

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE TITLES: RULE NOS.:
Constitutional Amendment Ballot Position 1S-2.0011
Initiative Constitutional Agmendment Petitions 1S-2.009
Constitutional Amendment Initiative
Petition Submission Deadline;
Verifying Elector’s Signatures 1S-2.0091

PURPOSE AND EFFECT: The purpose of the proposed amendments to these rules is to implement constitutional changes as adopted by voters in 2004 and statutory changes as set forth in Chapter 2005-278, Laws of Florida that pertain to the processes for initiative petitions and ballot positions for constitutional amendments.

SUBJECT AREA TO BE ADDRESSED: Constitutional Amendment Petition and Ballot Position.

SPECIFIC AUTHORITY: 100.371, 101.161 FS.

LAW IMPLEMENTED: Art. XI, Fla. Const.; 100.371, 101.161 FS.

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

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

PLACE: Heritage Hall, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Nancy Whitfield, (850)245-6262, at least three (3) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY TEXT, IF AVAILABLE, IS: Ms. Maria Matthews, Assistant General Counsel, Division of Elections, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399, (850)245-6536, e-mail: mimatthews@dos.state.fl.us

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

DEPARTMENT OF STATE

Division of Elections

RULE TITLE: RULE NO.:
Polling Place Procedures Manual 1S-2.034

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to revise the polling place procedures manual to reflect changes regarding election procedures at the polls as set forth in Chapter 2005-278, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Polling Place Procedures.

SPECIFIC AUTHORITY: 102.014(5) FS.

LAW IMPLEMENTED: 102.014(5) FS.

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

DEPARTMENT OF STATE

Division of Elections

RULE TITLE: RULE NO.:
Provisional Ballots 1S-2.037

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendments is to reflect changes in the Florida Election Code relating to the provisional ballot envelope and certificate as set forth in Chapter 2005-278, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Provisional Ballot Envelope and Certificate.

SPECIFIC AUTHORITY: 101.048 FS.

LAW IMPLEMENTED: 101.049 FS.

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

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

PLACE: Heritage Hall, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

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

DEPARTMENT OF STATE

Division of Elections

RULE TITLE: Florida Voter Registration System Voter
 RULE NO.: 1S-2.041

PURPOSE AND EFFECT: Registration and List Maintenance Activities
 The primary purpose of the proposed new rule is to implement law affecting voter registration and list maintenance activities under the Florida Voter Registration System consistent with the requirements of Chapter 2005-277, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Voter registration and list maintenance activities.

SPECIFIC AUTHORITY: 98.015, 98.035, 98.075 FS.

LAW IMPLEMENTED: 98.015, 98.035, 98.045, 98.065, 98.075, 98.093, 98.0981, 98.461 FS.

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

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

PLACE: Heritage Hall, R. A. Gray Building, Florida Department of State, Tallahassee, Florida

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY TEXT, IF AVAILABLE, IS: Ms. Maria Matthews, Assistant General Counsel, Division of Elections, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399, (850)245-6536, e-mail: mimatthews@dos.state.fl.us

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

DEPARTMENT OF STATE

Division of Elections

RULE TITLE: Third-Party Voter Registration Organizations
 RULE NO.: 1S-2.042

PURPOSE AND EFFECT: The primary purpose of the proposed new rule is to implement law regarding third-party voter registration organizations consistent with the requirements of Chapter 2005-278, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Third-party voter registration organizations.

SPECIFIC AUTHORITY: 97.0575 FS.

LAW IMPLEMENTED: 97.0575 FS.

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

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

PLACE: Heritage Hall, R. A. Gray Building, Florida Department of State, Tallahassee, Florida

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

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE TITLE: Division of Cultural Affairs
 RULE NO.: IT-1.001

PURPOSE AND EFFECT: The purpose of this amendment will be to establish in rule the eligibility criteria for Local and Statewide Service organizations.

