. There are multiple breakout sessions to choose from, so there will always be one for you. Exhibitors will be onsite to market products and services that could be beneficial to you and your organization. Make your plans to attend the conference today!

CONTACT: Wilson Resources, 2892 E. Park Avenue, Ste 2B, Tallahassee, FL 32301, (850)368-2022, Fax (850)386-2812, e-mail: [adaconference@wilres.com](mailto:adaconference@wilres.com), ADA website: [www.abilityforum.com](http://www.abilityforum.com). Please be aware that American Sign Language Interpreters, real-time captioning, audio/visual accommodations, and alternative formats will be available on site.

The **State of Florida Retirement Commission** announces public hearings to which all persons are invited.

DATES AND TIME: August 15, 2005 and August 19, 2005, 8:30 a.m.

PLACE: Sheraton – Ft. Lauderdale Airport, 1825 Griffin Road, Dania Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the Agenda may be obtained by writing: State Retirement Commission, Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410.

A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based.

Persons requiring accommodation because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service, 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

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## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Department of Business and Professional Regulation** announces a series of legislative workshops to which all interested parties are invited.

DATE AND TIME: August 16, 2005, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alternatives to licensure and consumer protection in the field of home inspection.

DATE AND TIME: August 23, 2005, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alternatives to licensure and consumer protection in the field of mold assessment.

DATE AND TIME: August 30, 2005, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alternatives to licensure and consumer protection in the field of mold remediation.

DATE AND TIME: September 6, 2005, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alternatives to licensure and consumer protection in the field of mold inspection or testing.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)487-4827

For further information contact: Mr. Kyle Mitchell, Special Counsel or Ms. Candace Jones, Legislative Affairs Director, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)487-4827.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in these workshops should contact Legislative Affairs no later than seven (7) days prior to the workshop at which such special accommodation is required. Legislative Affairs may be contacted at the address and phone number listed above.

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The **Department of Business and Professional Regulation** announces a public meeting of the Florida **Board of Cosmetology** to which all persons are invited to attend.

DATE AND TIME: Wednesday, September 7, 2005, 9:00 a.m.

PLACE: By conference call – The number to dial to connect to the conference call is (850)921-5230, (for Tallahassee, FL) 1(888)816-1123 (toll free), Suncom 291-5230.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the board to conduct regular board business.

A copy of the agenda may be obtained by writing: Florida Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0790.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing or speech impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Board of Professional Surveyors and Mappers** announces a General Business meeting, by way of a telephone conference call. All interested parties are invited to attend at the address listed below.

General Business Meeting

DATE AND TIME: September 6, 2005, 10:00 a.m.

PLACE: Meet-Me-Number (850)487-8540, Suncom 277-8540

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct board business.

A copy of the agenda may be obtained by writing: John Knap, Executive Director, Department of Business and Professional Regulation, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, FL 32399-0756, (850)487-1395.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact John Knap by Friday, September 2, 2005.

The **Department of Business and Professional Regulation, Florida Real Estate Commission** hereby gives notice that it will hold a Biennial rules review of Chapter 61J2 in an effort to determine if amendments are necessary. The public is invited to attend this review.

DATE AND TIME: August 15, 2005, 9:00 a.m.

PLACE: 400 West Robinson Street, Suite N901, Orlando, Florida 32801

THE PERSON TO BE CONTACTED REGARDING THE REVIEW IS: Lori Crawford, Florida Real Estate Commission, 400 West Robinson Street, Hurston Building, Suite N801, Orlando, Florida 32801, (407)481-5662.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Director at least five calendar days prior to the hearing. 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 Probable Cause Panel of the **Florida Real Estate Commission** announces a meeting to which all interested persons are invited.

DATE AND TIME: Monday, August 15, 2005, 4:00 p.m. or the soonest thereafter (Portions of the probable cause proceedings are not open to the public.)

PLACE: Zora Neale Hurston Building, North Tower, Suite 901N, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800 (between the hours of 8:30 a.m. – 4:00 p.m.), at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Real Estate Commission (FREC)** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesday, August 16, 2005, 8:30 a.m.; reconvening Wednesday, August 17, 2005, 8:30 a.m.

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

#### DEPARTMENT OF HEALTH

The **Board of Clinical Laboratory Personnel**, Probable Cause Panel will hold a duly noticed meeting to which all persons are invited to attend.

DATE AND TIME: Tuesday, September 6, 2005, 9:00 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Tallahassee, FL, Meet Me Number (850)410-8045

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)245-4355, at least 48 hours prior to the

meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

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**The Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a telephone conference call in which reconsiderations will be heard.

DATE AND TIME: August 11, 2005, 3:00 p.m. – 4:00 p.m.

PLACE: Call (850)245-4474 to inquire about call-in number

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

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3258.

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

Those who are hearing or speech impaired, using TDD equipment, can call the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The Florida **Board of Medicine**, Probable Cause Panel (South) announces a telephone conference call to be held via meet me number.

DATE AND TIME: August 19, 2005, 2:00 p.m.

PLACE: Meet Me Number (850)922-2903, Suncom 292-2903, Toll Free 1(800)416-4254

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

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

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 32317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

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The Florida **Board of Medicine** announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, September 7, 2005, 12:00 Noon

PLACE: Contact Florida Board of Medicine, (850)245-4131, for meet me number

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

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**The Department of Health, Board of Opticianry** announces a General Business Meeting to be held via telephone conference call. All interested parties are invited to attend with the information listed below, which is normally open to the public.

DATE AND TIME: August 22, 2005, 9:00 a.m. – 12:00 Noon

PLACE: Call Robin McKenzie, (850)245-4474, to obtain the call in phone number

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Robin McKenzie, (850)245-4474, at least one week prior to the meeting date.

The Florida **Department of Health, Division of Health Access and Tobacco** announces a public graduate medical education committee meeting to which all persons are invited.

DATES AND TIMES: Wednesday, August 24, 2005, 10:00 a.m. – 5:00 p.m.; Thursday, August 25, 2005, 8:30 a.m. – 3:00 p.m.

PLACE: The Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Graduate Medical Education Committee and the Community Health Education Council.

A copy of the agenda or additional information may be obtained by writing: Jessica Rivenbark, Graduate Medical Education Program, Division of Health Access and Tobacco, Department of Health, 4052 Bald Cypress Way, Bin #C18, Tallahassee, FL 32399-1738, (850)245-4446, Ext. 2711.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact Division of Health Access and Tobacco, (850)245-4446, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Division of Health Access and Tobacco using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

#### NAVIAGATION DISTRICTS

The **Florida Inland Navigation District**, Board of Commissioners announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 12, 2005, 8:00 a.m.

PLACE: The Sheraton Bal Harbour, 9701 Collins Avenue, Bal Harbour, Miami-Dade County, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Finance and Budget and Land Acquisition and Management Committees will meet.

Please contact: District Office, 1314 Marcinski Road, Jupiter, FL 33477, (561)627-3386, for more information.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

#### DEPARTMENT OF FINANCIAL SERVICES

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: August 15, 2005, 4:00 p.m. – 7:00 p.m.

PLACE: Ft. Myers Harborside Event Center, 1375 Monroe Street, Ft. Myers, Florida 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hartford Group (excluding Hartford of the Midwest) has requested a 13.3% average statewide rate increase for homeowners insurance. Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to: Kristopher Duer, e-mail: kristopher.duer@fldfs.com.

CONTACT NAME AND NUMBER: Kristopher Duer, Esquire (850)413-4276 or Cheryl Jones (850)413-5272.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone the Ft. Myers Harborside Event Center, (923)332-7600, at least 48 hours before the hearing.

#### TAMPA BAY ESTUARY PROGRAM

The **Tampa Bay Estuary Program** announces scheduling of a Management Board Meeting to which all persons are invited.

DATE AND TIME: Friday, August 12, 2005, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Actions will be taken on the adoption of initial FY 05/06 TBEP program-wide budget and approval of the final CCMP updates. Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Management Board to any matter considered at the above-cited meeting, he 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 based.

The **Tampa Bay Estuary Program** announces scheduling of a Policy Board Meeting to which all persons are invited.

DATE AND TIME: Friday, August 12, 2005, 1:00 p.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Actions will be taken on the adoption of initial FY 05/06 TBEP program-wide budget and approval of the final CCMP updates.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Policy Board to any matter considered at the above-cited meeting, he 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 based.

#### DEPARTMENT OF MILITARY AFFAIRS

The **Department of Military Affairs**, St. Francis Barracks, St. Augustine, FL 32085-1008 announces a meeting of the State of Florida Armory Board.

DATE AND TIME: Saturday, August 13, 2005, 3:00 p.m.

PLACE: Post Headquarters Blue Conference Room, Camp Blanding Joint Training Center, Camp Blanding, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Armory Board Meeting. The Armory Board will consider action on contracts, leases, agreements and other business relative to real property and facility management issues under its control.

If a person decides to appeal any decision made by the Armory Board with respect to any matter considered at this meeting, that person 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.

IN ACCORDANCE WITH FLORIDA STATUTE 286.0105

#### FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces the following meetings.

FAJUA Board of Governors Special Teleconference

DATE AND TIME: Tuesday, August 16, 2005, 9:00 a.m.

PLACE: Teleconference Dial In 1(877)526-3010, meeting number \*6812003\*

GENERAL SUBJECT MATTER TO BE CONSIDERED: Receive Finance Committee recommendation and any other matters that may come before the Board.

Additional information may be obtained from: Lisa Stoutamire, 1425 Piedmont Drive, East, #201A, Tallahassee, FL, (850)681-2003, e-mail: lstoutamire@fajua.org.

#### ENTERPRISE FLORIDA

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Urban Working Group

DATE AND TIME: Tuesday, August 16, 2005, 11:00 a.m. – 12:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Marketing Working Group

DATE AND TIME: Tuesday, August 16, 2005, 2:00 p.m. – 3:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Rural Issues Working Group

DATE AND TIME: Tuesday, August 16, 2005, 3:30 p.m. – 5:00 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Stakeholder Meeting  
DATE AND TIME: Wednesday, August 17, 2005, 8:00 a.m. – 12:00 Noon

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. FL District Export Council  
DATE AND TIME: Wednesday, August 17, 2005, 10:00 a.m. – 12:00 Noon

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Small Business Committee

DATE AND TIME: Wednesday, August 17, 2005, 2:00 p.m. – 3:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Global Commerce Committee

DATE AND TIME: Wednesday, August 17, 2005, 2:00 p.m. – 3:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. FL Trade Partners Alliance MOU

DATE AND TIME: Wednesday, August 17, 2005, 3:00 p.m. – 4:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida**, Inc. announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Defense & Space Committee

DATE AND TIME: Wednesday, August 17, 2005, 2:00 p.m. – 4:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Technology, Entrepreneurship & Capital Committee

DATE AND TIME: Wednesday, August 17, 2005, 3:00 p.m. – 5:00 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. Board of Directors Meeting

DATE AND TIME: Thursday, August 18, 2005, 8:30 a.m. – 12:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

MEETING: Enterprise Florida, Inc. 21st Century Task Force

DATE AND TIME: Thursday, August 18, 2005, 12:30 p.m. – 3:30 p.m.

PLACE: Westin Hotel, 400 Corporate Drive, Ft. Lauderdale, FL 33334, (954)772-1331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Pat Swartz, (850)922-8884, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

#### **TREASURE COAST EDUCATION, RESEARCH AND DEVELOPMENT AUTHORITY**

The **Treasure Coast Education, Research and Development Authority (TCERDA)** announces a TCERDA Board Meeting to which all interested persons are invited to participate.

DATE AND TIME: Tuesday, August 16, 2005, 2:00 p.m.

PLACE: St. Lucie County Extension Office, 8400 Picos Road, Fort Pierce, FL 34945-3045

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

For information regarding this meeting, please contact: Rick Minton, Chairman, (772)370-7425 or Jane Bachelor, Secretary, (772)468-3922, Ext 151.

Anyone with a disability requiring accommodation to attend this meeting should contact Anita Neal or Carol Alberts, (772)462-1660, prior to the meeting.

#### **FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY**

The **Florida Atlantic Research and Development Authority** will hold a regular meeting to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, August 17, 2005, 8:00 a.m.

PLACE: Temple Dining Room, Eleanor Baldwin House, 555 N. W. 20th Street, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business to be discussed will include annual budget and new tenants for the research park.

For complete agendas or questions contact: Scott Ellington, Executive Director, (561)416-6092, e-mail: scott@research-park.org.

#### **CLERKS OF COURT OPERATIONS CORPORATION**

The **Clerks of Court Operations Corporation** announces a teleconference to which all persons are invited.

DATE AND TIME: August 24, 2005, 2:00 p.m. – 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget forms, instructions, and training and other issues.

Information regarding the meeting may be obtained by contacting: John Dew, Florida CCOC, (850)386-2223, CCOC website: [www.flccoc.org](http://www.flccoc.org).

**VISIT FLORIDA**

The **Florida Commission on Tourism** announces a public meeting of the VISIT FLORIDA Board of Directors and the Florida Commission on Tourism to which all interested persons are invited to participate.

MEETING: Visitor Services Committee

DATE AND TIME: Tuesday, September 13, 2005, 8:00 a.m. – 9:45 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will discuss VISIT FLORIDA Welcome Center business and other updates.

MEETING: New Product Development Council

DATE AND TIME: Tuesday, September 13, 2005, 9:00 a.m. – 12 Noon

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will hear regional updates and other business as necessary.

MEETING: Finance Committee

DATE AND TIME: Tuesday, September 13, 2005, 10:00 a.m. – 11:45 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will review financial statements and other business as necessary.

MEETING: Partner Development Committee

DATE AND TIME: Tuesday, September 13, 2005, 1:00 p.m. – 3:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will discuss old business and strategies for recruiting new Partners.

MEETING: Marketing Steering Committee

DATE AND TIME: Tuesday, September 13, 2005, 3:00 p.m. – 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will discuss and review marketing strategies and other business as necessary.

MEETING: VISIT FLORIDA Board of Directors Meeting

DATE AND TIME: Wednesday, September 14, 2005, 9:00 a.m. – adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will discuss committee reports, on-going issues and other matters.

MEETING: Florida Commission on Tourism

DATE AND TIME: Wednesday, September 14, 2005, upon adjournment of the Board of Directors meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will ratify actions of the Board of Directors and discuss other matters as necessary.

PLACE: Seminole Hard Rock Hotel & Casino, 5223 North Orient Road, Tampa, FL 33610, (813)627-7671

For further information contact: Susan Gale, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 334.

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

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

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

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on July 15, 2005; the Division of Alcoholic Beverages and Tobacco (“Division”) received a Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Morgan Howard, Docket Number 2005-030.

The Petitioner, owner and holder of a 4-COP liquor license, engaging in both off-premises package sales and on-premises consumption sales of alcoholic beverages, requests a declaratory statement concerning whether Florida Statutes 561.01(10), 561.42 and 563.065 prohibit distributors of alcoholic beverages from price discrimination between vendors with identical liquor licenses by providing some with a discount, and preventing others from obtaining the same discount, on the basis of the physical structure of the license holder’s premises.

A copy of the Petition for Declaratory Statement, Docket Number 2005-030, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, FL 32399-2217.

A Case Management Order has been issued by the Division Director requiring any Motions to Intervene in the Petition for Declaratory Statement be filed with the Agency Clerk no later than 5:00 p.m., August 29, 2005.

Please refer all comments to: Tonya Sue Chavis, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, FL 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an Order Dismissing Petition with Leave to Refile In Re: Petition for Declaratory Statement, Nancy F. Snyder, Unit Owner, Oriole Gardens Condominium Association, Inc., Docket Number 2005026154.

A copy of the Order Dismissing Petition with Leave to Refile, Docket Number 2005026154, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

The Board of Cosmetology hereby gives notice that it has issued an Order on the Petition for Declaratory Statement, that was filed on April 4, 2005 by Bruce T. Schilling, on behalf of Ollie Koala's Backyard. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 19, of the May 13, 2005, Florida Administrative Weekly. Petitioner sought the Board's interpretation of Section 477.013, Florida Statutes, and whether the definition of Cosmetology includes hair-arranging and makeup application by employees of an establishment providing children's birthday parties. The Board of Cosmetology considered the Petition at a duly-noticed meeting held on June 20, 2005, via teleconference. The Board's Order, filed on July 13, 2005, answered the Petition for Declaratory Statement, finding that the Petitioner's employees are not permitted to assist Petitioner's customers or patrons with applying makeup, painting fingernails, and arranging hair, which are included services under the definition of cosmetology and must be performed by licensed cosmetologists in a licensed salon.

A copy of the Board's Order may be obtained by contacting: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0783.

The Florida Real Estate Appraisal Board hereby gives notice that it has received a Petition for Declaratory Statement filed on July 5, 2005 by Todd Wallace. The Petitioner seeks the Board's clarification regarding paragraphs 61J1-4.010(5)(a),(b), F.A.C., concerning the supervision of registered trainee appraisers, as applied to the county where the supervising appraiser's office is registered with the Department; and any county contiguous to the county where the supervising appraiser's office is registered with the Department.

Copies of the petition may be obtained by writing: Michael E. Murphy, Executive Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

## DEPARTMENT OF HEALTH

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for declaratory statement filed by The University of Kentucky College of Dentistry. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 23, of the June 10, 2005, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on June 24, 2005, in Tampa, Florida. The Board's order, filed on July 15, 2005, denies the petition for declaratory statement. The Petitioner sought the Board's statement that Section 466.002(5), Florida Statutes, authorized University of Kentucky dental students to engage in clinical externships in Florida without licensure.

For a copy of the order, contact: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-0783.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for declaratory statement filed by the Pinellas County Health Department. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 23, of the June 10, 2005, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on June 24, 2005, in Tampa, Florida. The Board's order, filed on July 15, 2005, denies the petition for declaratory statement, concerning the approved location of automatic defibrillator devices in Dental offices and Rule 64B5-17.015, F.A.C.

For a copy of the order, contact: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-0783.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for waiver filed by Hossein Shahrabi, D.D.S., M.S.D. The Notice of Petition for Variance was published in Vol. 31, No. 23, of the June 10, 2005, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on June 24, 2005, in Tampa, Florida. The Board's order, filed on July 15, 2005, grants the petition for waiver. The Petitioner sought a waiver from the requirements of paragraph 64B5-2.0146(2)(c), F.A.C.

For a copy of the order, contact: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-0783.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for variance filed by Gina Youngs. The Petition sought a variance from the provisions of subsection 64B5-2.017(1), F.A.C., and the examination scoring formula. The Notice of Petition for Variance was published in Vol. 31, No. 23, of the June 10, 2005, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on June 24, 2005, in Tampa, Florida. The Board's order, filed on July 15, 2005, denies the petition for variance. The Petition was denied because the Board did not believe the Petitioner had demonstrated she had achieved the intent of the underlying statute by other means, demonstrated the creation of a substantial hardship or that principles of fairness would be violated.

For a copy of the order, contact: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-0783.

The Board of Dentistry hereby gives notice that it has issued an Order on the Petition for waiver filed by Hossein Shahrabi, D.D.S., M.S.D. The Notice of Petition for Variance was published in Vol. 31, No. 23, of the June 10, 2005, Florida Administrative Weekly. The Board of Dentistry considered the Petition at its meeting held on June 24, 2005, in Tampa, Florida. The Board's order, filed on July 15, 2005, grants the petition for waiver. The Petition sought a waiver from the requirements of paragraph 64B5-2.0146(2)(c), F.A.C.

For a copy of the order, contact: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-0783.

The Board of Psychology hereby gives notice that it has issued an Order on the Petition for Declaratory Statement that was filed on April 15, 2005 by Donna L. Johnson, Esquire, on behalf of Citrus Health Network, Inc. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 18, of the May 6, 2005, Florida Administrative Weekly. Petitioner sought the Board's interpretation of paragraph 64B19-13.003(1)(c), F.A.C., entitled "Continuing Psychological Education Credit," and whether continuing education credit can be awarded to its employees who are members of the psychology field who attend training that the Petitioner conducts that is not a part of its internship program. The Board of Psychology considered the Petition at its meeting held on June 17, 2005, by telephone conference call. The Board's Order, filed on July 14, 2005, answered the Petition for

Declaratory Statement in the negative, finding that when the Petitioner conducts training for its employees that is not a part of its internship program, paragraph 64B19-13.003(1)(c), F.A.C. is not applicable and those employees who are members of the psychology field in attendance may not be awarded continuing education credits.

A copy of the Board's Order may be obtained by contacting: Kaye Howerton, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

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

**NONE**

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

**NONE**

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

**NONE**

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## Section XI Notices Regarding Bids, Proposals and Purchasing

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

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

### **EXPRESSWAY AUTHORITIES**

#### NOTICE TO DESIGN/BUILDERS DESIGN/BUILD SERVICES FOR ADMINISTRATION AND OPERATIONS CENTER PROJECT NO. 610-400

The Orlando-Orange County Expressway Authority (Authority) requests qualifications submittals from design/build firms interested in providing the design/build services generally described in this notice. Firms wishing to be considered for this Project must complete and return the Request for Qualifications (RFQ) package. The package is available by contacting Sherry Chastain, (407)647-7275, Extension 4280, and requesting a copy.

The process for selecting a design/build firm for this Project will include evaluation and scoring of information provided by interested firms in response to the RFQ package prepared by the Authority. A Qualification Committee, established by the Authority, will evaluate and score the information provided by the firm which includes (i) prior experience with respect to the particular unique aspects of the identified project, (ii) construction approach to the identified project, (iii) technical abilities, (iv) financial resources. A minimum of three (3) firms receiving the highest scores after the evaluation and scoring is completed will be shortlisted and be given the opportunity to submit a Price Proposal and Schedule for completion for this Project.

The award of the contract for this Project will be based on the lowest Total Amount in sealed Price Proposals from the shortlisted firms. The lowest Price Proposal will be determined using the A+B process wherein the Total Amount is summation of the lump sum items (A part) and the number of calendar days provided by the shortlisted firm multiplied by the daily value established by the Authority (B part).

**DESCRIPTION OF SERVICES:** The work consists of providing all labor, materials, equipment and incidentals necessary to design, permit and construct the Expressway Operations and Administration Center (Project). The Authority

will provide the shortlisted firms with the Design/Build Criteria package that will consist of approximately 30% complete design drawings.

The Project site is approximately 6 acres located north of S.R. 408, west of Andes Avenue and south of the existing paved ORL Tower Road. The Project includes all site work within the 6 acre parcel including embankment, grading, drainage, paving, water distribution, wastewater collection and lighting. Landscape and irrigation and offsite improvements including ORL Tower Road will be constructed under separate contract.