SUBJECT AREA TO BE ADDRESSED: Eligibility criteria of Local Arts Agencies, review procedures and funding of the State Service Organization.

SPECIFIC AUTHORITY: 255.043(4), 265.284(5)(d), 265.285(1)(c), 265.286(1),(4),(6), 265.2861(2)(b),(d) 265.2865(6), 265.51, 265.605(1) 265.208, 265.609, 265.701(4), 265.702(8) FS.

LAW IMPLEMENTED: 215.97, 255.043, 265.284, 265.285, 265.286, 265.2861, 265.2865, 265.51-.65, 265.601-.603, 265.605.606, 265.608, 265.609, 265.701, 265.702, 286.011, 286.012, 286.25 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: 9:00 a.m., August 29, 2005

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

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding in order to provide a record for judicial review. The Division of Cultural Affairs will not record these meetings.

Pursuant to the provisions of the Americans with Disabilities Acts, persons with disabilities are asked to contact the Division office by the 24th day of August, 2005, if you need an accommodation. Accommodations can be arranged through: Dana DeMartino, ADA Coordinator, Division of Cultural Affairs, (850)245-6477, Fax (850)245-6492, e-mail: ddemartino@dos.state.fl.us.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY TEXT, IF AVAILABLE, IS: Dana DeMartino, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF REVENUE

Sale and Use Tax

RULE TITLE: Exemption for Power Farm Equipment; Suggested Exemption Certificate for Items Used for Agricultural Purposes
 RULE NO.: 12A-1.087

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.087, F.A.C., is to: (1) incorporate the provisions of ss. 1-2, Chapter 2005-197, L.O.F., regarding the exemption provided for “power farm equipment”; (2) eliminate the 2.5% tax rate imposed on certain equipment prior to July 1, 2005; (3) provide for the definition of “power farm equipment,” and remove the definitions of “self-propelled,” “power-drawn,” and “power-driven” farm equipment, as used prior to July 1, 2005; (4) provide examples of power farm equipment qualifying for the exemption; (5) provide that generators and power units are included in the definition of power farm equipment; (6) eliminate obsolete provisions regarding generators; (7) revise the suggested exemption certificate to incorporate the exemption provided for power farm equipment; (8) eliminate the requirement for an exemption certificate to be issued by the purchaser to the seller for the purchase of tax-exempt seeds, including field, garden, and flower seeds, as seeds are tax-exempt regardless of their use; and (9) provide technical changes.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the proposed amendments to Rule 12A-1.087, F.A.C., that are necessary to implement the provisions of Sections 1 and 2, Chapter 2005-197, L.O.F., regarding the tax exemption provided for power farm equipment.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.
 LAW IMPLEMENTED: 212.02(14)(c),(30), (31),(32), 212.05(1), 212.0501, 212.06(1), 212.07(5), 212.08(3), (5)(a),(e), 212.085 FS.

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

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

PLACE: Florida Farm Bureau Building, 5700 S. W. 34th Street, Gainesville, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any rulemaking proceeding before Technical Assistance and Dispute Resolution is asked to advise the Department at least 48 hours before such proceeding by contacting: Larry Green, (850)922-4830. Persons with hearing

or speech impairments may contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Richard Parsons, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, (850)922-4838

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12A-1.087 ~~Partial~~ Exemption for Power Farm Equipment; Suggested Exemption Certificate for Items Used for Agricultural Purposes.

(1)(a) The sale, rental, lease, use, consumption, or storage for use of ~~power self-propelled, power-drawn, or power-driven~~ farm equipment is ~~exempt taxable at the rate of 2.5 percent~~. To qualify for ~~this the partial~~ exemption, ~~the power farm such~~ equipment must be used exclusively on a farm or in a forest in the agricultural production of crops or products as produced by those agricultural industries included in ~~Section s. 570.02(1), F.S., or for fire prevention and suppression work with respect to such crops or products. Power Self-propelled, power-drawn, or power-driven~~ farm equipment that is not purchased, leased, or rented for exclusive use in the agricultural production of agricultural products, or for fire prevention or suppression work with respect to such crops or products, does not qualify for ~~this partial~~ exemption. This ~~partial~~ exemption is not forfeited by moving qualifying power farm equipment between farms or forests.