The project will include a three-story, approximately 80,000 square foot office building to house the operations and administrative functions of the Expressway Authority. It is the intent of the Authority for the project to be LEED certified. The building will be concrete structure utilizing precast concrete panels, brick and glass curtain wall.

**QUALIFICATION REQUIREMENTS:** In addition to other requirements included in the Request for Qualifications package, the design/build firm team member(s) involved in professional services as engineer and/or architect and construction services as a certified general contractor shall meet the requirements of Section 287.055, Florida Statutes, at the time of RFQ submittal.

**NON-SOLICITATION PROVISION:** From the first date of publication of this Notice, no person may contact any Authority Member, Officer, Employee, or any selection committee member, with respect to this Notice or the services to be provided, except as related to the submittal requirements detailed in the RFQ.

**RFQ DUE DATE:** Submittals will be received by the Authority until 3:00 p.m. Orlando local time, on August 26, 2005. Submittals delivered or received after that time and date will be disqualified.

**EQUAL OPPORTUNITY STATEMENT:** The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, as amended, prohibits discrimination on the basis of race, color, sex, national origin, age, religion and disability. The Authority hereby notifies all Proposers and individuals that it requires and encourages equal employment opportunity for minority and women as employees in the workforce.

**MINORITY / WOMEN / DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION:** The Orlando-Orange County Expressway Authority hereby notifies all Proposers and individuals that it will establish a participation objective for local minority and women business enterprises for this Project.

**DEPARTMENT OF MANAGEMENT SERVICES**

NOTICE TO PROFESSIONAL CONSULTANTS  
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL  
SERVICES

FOR ARCHITECTURE-ENGINEERING

The Department of Management Services, Division of Facilities Management and Building Construction, announces that professional services are required for the project(s) listed below.

PROJECT NUMBER: JB-25024000

PROJECT NAME: 1st District Court Of Appeal – Architect Services – For a new facility of 90,000 to 100,000 gross square feet as funded in several phases

PROJECT LOCATION: Tallahassee, Florida

For details please visit the Department’s website listed below and click on “Search Advertisements – Division of Facilities Management and Building Construction.”  
[http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu)

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**FLORIDA HOUSING FINANCE CORPORATION**

Request for Qualifications 2005-04

for Guaranteed Investment Contract Broker Services

The Florida Housing Finance Corporation invites all qualified and interested parties wishing to provide Guaranteed Investment Contract Broker Services to submit proposals for consideration. Written, sealed proposals shall be accepted until 2:00 p.m., Eastern Time, Wednesday, September 7, 2005, to the attention of Robin Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Robin Grantham, (850)488-4197 or e-mail: [robin.grantham@floridahousing.org](mailto:robin.grantham@floridahousing.org). To obtain a copy of the Request for Qualifications, which outlines selection criteria and offeror’s responsibilities, please submit your request to the attention of Robin Grantham, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/CurrentSolicitations/RequestForQualifications.htm>. Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

**Section XII  
Miscellaneous**

**DEPARTMENT OF COMMUNITY AFFAIRS**

Notice of Schedule for Submission of Public School  
Facilities Element and Required Updates to the  
Public Schools Interlocal Agreement

The Department of Community Affairs hereby gives notice of the schedule established for submittal of the adopted public school facilities element and updated public schools interlocal agreement pursuant to Section 163.3177(12)(i), F.S.

Section 163.3177(12)(i), F.S., requires each county and each municipality within the county, unless exempt or subject to a waiver, to adopt a public school facilities element that is consistent with those adopted by the other local governments within the county and to update the interlocal agreement to implement public school concurrency. The public school facilities element must be consistent with the requirements of Section 163.3177(12), F.S., and the interlocal agreement must be updated consistent with the requirements of Section 163.3177, F.S.

The schedule for the submittal of the public school facilities element and the updated interlocal agreement is as set forth below:

SCHEDULE FOR SUBMISSION OF  
ADOPTED PUBLIC SCHOOL FACILITIES ELEMENT  
AND UPDATED INTERLOCAL AGREEMENT  
2008

COUNTY/MUNICIPALITY	DUE DATE
DUVAL COUNTY	1/1/2008
ATLANTIC BEACH	1/1/2008
BALDWIN	1/1/2008
JACKSONVILLE BEACH	1/1/2008
NEPTUNE BEACH	1/1/2008
GULF COUNTY	1/1/2008
PORT ST. JOE	1/1/2008
WEWAHITCHKA	1/1/2008
HARDEE COUNTY	1/1/2008
BOWLING GREEN	1/1/2008
WAUCHULA	1/1/2008
ZOLFO SPRINGS	1/1/2008
HERNANDO COUNTY	1/1/2008
BROOKSVILLE	1/1/2008
WEEKI WACHEE	1/1/2008



JEFFERSON COUNTY	1/1/2008	WAKULLA COUNTY	1/1/2008
MONTICELLO	1/1/2008	SOPCHOPPY	1/1/2008
		ST. MARKS	1/1/2008
MIAMI-DADE COUNTY	1/1/2008		
AVENTURA	1/1/2008	BROWARD COUNTY	2/1/2008
BAL HARBOUR VILLAGE	1/1/2008	COCONUT CREEK	2/1/2008
BAY HARBOR ISLANDS	1/1/2008	COOPER CITY	2/1/2008
BISCAYNE PARK	1/1/2008	CORAL SPRINGS	2/1/2008
CORAL GABLES	1/1/2008	DANIA BEACH	2/1/2008
DORAL	1/1/2008	DAVIE	2/1/2008
EL PORTAL	1/1/2008	DEERFIELD BEACH	2/1/2008
FLORIDA CITY	1/1/2008	FORT LAUDERDALE	2/1/2008
GOLDEN BEACH	1/1/2008	HALLANDALE BCH	2/1/2008
HIALEAH	1/1/2008	HILLSBORO BEACH	2/1/2008
HIALEAH GARDENS	1/1/2008	HOLLYWOOD	2/1/2008
HOMESTEAD	1/1/2008	LAUDERDALE LAKES	2/1/2008
INDIAN CREEK VILLAGE	1/1/2008	LAUDERDALE-BY-THE-SEA	2/1/2008
ISLANDIA	1/1/2008	LAUDERHILL	2/1/2008
KEY BISCAYNE	1/1/2008	LAZY LAKE	2/1/2008
MEDLEY	1/1/2008	LIGHTHOUSE POINT	2/1/2008
MIAMI	1/1/2008	MARGATE	2/1/2008
MIAMI BEACH	1/1/2008	MIRAMAR	2/1/2008
MIAMI GARDENS	1/1/2008	NORTH LAUDERDALE	2/1/2008
MIAMI LAKES	1/1/2008	OAKLAND PARK	2/1/2008
MIAMI SHORES	1/1/2008	PARKLAND	2/1/2008
MIAMI SPRINGS	1/1/2008	PEMBROKE PARK	2/1/2008
NORTH BAY	1/1/2008	PEMBROKE PINES	2/1/2008
NORTH MIAMI	1/1/2008	PLANTATION	2/1/2008
NORTH MIAMI BEACH	1/1/2008	POMPAÑO BEACH	2/1/2008
OPA-LOCKA	1/1/2008	PORT EVERGLADES	2/1/2008
PALMETTO BAY	1/1/2008	SEA RANCH LAKES	2/1/2008
PINECREST	1/1/2008	SOUTH WEST RANCHES	2/1/2008
SOUTH MIAMI	1/1/2008	SUNRISE	2/1/2008
SUNNY ISLES BEACH	1/1/2008	TAMARAC	2/1/2008
SURFSIDE	1/1/2008	WESTON	2/1/2008
SWEETWATER	1/1/2008	WILTON MANORS	2/1/2008
VIRGINIA GARDENS	1/1/2008		
WEST MIAMI	1/1/2008	CALHOUN COUNTY	2/1/2008
		ALTHA	2/1/2008
SEMINOLE COUNTY	1/1/2008	BLOUNTSTOWN	2/1/2008
ALTAMONTE SPRINGS	1/1/2008		
CASSELBERRY	1/1/2008	FLAGLER COUNTY	2/1/2008
LAKE MARY	1/1/2008	BEVERLY BEACH	2/1/2008
LONGWOOD	1/1/2008	BUNNELL	2/1/2008
OVIEDO	1/1/2008	FLAGLER BEACH	2/1/2008
SANFORD	1/1/2008	MARINELAND	2/1/2008
WINTER SPRINGS	1/1/2008	PALM COAST	2/1/2008

GADSDEN COUNTY	2/1/2008	BREVARD COUNTY	3/1/2008
CHATTAHOOCHEE	2/1/2008	CAPE CANAVERAL	3/1/2008
GREENSBORO	2/1/2008	COCOA	3/1/2008
GRETNA	2/1/2008	COCOA BEACH	3/1/2008
HAVANA	2/1/2008	INDIALANTIC	3/1/2008
MIDWAY	2/1/2008	INDIAN HARBOR BEACH	3/1/2008
QUINCY	2/1/2008	MALABAR	3/1/2008
		MELBOURNE	3/1/2008
GILCHRIST COUNTY	2/1/2008	MELBOURNE BEACH	3/1/2008
BELL	2/1/2008	MELBOURNE VILLAGE	3/1/2008
FANNING SPRINGS	2/1/2008	PALM BAY	3/1/2008
TRENTON	2/1/2008	PALM SHORES	3/1/2008
		ROCKLEDGE	3/1/2008
HENDRY COUNTY	2/1/2008	SATELLITE BEACH	3/1/2008
CLEWISTON	2/1/2008	TITUSVILLE	3/1/2008
LA BELLE	2/1/2008	WEST MELBOURNE	3/1/2008
PASCO COUNTY	2/1/2008	COLLIER COUNTY	3/1/2008
DADE CITY	2/1/2008	EVERGLADES CITY	3/1/2008
NEW PORT RICHEY	2/1/2008	MARCO ISLAND	3/1/2008
PORT RICHEY	2/1/2008	NAPLES	3/1/2008
ST. LEO	2/1/2008		
SAN ANTONIO	2/1/2008	INDIAN RIVER COUNTY	3/1/2008
ZEPHYRHILLS	2/1/2008	FELLSMERE	3/1/2008
		INDIAN RIVER SHORES	3/1/2008
VOLUSIA COUNTY	2/1/2008	ORCHID	3/1/2008
DAYTONA BEACH	2/1/2008	SEBASTIAN	3/1/2008
DAYTONA BEACH SHORES	2/1/2008	VERO BEACH	3/1/2008
DEBARY	2/1/2008		
DELAND	2/1/2008	PINELLAS COUNTY	3/1/2008
DELTONA	2/1/2008	BELLEAIR	3/1/2008
EDGEWATER	2/1/2008	BELLEAIR BEACH	3/1/2008
HOLLY HILL	2/1/2008	BELLEAIR BLUFFS	3/1/2008
LAKE HELEN	2/1/2008	BELLEAIR SHORE	3/1/2008
NEW SMYRNA BEACH	2/1/2008	CLEARWATER	3/1/2008
OAK HILL	2/1/2008	DUNEDIN	3/1/2008
ORANGE CITY	2/1/2008	GULFPORT	3/1/2008
ORMOND BEACH	2/1/2008	INDIAN ROCKS BEACH	3/1/2008
PIERSON	2/1/2008	INDIAN SHORES	3/1/2008
PONCE INLET	2/1/2008	KENNETH CITY	3/1/2008
PORT ORANGE	2/1/2008	LARGO	3/1/2008
SOUTH DAYTONA	2/1/2008	MADEIRA BEACH	3/1/2008
		NORTH REDINGTON BEACH	3/1/2008
BRADFORD COUNTY	3/1/2008	OLDSMAR	3/1/2008
BROOKER	3/1/2008	PINELLAS PARK	3/1/2008
HAMPTON	3/1/2008	REDINGTON BEACH	3/1/2008
LAWTEY	3/1/2008	REDINGTON SHORES	3/1/2008
STARKE	3/1/2008	SAFETY HARBOR	3/1/2008
		SEMINOLE CITY	3/1/2008
		SOUTH PASADENA	3/1/2008

ST. PETERSBURG	3/1/2008	MONROE COUNTY	4/1/2008
ST. PETERSBURG BEACH	3/1/2008	ISLAMARADA	4/1/2008
TARPON SPRINGS	3/1/2008	KEY COLONY BEACH	4/1/2008
TREASURE ISLAND	3/1/2008	KEY WEST	4/1/2008
		LAYTON	4/1/2008
POLK COUNTY	3/1/2008	MARATHON	4/1/2008
AUBURNDALE	3/1/2008		
BARTOW	3/1/2008	OKALOOSA COUNTY	4/1/2008
DAVENPORT	3/1/2008	CINCO BAYOU	4/1/2008
DUNDEE	3/1/2008	CRESTVIEW	4/1/2008
EAGLE LAKE	3/1/2008	DESTIN	4/1/2008
FORT MEADE	3/1/2008	FORT WALTON BEACH	4/1/2008
FROSTPROOF	3/1/2008	LAUREL HILL	4/1/2008
HAINES CITY	3/1/2008	MARY ESTHER	4/1/2008
HIGHLAND PARK	3/1/2008	NICEVILLE	4/1/2008
HILLCREST HEIGHTS	3/1/2008	SHALIMAR	4/1/2008
LAKE ALFRED	3/1/2008	VALPARAISO	4/1/2008
LAKE HAMILTON	3/1/2008		
LAKE WALES	3/1/2008	ORANGE COUNTY	4/1/2008
LAKELAND	3/1/2008	AOPKA	4/1/2008
MULBERRY	3/1/2008	BAY LAKE	4/1/2008
POLK CITY	3/1/2008	BELLE ISLE	4/1/2008
WINTER HAVEN	3/1/2008	EATONVILLE	4/1/2008
		EDGEWOOD	4/1/2008
UNION COUNTY	3/1/2008	LAKE BUENA VISTA	4/1/2008
LAKE BUTLER	3/1/2008	MAITLAND	4/1/2008
RAIFORD	3/1/2008	OAKLAND	4/1/2008
WORTHINGTON SPRINGS	3/1/2008	OCOOE	4/1/2008
		ORLANDO	4/1/2008
WASHINGTON COUNTY	3/1/2008	REEDY CREEK	4/1/2008
CARYVILLE	3/1/2008	WINDERMERE	4/1/2008
CHIPLEY	3/1/2008	WINTER GARDEN	4/1/2008
EBRO	3/1/2008	WINTER PARK	4/1/2008
VERNON	3/1/2008		
WAUSAU	3/1/2008	PUTNAM COUNTY	4/1/2008
		CRESCENT CITY	4/1/2008
LEE COUNTY	4/1/2008	INTERLACHEN	4/1/2008
BONITA SPRINGS	4/1/2008	PALATKA	4/1/2008
CAPE CORAL	4/1/2008	POMONA PARK	4/1/2008
FORT MYERS	4/1/2008	WELAKA	4/1/2008
FORT MYERS BEACH	4/1/2008		
SANIBEL	4/1/2008	WALTON COUNTY	4/1/2008
		DEFUNIAK SPRINGS	4/1/2008
MANATEE COUNTY	4/1/2008	FREEPORT	4/1/2008
ANNA MARIA	4/1/2008	PAXTON	4/1/2008
BRADENTON	4/1/2008		
BRADENTON BEACH	4/1/2008	CLAY COUNTY	5/1/2008
HOLMES BEACH	4/1/2008	GREEN COVE SPRINGS	5/1/2008
PALMETTO	4/1/2008	KEYSTONE HEIGHTS	5/1/2008
		ORANGE PARK	5/1/2008
		PENNEY FARMS	5/1/2008

HAMILTON COUNTY	5/1/2008	HOWEY IN THE HILLS	6/1/2008
JASPER	5/1/2008	LADY LAKE	6/1/2008
JENNINGS	5/1/2008	LEESBURG	6/1/2008
WHITE SPRINGS	5/1/2008	MASCOTTE	6/1/2008
		MINNEOLA	6/1/2008
HIGHLANDS COUNTY	5/1/2008	MONTVERDE	6/1/2008
AVON PARK	5/1/2008	MOUNT DORA	6/1/2008
LAKE PLACID	5/1/2008	TAVARES	6/1/2008
SEBRING	5/1/2008	UMATILLA	6/1/2008
MARION COUNTY	5/1/2008	MARTIN COUNTY	6/1/2008
BELLEVIEW	5/1/2008	JUPITER ISLAND	6/1/2008
DUNNELLON	5/1/2008	OCEAN BREEZE PARK	6/1/2008
MCINTOSH	5/1/2008	SEWALLS POINT	6/1/2008
OCALA	5/1/2008	STUART	6/1/2008
REDDICK	5/1/2008		
		NASSAU COUNTY	6/1/2008
OSCEOLA COUNTY	5/1/2008	CALLAHAN	6/1/2008
KISSIMMEE	5/1/2008	FERNANDINA BEACH	6/1/2008
SAINT CLOUD	5/1/2008	HILLIARD	6/1/2008
ST. LUCIE COUNTY	5/1/2008	SANTA ROSA COUNTY	6/1/2008
FORT PIERCE	5/1/2008	GULF BREEZE	6/1/2008
PORT ST. LUCIE	5/1/2008	JAY	6/1/2008
ST. LUCIE VILLAGE	5/1/2008	MILTON	6/1/2008
SUWANNEE COUNTY	5/1/2008	ALACHUA COUNTY	7/1/2008
BRANFORD	5/1/2008	ALACHUA CITY	7/1/2008
LIVE OAK	5/1/2008	ARCHER	7/1/2008
		GAINESVILLE	7/1/2008
TAYLOR COUNTY	5/1/2008	HAWTHORNE	7/1/2008
PERRY	5/1/2008	HIGH SPRINGS	7/1/2008
		LACROSSE	7/1/2008
BAKER COUNTY	6/1/2008	MICANOPY	7/1/2008
GLEN SAINT MARY	6/1/2008	NEWBERRY	7/1/2008
MACCLENNY	6/1/2008	WALDO	7/1/2008
CITRUS COUNTY	6/1/2008	HILLSBOROUGH COUNTY	7/1/2008
CRYSTAL RIVER	6/1/2008	PLANT CITY	7/1/2008
INVERNESS	6/1/2008	TAMPA	7/1/2008
		TEMPLE TERRACE	7/1/2008
LAKE COUNTY	6/1/2008	MADISON COUNTY	7/1/2008
ASTATULA	6/1/2008	GREENVILLE	7/1/2008
CLERMONT	6/1/2008	LEE	7/1/2008
EUSTIS	6/1/2008	MADISON CITY	7/1/2008
FRUITLAND PARK	6/1/2008		
GROVELAND	6/1/2008		

OKEECHOBEE COUNTY	7/1/2008	DIXIE COUNTY	10/1/2008
OKEECHOBEE CITY	7/1/2008	CROSS CITY	10/1/2008
		HORSESHOE BEACH	10/1/2008
PALM BEACH COUNTY	*		
		LAFAYETTE COUNTY	10/1/2008
BAY COUNTY	8/1/2008	MAYO	10/1/2008
CALLAWAY	8/1/2008	SARASOTA COUNTY	10/1/2008
CEDAR GROVE	8/1/2008	LONGBOAT KEY	10/1/2008
LYNN HAVEN	8/1/2008	NORTH PORT	10/1/2008
MEXICO BEACH	8/1/2008	SARASOTA CITY	10/1/2008
PANAMA CITY	8/1/2008	VENICE	10/1/2008
PANAMA CITY BEACH	8/1/2008		
PARKER	8/1/2008	CHARLOTTE COUNTY	11/1/2008
SPRINGFIELD	8/1/2008	PUNTA GORDA	11/1/2008
LEVY COUNTY	8/1/2008	ESCAMBIA COUNTY	11/1/2008
BRONSON	8/1/2008	CENTURY	11/1/2008
CEDAR KEY	8/1/2008	PENSACOLA	11/1/2008
CHIEFLAND	8/1/2008		
INGLIS	8/1/2008	JACKSON COUNTY	11/1/2008
OTTER CREEK	8/1/2008	ALFORD	11/1/2008
WILLISTON	8/1/2008	BASCOM	11/1/2008
YANKEETOWN	8/1/2008	CAMPBELLTON	11/1/2008
		COTTONDALE	11/1/2008
LIBERTY COUNTY	8/1/2008	GRACEVILLE	11/1/2008
BRISTOL	8/1/2008	GRAND RIDGE	11/1/2008
		GREENWOOD	11/1/2008
ST. JOHNS COUNTY	8/1/2008	JACOB CITY	11/1/2008
HASTINGS	8/1/2008	MALONE	11/1/2008
ST. AUGUSTINE	8/1/2008	MARIANNA	11/1/2008
ST. AUGUSTINE BEACH	8/1/2008	SNEADS	11/1/2008
FRANKLIN COUNTY	9/1/2008	COLUMBIA COUNTY	12/1/2008
APALACHICOLA	9/1/2008	FORT WHITE	12/1/2008
CARRABELLE	9/1/2008	LAKE CITY	12/1/2008
GLADES COUNTY	9/1/2008	DESOTO COUNTY	12/1/2008
MOORE HAVEN	9/1/2008	ARCADIA	12/1/2008
LEON COUNTY	9/1/2008	HOLMES COUNTY	12/1/2008
TALLAHASSEE	9/1/2008	BONIFAY	12/1/2008
		NOMA	12/1/2008
SUMTER COUNTY	9/1/2008	PONCE DE LEON	12/1/2008
BUSHNELL	9/1/2008	WESTVILLE	12/1/2008
CENTER HILL	9/1/2008	ESTO	12/1/2008
COLEMAN	9/1/2008		
WEBSTER	9/1/2008		
WILDWOOD	9/1/2008		

Pursuant to Section 163.3177(12)(a), F.S., certain counties and the municipalities with those counties may be eligible for a waiver from the public school concurrency requirement if the criteria of Section 163.3177(12)(a), F.S., are met. Counties and the school boards within those counties requesting a waiver should demonstrate the county meets the criteria for a waiver by submitting an application to the Department of Community Affairs no later than December 1, 2006. A waiver application form may be obtained from the Department.

Pursuant to Section 163.3177(12)(b), F.S., a municipality in a nonexempt county may be exempt from public school concurrency if the criteria of Section 163.3177(12)(b), F.S., are met. Municipalities requesting exemption should demonstrate the municipality meets the criteria for exemption by submitting a request to the Department of Community Affairs no later than six months prior to the scheduled due date for submission of the public school facilities element.

\* Pursuant to Section 163.3177(5), F.S., Palm Beach County is not included in this schedule. Palm Beach County and the municipalities located within the county adopted plan amendments to implement school concurrency before July 1, 2005, and are therefore not required to amend their public school facilities element and update their interlocal agreement until the county conducts its evaluation and appraisal report.

For more information regarding the public school concurrency requirements contact Mike McDaniel, Acting Chief, Office of Comprehensive Planning, Division of Community Planning, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1806, e-mail: mike.mcdaniel@dca.state.fl.us. The schedule and additional information on school planning is available electronically on the Department of Community Affairs' web site at <http://www.dca.state.fl.us/fdcp/dcp/SchoolPlanning/index.cfm>.

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.:	BLID-1106-001
DATE RECEIVED:	July 20, 2005
DEVELOPMENT NAME:	Homestead Pavilion
DEVELOPER/AGENT:	Developers Diversified Realty/ T. Spencer Crowley
DEVELOPMENT TYPE:	28-24.031, F.A.C.
LOCAL GOVERNMENT:	Homestead City

DCA Order No. DCA05-OR-137

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: A LAND DEVELOPMENT REGULATION  
ADOPTED BY ISLAMORADA,  
VILLAGE OF ISLANDS  
ORDINANCE NO. 05-06

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2004), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.

2. On May 26, 2005, the Department received for review Islamorada, Village of Islands Ordinance No. 05-06 which was adopted by the Village Council on May 19, 2005 ("Ord. 05-06"). The purpose of Ord. 05-06 is to amend the Islamorada Building Permit Allocation System allowing for an increase in annual building permit allocations from 14 to 28. Ord. 05-06 sets market rate allocations at a maximum of 14 per year, and affordable allocations at a minimum of 14 per year. Additionally, Ord. 05-06 requires that nonresidential development submitted in conjunction with onsite affordable housing applications must be submitted with a bond to ensure completion of the affordable housing units which are eligible to receive extra points in the Building Permit Allocation System. Furthermore, Ord. 05-06 removes language requiring quarterly permit allocations, encourages the preservation of open space and natural resources, removes the provision of public art as a Building Permit Allocation System criterion and adds voluntary amenity points for increases in scenic corridor and major street landscape buffers. Finally, Ord. 05-06 deletes numerous references to past years, clarifies that the applications subject to site plan approval and conditional use approval must obtain such approvals prior to entry into the Building Permit Allocation System, allows land dedication to be accepted only from within the Village, and allows land dedications to be used for affordable housing.

3. Ord. 05-06 is consistent with the Village Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2004).

5. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2004), and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

6. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2004). The regulations adopted by Ord. 05-06 are land development regulations.

7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. (2004). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

8. Ord. 05-06 promotes and furthers the following Principles:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

(c) To protect upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.

(f) To enhance natural scenic resources, promote the aesthetic benefits of the natural environment, and ensure that development is compatible with the unique historical character of the Florida Keys.

(j) To make available affordable housing for all sectors of the population of the Florida Keys.

9. Ord. 05-06 is not inconsistent with the remaining Principles. Ord. 05-06 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 05-06 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

James L. Quinn  
 State Planning Administrator  
 Division of Community Planning  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE.

A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT’S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 20th day of July, 2005.

\_\_\_\_\_  
Paula Ford, Agency Clerk

By U.S. Mail:  
Honorable Chris Sante, Mayor  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Beverly Raddatz, Village Clerk  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Nina Boniske, Esq.  
Nancy Stroud, Esq.  
Weiss Serota Helfman Pastoriza  
Guedes Cole & Boniske, P.A.  
3107 Stirling Drive, Suite 300  
Fort Lauderdale, FL 33312-8500

DCA Order No. DCA05-OR-138

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: A LAND DEVELOPMENT REGULATION  
ADOPTED BY ISLAMORADA,  
VILLAGE OF ISLANDS  
ORDINANCE NO. 05-07

FINAL ORDER

The Department of Community Affairs (the “Department”) hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2004), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.
2. On May 26, 2005, the Department received for review Islamorada, Village of Islands Ordinance No. 05-07 which was adopted by the Village Council on May 19, 2005 (“Ord. 05-07”). The purpose of Ord. 05-07 is to amend the Recreation Zoning District to allow private recreational facilities in addition to public recreation facilities.
3. Ord. 05-07 is consistent with the Village Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2004).
5. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2004), and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
6. “Land development regulations” include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2004). The regulations adopted by Ord. 05-07 are land development regulations.
7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the “Principles”) as set forth in § 380.0552(7), Fla. Stat. (2004). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff’d*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.



8. Ord. 05-07 promotes and furthers the following Principles:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

(l) To protect the health, safety, and welfare of the citizens of the Florida Keys as a unique Florida resource.

9. Ord. 05-07 is not inconsistent with the remaining Principles. Ord. 05-07 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 05-07 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

James L. Quinn  
 State Planning Administrator  
 Division of Community Planning  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A

WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

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THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

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YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 20th day of July, 2005.

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Chris Sante, Mayor  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Beverly Raddatz, Village Clerk  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Nina Boniske, Esq.  
Nancy Stroud, Esq.  
Weiss Serota Helfman Pastoriza  
Guedes Cole & Boniske, P.A.  
3107 Stirling Drive, Suite 300  
Fort Lauderdale, FL 33312-8500

DCA Order No. DCA05-OR-139

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: A LAND DEVELOPMENT REGULATION  
ADOPTED BY ISLAMORADA,  
VILLAGE OF ISLANDS  
ORDINANCE NO. 05-08

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2004), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.

2. On May 26, 2005, the Department received for review Islamorada, Village of Islands Ordinance No. 05-08 which was adopted by the Village Council on May 19, 2005 ("Ord. 05-08"). The purpose of Ord. 05-08 is to define which dwelling units and commercial floor area are not subject to Islamorada's Building Permit Allocation System. In order to be rebuilt

exempt from the Building Permit Allocation System, a dwelling unit or commercial floor area must be "legally established." Additionally, Ord. 05-08 provides the following criteria to determine which dwelling units and floor area are legally established and can therefore be built back without a Building Permit Allocation System: a permit for the construction of the unit or floor area issued after 1990; or if a permit is not available the following criteria may be used to establish proof that the dwelling unit or commercial floor area was legally established: tax records, occupational licenses, insurance records, aerial photographs, and surveys, as well as a determination that the unit or floor area could have been legally permitted under the zoning and building codes in effect for the parcel at the time constructed. Finally, Ord. 05-08 provides for the Village Council to hear disputed cases and requires all applicants seeking recognition of dwelling units or commercial floor area to apply within 180 days of the effective date of the Ordinance.

3. Ord. 05-08 is consistent with the Village Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2004).

5. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2004), and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

6. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2004). The regulations adopted by Ord. 05-08 are land development regulations.

7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. (2004). See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

8. Ord. 05-08 promotes and furthers the following Principles:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

9. Ord. 05-08 is not inconsistent with the remaining Principles. Ord. 05-08 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 05-08 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

James L. Quinn  
State Planning Administrator  
Division of Community Planning  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE

REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDING" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 20th day of July, 2005.

Paula Ford, Agency Clerk

By U.S. Mail:  
Honorable Chris Sante, Mayor  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Beverly Raddatz, Village Clerk  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Nina Boniske, Esq.  
Nancy Stroud, Esq.  
Weiss Serota Helfman Pastoriza  
Guedes Cole & Boniske, P.A.  
3107 Stirling Drive, Suite 300  
Fort Lauderdale, FL 33312-8500

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

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

Pursuant to Section 320.642, Florida Statutes, STR Motorsports, Inc., intends to allow the establishment of Motorsports Depot, as a dealership for the sale KYMCO motorcycles, at 17630 US 41, North (Hillsborough County), Lutz, Florida 33549, on or after July 15, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Motorsports Depot are dealer operator: Robert Sardegna, 230 Deer Cove, Lutz, Florida 33548; principal investor(s): Robert Sardegna, 230 Deer Cove, Lutz, Florida 33548.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Bruce Ramsey, VP of Sales/Marketing, STR Motorsports, Inc., 1770 Campton Road, Inman, South Carolina 29349.

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

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

Pursuant to Section 320.642, Florida Statutes, American Suzuki Motor Corporation intends to allow the establishment of City Automotive-Suzuki, Inc., d/b/a City Suzuki, as a dealership for the sale of Suzuki automobiles, at 10585 Atlantic Boulevard, Jacksonville (Duval County), Florida 32225, on or after August 15, 2005.

The name and address of the dealer operator(s) and principal investor(s) of City Automotive-Suzuki, Inc., d/b/a City Suzuki are dealer operator: John Galeani, 10585 Atlantic Boulevard, Jacksonville, Florida 32225; principal investor(s): City Automotive Holdings, Inc., 10585 Atlantic Boulevard, Jacksonville, Florida 32225.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Daniel Malloy, Manager, Dealer Development, American Suzuki Motor Corporation, 3251 Imperial Highway, Brea, California 92821-6795.

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

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

Pursuant to Section 320.642, Florida Statutes, United Motors of America, intends to allow the establishment of Mister Moped International, as a dealership for the sale UM make motorcycles, at 6227 North Washington Boulevard, Sarasota (Sarasota County), Florida 34243, on or after July 14, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Mister Moped International are dealer operator: Robert Fusco, 4850 Osprey South, Unite 105 G, St.

Petersburg, Florida 33711; principal investor(s): Robert Fusco, 4850 Osprey South, Unite 105 G, St. Petersburg, Florida 33711.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Juan Villegas, President, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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

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

Pursuant to Section 320.642, Florida Statutes, Mod Cycles Corporation intends to allow the establishment of MoJo PowerSports, Inc., d/b/a MoJo Scooters, as a dealership for the sale of Yumbo and Baccio scooters, at 707 West Bay Drive, Largo (Pinellas County), Florida 33770, on or after July 20, 2005.

The name and address of the dealer operator(s) and principal investor(s) of MoJo PowerSports, Inc. d/b/a MoJo Scooters are dealer operator: Peter M. Spoto, 100 Squire Court, Dunedin, Florida 34698; principal investor(s): Peter M. Spoto, 100 Squire Court, Dunedin, Florida 34698.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer

License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Leonardo Bangerter, Mod Cycles Corporation, 7547 Northwest 52nd Street, Miami, Florida 33166.

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

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

Pursuant to Section 320.642, Florida Statutes, Mod Cycles Corporation intends to allow the establishment of MoJo PowerSports, Inc., d/b/a GekGo, as a service center for the Yumbo and Baccio scooters, at 101 First Avenue, Southwest, Largo (Pinellas County), Florida 33770, on or after July 20, 2005.

The name and address of the dealer operator(s) and principal investor(s) of MoJo PowerSports, Inc., d/b/a GekGo are dealer operator: Peter M. Spoto, 100 Squire Court, Dunedin, Florida 34698; principal investor(s): Peter M. Spoto, 100 Squire Court, Dunedin, Florida 34698.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Leonardo Bangerter, Mod Cycles Corporation, 7547 Northwest 52nd Street, Miami, Florida 33166.

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

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

Pursuant to Section 320.642, Florida Statutes, Volvo Trucks North America, Inc. intends to allow the establishment of Nextran Corporation d/b/a Nextran Truck Center – Orlando, as a dealership for the sale of Volvo trucks, at 2200 West Landstreet Road, Orlando (Orange County), Florida 32809, on or after July 25, 2005.

The name and address of the dealer operator(s) and principal investor(s) are dealer operator: Charles H. Brown, 2143 Westover Reserve Boulevard, Windermere, Florida 34786; principal investor(s): Marvin H. Pritchett, Highway 100, Lake Butler, Florida 32054.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: David E. Winner, Director, Region Dealer Development, Volvo Trucks North America, Inc., Post Office Box 26115, Greensboro, North Carolina 27402-6115.

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

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

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**NOTICE OF LITIGATION**

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on July 25, 2005, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Section 408.039, F.S. and Rule 59C-1.012, F.A.C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

- | CON# | INITIAL    | DECISION, | PROJECT,      | CTY,         |
|------|------------|-----------|---------------|--------------|
|      | APPLICANT, | PARTY     | REQUEST       | HEARING      |
|      | (PRH)      |           |               |              |
| 9816 | Denial,    | establish | a 22 bed      | intermediate |
|      |            |           | care          | facility,    |
|      |            |           | Nassau        | County,      |
|      |            |           | GF/Amelia     | Island       |
|      |            |           | Properties,   | Inc.         |
|      |            |           | d/b/a         | Amelia       |
|      |            |           | Island        | Care         |
|      |            |           | Center,       | (PRH)        |
|      |            |           | same          | as           |
|      |            |           | applicant     |              |
| 9817 | Denial,    | establish | a 24 bed      | intermediate |
|      |            |           | care          | facility,    |
|      |            |           | Nassau        | County,      |
|      |            |           | GF/Amelia     | Island       |
|      |            |           | Properties,   | Inc.         |
|      |            |           | d/b/a         | Amelia       |
|      |            |           | Island        | Care         |
|      |            |           | Center,       | (PRH)        |
|      |            |           | same          | as           |
|      |            |           | applicant     |              |
| 9818 | Denial,    | Denial,   | establish     | a 24 bed     |
|      |            |           | intermediate  | care         |
|      |            |           | facility,     | Nassau       |
|      |            |           | County,       | GF/Amelia    |
|      |            |           | Island        | Properties,  |
|      |            |           | Inc.          | d/b/a        |
|      |            |           | Amelia        | Island       |
|      |            |           | Care          | Center,      |
|      |            |           | (PRH)         | same         |
|      |            |           | as            | applicant    |
| 9831 | Denial,    | establish | a 60 bed      | freestanding |
|      |            |           | long          | term         |
|      |            |           | acute         | care         |
|      |            |           | hospital,     | Volusia      |
|      |            |           | County,       | Kindred      |
|      |            |           | Hospitals     | East,        |
|      |            |           | LLC,          | (PRH)        |
|      |            |           | same          | as           |
|      |            |           | applicant     |              |
| 9832 | Denial,    | convert   | existing      | 112 bed      |
|      |            |           | child         | care,        |
|      |            |           | non-inpatient | facility     |
|      |            |           | to a 98       | bed          |
|      |            |           | inpatient     | specialty    |
|      |            |           | hospital      | intensive    |
|      |            |           | residential   | treatment    |
|      |            |           | facility      | program,     |
|      |            |           | Hillsborough  | County,      |
|      |            |           | Youth         | & Family     |
|      |            |           | Centered      | Services,    |
|      |            |           | Inc.          | d/b/a        |
|      |            |           | Tampa         | Bay          |
|      |            |           | Academy,      | (PRH)        |
|      |            |           | same          | as           |
|      |            |           | applicant     |              |
| 9833 | Denial,    | establish | a 90 bed      | acute        |
|      |            |           | care          | hospital     |
|      |            |           | through       | the          |
|      |            |           | transfer      | of 90        |
|      |            |           | acute         | care         |
|      |            |           | beds          | from         |
|      |            |           | St. Joseph’s  | Hospital,    |
|      |            |           | Hillsborough  | County,      |
|      |            |           | St. Joseph’s  | Hospital,    |
|      |            |           | Inc.          | d/b/a        |
|      |            |           | St. Joseph’s  | Hospital,    |
|      |            |           | (PRH)         | same         |
|      |            |           | as            | applicant    |
| 9833 | Supports   | denial,   | establish     | a 90 bed     |
|      |            |           | acute         | care         |
|      |            |           | hospital      | through      |
|      |            |           | the           | transfer     |
|      |            |           | of 90         | acute        |
|      |            |           | care          | beds         |
|      |            |           | from          | St.          |
|      |            |           | Joseph’s      | Hospital,    |
|      |            |           | Hillsborough  | County,      |
|      |            |           | St. Joseph’s  | Hospital,    |
|      |            |           | Inc.          | d/b/a        |
|      |            |           | St. Joseph’s  | Hospital,    |
|      |            |           | (PRH)         | Sun          |
|      |            |           | City          | Hospital,    |
|      |            |           | Inc.          | d/b/a        |
|      |            |           | South         | Bay          |
|      |            |           | Hospital      |              |

- 9834 Denial, establish an 80 bed acute care hospital, Hillsborough County, Sun City Hospital, Inc. d/b/a South Bay Hospital, (PRH) same as applicant
- 9834 Supports denial, establish an 80 bed acute care hospital, Hillsborough County, Sun City Hospital, Inc., (PRH) St. Joseph's Hospital, Inc. d/b/a St. Joseph's Hospital
- 9835 Denial, establish a 60 bed freestanding long term care hospital, Brevard County, Kindred Hospitals East, LLC, (PRH) same as applicant
- 9836 Denial, establish an 84 bed acute care hospital, Brevard County, Holmes Regional Medical Center, Inc., (PRH) same as applicant
- 9836 Supports Denial, establish an 84 bed acute care hospital, Brevard County, Holmes Regional Medical Center, Inc., (PRH) Wuesthoff Memorial Hospital, Inc. d/b/a Wuesthoff Medical Center-Rockledge and Wuesthoff Memorial Hospital, Inc. d/b/a Wuesthoff Medical Center-Melbourne
- 9837 Denial, establish an 80 bed acute care hospital, St. Lucie County, Martin Memorial Medical Center, Inc., (PRH) same as applicant
- 9838 Approval, establish an 80 bed acute care hospital, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) Tenet Healthsystem Hospitals, Inc. d/b/a Delray Medical Center
- 9838 Approval, establish an 80 bed acute care hospital, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) JFK Medical Center Limited Partnership d/b/a JFK Medical Center
- 9838 Approval, establish an 80 bed acute care hospital, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) Delray Medical Center, Inc. d/b/a Delray Medical Center
- 9838 Approval, establish an 80 bed acute care hospital, Palm Beach County, (PRH) Wellington Regional Medical Center, Inc. d/b/a Wellington Regional Medical Center
- 9839 Denial, establish a 144 bed acute care hospital through the transfer of 144 acute care beds from Broward General and North Broward Medical Centers, Broward County, North Broward Hospital District, (PRH) same as applicant

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

On July 25, 2005, 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 Nancy E. Levenson, D.C. license number CH 4776. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 25, 2005, 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 Bruce K. Robinson, D.C. license number CH 5520. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 26, 2005, John O. Agwunobi, M.D., M.B.A., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the permit of Dental Manufacture, license number DL 10404. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 25, 2005, 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 Catherine Ann Schroeder, R.N. license number RN 9174998. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 21, 2005 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 Susan Latner-Brown, R.N., license number RN 9218981. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 21, 2005, 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 Cynthia Diane Miller, R.N. license number RN 2158802. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 25, 2005, John O. Agwunobi, M.D., M.B.A., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Kim M. Merville McGovern, L.P.N., license number PN 902951. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On July 26, 2005, John O. Agwunobi, M.D., M.B.A., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the certificate of Kenol Pyran, C.N.A., certificate number 761952636. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

## DEPARTMENT OF FINANCIAL SERVICES

### NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., August 26, 2005):

#### APPLICATION FOR CONVERSION OF AN INTERNATIONAL AGENCY OFFICE TO AN INTERNATIONAL BRANCH OFFICE

Applicant and Location: Caja de Ahorros de Valencia, Castellón y Alicante, Bancaja, 1395 Brickell Avenue, Suite 950, Miami, Florida 33131

With Title: Caja de Ahorros de Valencia, Castellón y Alicante, Bancaja

Correspondent: Clemente L. Vazquez-Bello, One Biscayne Tower, 2 South Biscayne Boulevard, Suite 3400, Miami, Florida 33131-1897

Received: July 25, 2005

#### APPLICATION FOR AN INTERNATIONAL REPRESENTATIVE OFFICE

Application and Location: Banco Popular Español, S.A., Madrid, Spain

Proposed Florida Location: 701 Brickell Avenue, Miami, Florida 33131

Received: July 26, 2005



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

**RULES FILED BETWEEN July 18, 2005  
 and July 22, 2005**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF EDUCATION**  
**University of South Florida**

6C4-4.0107	7/18/05	8/7/05		Newspaper
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**DEPARTMENT OF TRANSPORTATION**

14-21.001	7/22/05	8/11/05	31/21	
14-90.001	7/18/05	8/7/05	31/18	31/25
14-90.002	7/18/05	8/7/05	31/18	31/25
14-90.003	7/18/05	8/7/05	31/18	31/25
14-90.004	7/18/05	8/7/05	31/18	31/25
14-90.0041	7/18/05	8/7/05	31/18	31/25
14-90.005	7/18/05	8/7/05	31/18	31/25
14-90.006	7/18/05	8/7/05	31/18	31/25
14-90.007	7/18/05	8/7/05	31/18	31/25
14-90.008	7/18/05	8/7/05	31/18	31/25
14-90.009	7/18/05	8/7/05	31/18	31/25
14-90.010	7/18/05	8/7/05	31/18	31/25
14-90.011	7/18/05	8/7/05	31/18	31/25
14-90.012	7/18/05	8/7/05	31/18	31/25

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**BOARD OF TRUSTEES OF THE INTERNAL  
 IMPROVEMENT TRUST**

18-21.008	7/21/05	8/10/05	31/46	
18-21.0081	7/21/05	8/10/05	31/46	
18-21.009	7/21/05	8/10/05	31/46	
18-21.010	7/21/05	8/10/05	31/46	

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Cost Management and Control**

59B-12.001	7/21/05	8/10/05	31/20	
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
 REGULATION**

**Division of Florida Land Sales, Condominiums and Mobile  
 Homes**

61B-23.0021	7/18/05	8/7/05	31/17	
61B-23.00215	7/18/05	8/7/05	31/17	31/25

**Electrical Contractors' Licensing Board**

61G6-9.003	7/21/05	8/10/05	31/23	
61G6-9.004	7/21/05	8/10/05	31/23	

**Board of Professional Engineers**

61G15-22.011	7/19/05	8/8/05	31/24	
61G15-23.001	7/19/05	8/8/05	31/24	

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

**Board of Nursing Home Administrators**

64B10-12.018	7/18/05	8/7/05	31/20	
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67-50.050	7/20/05	8/9/05	31/17	31/25
67-50.060	7/20/05	8/9/05	31/17	31/25
67-50.070	7/20/05	8/9/05	31/17	
67-50.080	7/20/05	8/9/05	31/17	

**FLORIDA HOUSING FINANCE CORPORATION**

67-50.001	7/20/05	8/9/05	31/17	31/25
67-50.005	7/20/05	8/9/05	31/17	31/25
67-50.010	7/20/05	8/9/05	31/17	
67-50.030	7/20/05	8/9/05	31/17	
67-50.040	7/20/05	8/9/05	31/17	31/25
67-50.045	7/20/05	8/9/05	31/17	31/25

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

69A-3.012	7/18/05	8/7/05	31/13	
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Section XIV  
List of Rules Affected

				Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.				4-211.031	27/44		
w – Signifies Withdrawal of Proposed Rule(s)				4-228.055	26/35		
c – Rule Challenge Filed				4A-3.002	27/12		
v – Rule Declared Valid				4A-21.115	29/37	29/46	
x – Rule Declared Invalid				4A-41.108	29/25		
d – Rule Challenge Dismissed				4A-62.0001	29/44	29/46	
dw – Dismissed Upon Withdrawal				4A-62.001	29/44	29/46	
Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	4A-62.002	29/44	29/46	
				4A-62.003	29/44	29/46	
				4A-62.006	29/44	29/46	
				4A-62.007	29/44	29/46	
				4A-62.020	29/44	29/46	
				4A-62.021	29/44	29/46	
				4A-62.022	29/44	29/46	
				4A-62.023	29/44	29/46	
STATE				4A-62.030	29/44	29/46	
				4A-62.031	29/44	29/46	
1B-24.002	26/43			4A-62.032	29/44	29/46	
1SER05-1			31/15	4A-62.033	29/44	29/46	
1S-2.031	31/20			4A-62.034	29/44	29/46	
IT-1.001		29/37	31/24	4A-62.035	29/44	29/46	
	31/7	31/14	31/24	4A-62.036	29/44	29/46	
		31/16	31/24	4A-62.040	29/44	29/46	
				4A-62.041	29/44	29/46	
LEGAL AFFAIRS				4A-62.042	29/44	29/46	
				4A-62.043	29/44	29/46	
2A-8.005	31/22		31/29	4A-62.044	29/44	29/46	
				4A-62.045	29/44	29/46	
BANKING AND FINANCE				4C-6.003	29/38	30/29	
				4C-40.0055	28/47		
3E-48.005	28/42			4L-24.0231	29/39	29/46	
3F-5.0015	29/39	29/45		AGRICULTURE AND CONSUMER SERVICES			
3F-5.0035	29/39	29/45		5-1	31/6c		
3F-5.004	29/39	29/45			31/14c		
3F-5.006	29/39	29/45		5B-54.003	31/18		
3F-5.008	29/39	29/45		5B-54.014	31/18		
INSURANCE				5B-54.017	31/18		
4-138.047	28/41			5B-58.001	27/29		
4-149.203	29/52	30/3		5B-58.001(16)	27/50c		
4-149.204	29/52	30/3		5C-20.002	31/24	31/30	
4-149.205	29/52	30/3		5C-20.004	31/24	31/30	
4-149.206	29/52	30/3		5E-2.0042	30/15		
4-149.207	29/52	30/3		5E-2.011	29/32		
4-154.201	29/37	30/3		5E-14.106	31/10	31/20	31/25
4-154.202	29/37	29/42		5I-2.003	31/25		
		30/3		5I-2.004	31/25		
4-154.203	29/37	29/46		5I-2.006	31/25		
		30/3		5I-4.002	31/21		
4-154.204	29/37	30/3		5J-12.002	31/17		31/25
4-154.210	29/37	30/3		5L-1.003	31/24		
4-154.525	29/16	29/25		5L-3.004	31/25		
4-166.045	30/1	30/3		5M-2.002	31/13		31/28w
4-176.013	29/36	30/3			31/28		
4-200.007	29/44	30/3					

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
EDUCATION				6C2-2.009	Newspaper		31/30
6AER05-1			31/17	6C2-2.02422	Newspaper		31/30
6A-1	31/12c			6C2-3.005	Newspaper		31/30
6A-1.09412	31/20		31/29	6C4-4.0023	Newspaper		31/29
6A-2.0010	31/20	31/27		6C4-4.0107	Newspaper		31/31
6A-6.03315	31/28			6C4-6.028	Newspaper		31/29
6A-6.080	16/30			6C4-10.114	Newspaper		31/25
6A-10.060	31/5c			6C6-4.002	Newspaper		31/29
	31/15		31/24	6E-2.0061	31/18		
6C-7.0055	30/26			6G-1	31/6c		
6C1-1.015	Newspaper		31/28		31/21c		
6C1-1.017	Newspaper		31/28	6L-1.001	28/12		
6C1-1.200	Newspaper		31/28	6L-1.002	28/12		
6C1-2.0031	Newspaper		31/28	6L-1.004	28/12		
6C1-2.012	Newspaper		31/26	6L-1.005	28/12		
6C1-3.0051	Newspaper		31/28	6L-1.006	28/12		
6C1-3.007	Newspaper		31/28	6L-1.007	28/12		
6C1-3.009	Newspaper		31/28	6L-1.008	28/12		
6C1-3.0372	Newspaper		31/28	6L-1.009	28/12		
6C1-3.0375	Newspaper		31/28	6L-1.010	28/12		
6C1-3.0422	Newspaper		31/28	6L-1.011	28/12		
6C1-3.047	Newspaper		31/28	6L-1.012	28/12		
6C1-3.049	Newspaper		31/28	6L-1.013	28/12		
6C1-3.050	Newspaper		31/28	6M-7.0055	30/26		
6C1-3.051	Newspaper		31/28	COMMUNITY AFFAIRS			
6C1-3.054	Newspaper		31/28	9BER05-2			31/19
6C1-3.056	Newspaper		31/28	9B-1.002	31/30		
6C1-3.057	Newspaper		31/28	9B-1.003	31/30		
6C1-3.058	Newspaper		31/28	9B-1.004	31/30		
6C1-3.072	Newspaper		31/28	9B-1.006	31/30		
6C1-3.076	Newspaper		31/28	9B-1.007	31/30		
6C1-4.004	Newspaper		31/28	9B-1.009	31/30		
6C1-4.007	Newspaper		31/28	9B-1.0095	31/30		
6C1-4.016	Newspaper		31/28	9B-1.010	31/30		
6C1-4.017	Newspaper		31/28	9B-1.016	31/30		
6C1-4.020	Newspaper		31/28	9B-1.017	31/30		
6C1-4.0211	Newspaper		31/28	9B-1.020	31/30		
6C1-4.029	Newspaper		31/28	9B-1.0211	31/30		
6C1-4.031	Newspaper		31/28	9B-1.0221	31/30		
6C1-4.032	Newspaper		31/28	9B-1.028	31/30		
6C1-5.0763	Newspaper		31/28	9B-1.030	31/30		
6C1-6.009	Newspaper		31/28	9B-72.005	30/26		
6C1-6.011	Newspaper		31/28	9B-72.010	30/26		
6C1-7.010	Newspaper		31/28	9B-72.030	30/26		
6C1-7.013	Newspaper		31/28	9B-72.040	30/26		
6C1-7.019	Newspaper		31/28	9B-72.045	30/26		
6C1-7.042	Newspaper		31/28	9B-72.050	30/26		
6C1-7.0441	Newspaper		31/28	9B-72.060	30/26		
6C1-7.048	Newspaper		31/28	9B-72.070	30/26		
6C1-7.051	Newspaper		31/28	9B-72.080	30/26		
6C1-7.0561	Newspaper		31/28	9B-72.090	30/26		
6C1-7.0562	Newspaper		31/28	9B-72.100	30/26		
6C1-7.0565	Newspaper		31/28	9B-72.130	30/26		
6C2-1.007	Newspaper		31/30	9B-72.135	30/26		



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
ENVIRONMENTAL REGULATION				PUBLIC SERVICE COMMISSION			
17-503.420	16/15			25-4.0161	31/30		
17-503.430	16/15			25-6.109(4)	30/29c		31/25d
17-503.500	16/15			25-24.455	31/5	31/26	
17-660.300	15/50	16/8		25-24.465	31/5		
17-671.100	15/32			25-24.470	31/5		
17-671.200	15/32			25-24.4701	31/5		
17-671.300	15/32			25-24.471	31/5		
17-671.310	15/32			25-24.472	31/5		
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST				25-24.473	31/5		
				25-24.474	31/5	31/26	
				25-24.475	31/5		
				25-24.480	31/5	31/26	
18-21.003	31/27c			25-24.485	31/5		
18-21.003(23)	31/16c			25-24.490	31/5		
18-21.004	25/48	25/50		25-24.491	31/5		
18-21.008	31/46		31/31	25-24.600	31/5	31/26	
18-21.0081	31/46		31/31	25-24.610	31/5		
18-21.009	31/46		31/31	25-24.640	31/5		
18-21.010	31/46		31/31	25-24.835	31/5		
18-21.011	31/16c			25-24.840	31/5		
	31/27c			25-24.900	31/5		
STATE BOARD OF ADMINISTRATION				25-24.905	31/5		
19ER05-1			31/24	25-24.910	31/5		
19-8.028	31/15		31/28	25-24.915	31/5		
19B-15.001	28/8			25-24.920	31/5		
19B-15.002	28/8			25-24.930	31/5		
19B-15.003	28/8			25-24.940	31/5		
19B-15.004	28/8			EXECUTIVE OFFICE OF THE GOVERNOR			
19B-15.005	28/8			27E-4.001	20/11		
19B-15.006	28/8			27E-4.002	20/11		
19B-15.007	28/8			27E-4.003	20/11		
19B-15.008	28/8			27E-4.004	20/11		
19B-15.009	28/8			27E-4.005	20/11		
19B-15.010	28/8			27E-4.006	20/11		
19B-15.011	28/8			27E-4.007	20/11		
CITRUS				27E-4.008	20/11		
20-64.025	31/28			ADMINISTRATION COMMISSION			
20-70.006	31/28			28-18.210	30/29		
20-71.006	31/28				30/36c		31/28d
20-72.006	31/28			28-20	30/36c		31/28d
20-72.008	31/28			28-20.110	30/29		
20-72.010	31/28			28-20.120	30/29		
PROFESSIONAL REGULATION				REGIONAL PLANNING COUNCILS			
21M-49.002	19/6c			29C-1.005	29/4		
21M-50.002	19/6c			29H-9.003	31/31		
21M-50.003	19/6c						
21M-50.007	19/6c						
21M-50.009	19/6c						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
CORRECTIONS				LABOR AND EMPLOYMENT SECURITY			
33-2.001	23/25			38E-106.401	24/1		
33-3.0081	25/35	25/43		38F-8.055	22/4		
33-3.0082	25/35	25/43		38I-60.200	20/7		
33-3.0084	25/35	25/43		38K-1.0045	23/27		
33-3.0085	25/35	25/43		WATER MANAGEMENT DISTRICTS			
33-3.015	21/43			40B-2.321	30/22	30/36	
33-3.018	17/14			40B-8.011	31/22		
33-8.0142	19/43			40B-8.021	31/22		
33-22.003	17/12			40B-8.031	31/22		
33-22.009	17/12			40B-21.001	31/25		
33-22.011	17/12			40B-21.031	31/25		
33-32.021	19/5			40B-21.051	31/25		
33-32.022	19/5			40B-21.211	31/25		
33-38.001	25/35	25/43		40B-21.221	31/25		
33-38.003	25/35	25/43		40B-21.231	31/25		
33-38.005	25/35	25/43		40B-21.251	31/25		
33-38.006	25/35	25/43		40B-21.251	31/25		
33-38.009	25/35	25/43		40B-21.275	31/25		
33-38.010	25/35	25/43		40B-21.291	31/25		
33-38.011	25/35	25/43		40B-21.421	31/25		
33-38.012	25/35	25/43		40B-21.511	31/25		
33-103.015	31/24			40B-21.531	31/25		
33-204.111	27/29			40B-21.541	31/25		
33-208.403	31/21	31/29		40B-21.571	31/25		
33-208.507	26/16			40B-21.601	31/25		
33-209.101	31/22		31/29	40B-21.621	31/25		
33-209.102	31/22		31/29	40B-21.631	31/25		
33-209.103	31/22		31/29	40B-21.641	31/25		
33-209.104	31/22		31/29	40C-1.101	27/52		
33-209.105	31/22		31/29	40C-1.181	20/18		
33-209.106	31/22		31/29	40C-4.091	31/12c		
33-210.101	30/43				31/12c		
33-210.103	31/21		31/28	40C-400.201	21/48	21/48	
33-301.605	31/7			40D-1.202	19/36	19/42	
33-302.104		26/52	31/27	40D-1.6105	31/31		
	31/17	31/20	31/27	40D-1.659	31/23		
		31/21	31/27		31/31		
33-501.101		27/36	31/30	40D-2.091	22/48		
	31/22		31/30		31/31		
33-501.401	31/22	31/26		40D-2.301	22/48		
33-504.201	31/26			40D-2.331	20/48		
33-601.230	29/19			40D-2.341	31/31		
33-601.502	31/30			40D-2.351	31/31		
33-601.604	31/10	31/19	31/26	40D-2.381	31/31		
33-601.725	28/4	28/9		40D-4.021	31/9	31/18	
33-601.737		31/6	31/28	40D-4.041	31/14c		
	31/21		31/28	40D-4.051		21/22	31/25
33-601.738	26/48	27/38				28/10	31/25
33-601.820	31/15	31/31			31/17		31/25
33-602.204	31/27			40D-4.091	22/48		
33-602.210		28/19	31/30		25/3		
		28/21	31/30		31/17		31/25
	31/23		31/30	40D-4.201	21/22		
33-603.101	31/15	31/20	31/26				

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40D-4.302	31/17		31/25	LOTTERY			
40D-6.521	24/50						
40D-8.6240	23/38	24/48		53ER05-40			31/15
40D-45.341	19/42	20/3		53ER05-41			31/15
40D-116.002	29/52			53ER05-42			31/17
40D-602.221	28/47			53ER05-43			31/19
40E-1.510	20/18	21/36		53ER05-44			31/20
40E-1.607	19/43			53ER05-45			31/21
40E-1.612	20/18	21/36		53ER05-46			31/21
40E-1.614	20/18	21/36		53ER05-47			31/23
40E-3.032	28/5			53ER05-48			31/24
40E-3.0391	28/5			53ER05-49			31/24
40E-4.091	29/50c			53ER05-50			31/26
40E-7.523	28/39			53ER05-51			31/26
40E-7.532	28/39			53ER05-52			31/27
40E-7.639	22/23	22/37		53ER05-53			31/27
40E-20.651	29/17			53ER05-54			31/28
40E-63.223	27/2	27/9		53ER05-55			31/28
40E-601.314	26/9			53ER05-56			31/28
COMMISSION FOR THE TRANSPORTATION DISADVANTAGED				53ER05-57			31/30
				53ER05-58			31/30
				53ER05-59			31/30
41-2.011	30/25		31/29w	53-19.0035	25/43		
				53-302.101	29/22		
FLORIDA LAND AND WATER ADJUDICATORY COMMISSION				53-302.109	29/22		
				ELDER AFFAIRS			
42ZZ-1.001	31/21		31/29w	58A-5.0191	31/11	31/17	31/26
42ZZ-1.002	31/21		31/29w	58A-8.001	31/19	31/23	
42ZZ-1.003	31/21		31/29w			31/28	
42AAA-1.001	31/21					31/31	
42AAA-1.002	31/21			58A-8.002	31/19	31/28	
42AAA-1.003	31/21					31/31	
EXPRESSWAY AUTHORITIES				58B-1.001	31/27		
45A-2.001	21/49			58B-1.003	31/27		
				58B-1.005	31/27		
				58B-1.007	31/27		
MARINE FISHERIES COMMISSION				58B-1.009	31/27	31/31	
46-15.002	21/35			AGENCY FOR HEALTH CARE ADMINISTRATION			
46-21.007(1)	18/2			59-1	29/35c		
46-24.003	21/27				30/42c		
46-37.001	20/18				31/2c		
46-37.002	20/18	20/25			31/7c		31/25x
46-37.003	20/18			59A-2.024	20/1		
46-37.004	20/18	20/25		59A-3.170	21/20		
46-37.005	20/18			59A-3.180	21/3		
46-37.006	20/18	20/25		59A-3.2055	22/52	23/10	
46-42.003	20/35			59A-3.253	31/2		
46-47.007	22/27						



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59A-8.003	31/6			59C-1.0085	31/18		31/28
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59A-8.008	31/6			59C-1.036		24/11	31/30
59A-8.0086	31/6	31/18			31/20		31/30
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59A-8.0095	31/6				31/6c		
59A-8.0185	31/6	31/14		59E-1.001	20/27		
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59A-8.0245	31/6	31/24		59E-1.004	20/27		
59A-11.0115	30/5			59E-1.005	20/27		
59A-12.020	26/32	26/36		59E-1.006	20/27		
59A-18.003	26/25			59E-1.007	20/27		
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59A-31.003	31/18			59E-5.205	31/26		
59A-31.004	31/18			59E-5.206	31/26		
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59B-7.023	19/30			59GER05-2			31/20
59B-7.024	19/30			59G-4.002	31/16	31/25	
59B-7.025	19/30			59G-4.010	31/16	31/25	
59B-7.026	19/30			59G-4.020	31/24		
59B-7.027	19/30			59G-4.030	31/16	31/25	
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59B-7.029	19/30			59G-4.055	21/39	21/45	
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59B-14.005	31/31				31/16	31/25	
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59B-14.007	31/31			59G-4.160	31/16	31/25	
59B-14.008	31/31			59G-4.190	31/16	31/25	
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59B-15.003	31/10				31/16	31/25	
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59B-15.004	31/10			59G-4.231	31/16	31/25	
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59B-15.006	31/10			59G-4.255	31/26		
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59G-8.200	29/30	29/42	31/24	60H-1.028	31/22		
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59O-2.003	22/34	24/49		60H-2.003	31/22		
59O-3.002	22/34	24/49		60H-2.005	31/22		
59O-9.003	22/34	24/48		60S-1.004	31/28		
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59R-62.040	21/5			60T-25.002	18/41	18/44	
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59T-14.004	23/22	23/35			31/16c		
59T-15.002	23/22	23/35			31/16c		
59T-16.001	23/22	23/35			31/21c		
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59U-14.002	23/24	23/35					
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60DD-8.001	30/51	31/8	31/25	61A-1.017	31/21		
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60H-1.004	31/22			61A-4.030	31/21		
60H-1.006	31/22			61A-5.001	31/21		
60H-1.007	31/22			61A-5.010	31/21		
60H-1.009	31/22			61A-5.0105	31/21		
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61C-3.002	22/23	22/36		61G4-15.029	31/5		31/26
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61D-8.003		22/35	31/25	61G4-21.003	31/6	31/19	31/26
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61F9-6.011	19/36			61G6-9.003	31/23		31/31
61F9-6.013	19/36			61G6-9.004	31/23		31/31
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61G14-15.001	27/43			61J2-3.008	30/22		
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61G15-24.001	31/21			61J2-25.003	31/17		31/25
61G15-35.001	31/31			61J2-25.004	31/17		31/25
61G16-2.001	23/12			61J2-25.005	31/17		31/25
61G16-5.003	21/43	21/50		61J2-25.006	31/17		31/25
61G16-9.001	31/7	31/20	31/26	61J2-25.007	31/17		31/25
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61G17-6.002	30/52	31/20		62-40.474	28/51		
61G17-6.003	30/52	31/20		62-204.800	31/22		31/28
61G17-6.004	30/52	31/20		62-210.200	31/18		31/26
61G17-9.006	31/13			62-210.300	31/18		31/26
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61G18-16.002	26/29			62-256.400	31/18		31/26
61G18-16.003	26/29			62-256.450	31/18		31/26
61G18-16.0035	26/29			62-256.500	31/18		31/26
61G18-19.002	31/19			62-256.600	31/18		31/26
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61G19-9.004	31/25			62-256.800	31/18		31/26
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61H1-33.003	31/19		31/27	62-304.510	29/25		
61H1-33.0032	31/5	31/20	31/27	62-304.600	31/27c		
61H1-33.00342	31/19		31/27		31/28c		
61H1-54.002	21/29				31/28c		
61J1-2.005	28/41	28/43		62-304.605	31/11		31/24
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61J1-3.002	28/41	28/43		62-312.823	31/10		31/30
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64B10-11.003	31/20			64B15-7.012	30/52	31/22	31/30
64B10-11.007	31/20			64B16-26.2032	30/52		
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64B10-12.006	31/20			64B16-27.103	30/50		
64B10-12.0071	31/20			64B16-27.104	30/50	31/20	
64B10-12.008	31/20			64B16-27.105	27/4	27/21	
64B10-12.009	31/20			64B16-27.210	30/50	31/20	
64B10-12.010	31/20			64B16-27.211	30/50		
64B10-12.011	31/20			64B16-27.220	30/50	31/2	
64B10-12.012	31/20			64B16-27.300	30/50		
64B10-12.015	31/20			64B16-27.410	30/50		
64B10-12.016	31/20			64B16-27.530	30/50		
64B10-12.017	31/20			64B16-27.615	30/50		
64B10-12.018	31/20		31/31	64B16-27.700	30/50		
64B10-13.200	31/20			64B16-27.830	31/17		
64B10-13.300	31/20			64B16-27.831	30/50		
64B10-14.007	31/20			64B16-28.120	31/13		
64B10-15.002	31/20			64B16-28.140	24/38		
64B10-15.0021	31/20			64B16-28.301	31/13		
64B10-15.003	31/20			64B16-28.303	31/13		
64B10-16.001	31/20			64B16-28.404	31/3		
64B10-16.002	31/20			64B16-28.405	31/3		
64B10-16.003	31/20			64B16-28.605	31/4		
64B10-16.007	31/20			64B16-28.607	31/4		
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64B11-5.003	31/10	31/24	31/30	64B16-28.900	31/23	31/30	
64B12-8.021	31/27			64B16-28.902	31/23	31/30	
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64B12-9.001	31/27			64B20-2.002	25/45	26/30	
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64B12-9.002	31/27			64B20-7.001	31/2	31/26	
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64B12-10.006	31/27			64B27-1.002	31/30		
64B12-12.009	31/28			64B29-1.002	31/25		
64B12-14.002	31/28			64B32-2.001	31/27		
64B12-14.004	31/28			64B32-2.003	31/27		
64B12-15.004	31/28			64B32-3.001	31/23		
64B12-19.002	27/11			64B32-3.002	31/23		
64B13-6.001	31/24	31/31		64B32-3.003	31/23		
64B15-7.001	30/52	31/22	31/29w	64B32-3.005	31/23		
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64B15-7.003	30/52	31/22	31/30	64B32-5.003	31/24		
64B15-7.004	30/52	31/22	31/30	64B32-6.005	31/20		31/27
64B15-7.005	30/52	31/22	31/30	64B33-3.001	31/22		
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64C-23.002	27/17			65A-1.203	31/20		
64C-27.001	27/17				31/27c		
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64E-18.008	30/40	31/4		FLORIDA HOUSING FINANCE CORPORATION			
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