(b) The exemption will not be allowed unless the purchaser furnishes the seller a written certificate that the purchased items qualify for the ~~exemption limitation~~ under ~~Section s. 212.08(3), F.S.~~ The format of a suggested certificate is contained in subsection ~~(9)(44)~~.

~~(c) Dealers who accept in good faith the required certificate from the purchaser will not be assessed sales tax in excess of 2.5 percent on sales of qualifying equipment purchased for a nonexempt use. In such instances, the Department will look solely to the purchaser for any sales tax due.~~

(2) For purposes of this rule, the following definitions will apply:

(a) Agricultural industries, as defined in Section s. 570.02(1), F.S., include aquaculture, horticulture, floriculture, viticulture, forestry, dairy, livestock, poultry, bees, and any and all forms of farm products and farm production.

(b) Agricultural production, as defined in Section s. 212.02(32)(34), F.S., means the production of plants and animals useful to humans, including the preparation, planting, cultivating, or harvesting of these products or any other practices necessary to accomplish production through the

harvest phase, and includes aquaculture, horticulture, floriculture, viticulture, forestry, dairy, livestock, poultry, bees, and any and all forms of farm products and farm production.

(c) Aquaculture products, as defined in Section ~~§~~ 597.0015(3), F.S., means aquatic organisms and any product derived from aquatic organisms that are owned and propagated, grown, or produced under controlled conditions. Such products do not include organisms harvested from the wild for depuration, wet storage, or relay for purification.

(d) Cultivating means the nurturing or the fostering of growth of an agricultural crop or product, including the elimination of weeds. Examples of cultivating include, but are not limited to: feeding, fertilizing, plowing, pruning, and spraying agriculture crops or products.

(e) Forest, as defined in Section ~~§~~ 212.02(31)(33), F.S., means the land stocked by trees of any size used in the production of forest products, or formerly having such tree cover, and not currently developed for nonforest use.

(f) Harvesting means the act or process of cutting, reaping, digging up, or gathering an agricultural product or crop from a place where grown. Harvesting does not include the processing of crops or products.

(g) Processing means the act of changing or converting the nature of a product after it has been harvested.

(3)(a) ~~Power Self-propelled~~ farm equipment, as defined in Section ~~§~~ 212.02(30), F.S., means moving or stationary equipment that contains within itself the means for its own propulsion or power and moving or stationary equipment that is dependent upon an external power source to perform its functions, including, but not limited to tractors. In addition to tractors, qualifying self-propelled farm equipment also includes, but is not limited to:

(b) Some examples of power farm equipment include:

1. Aerators.

2. ~~(a)~~ All-terrain vehicles.

3. Augers.

4. Automated potting, transplanting, seeding, soil mixing, and flat filling equipment.

5. Bale shredders.

6. ~~(b)~~ Backhoes.

7. ~~(c)~~ Boats and boat motors, purchased together or separately, for use in the agricultural production of aquaculture products on a farm. See subsection (4) of this rule regarding specific guidelines for persons engaging in aquaculture activities.

8. ~~(d)~~ Bulldozers.

9. Chainsaws.

10. ~~(e)~~ Combines.

11. Conveyers.

12. Corn, cotton, grain, and bean heads for use on combines.

13. Cultivators.

14. Disks.

15. Feed mills (portable).

16. Feeding Systems.

17. ~~(f)~~ Feller bunchers.

18. Field trailers, wagons, and carts.

19. ~~(g)~~ Forest fertilizer spreaders.

20. Front-end loaders.

21. Harrows.

22. Hay balers, hay cutters, hay rakes, and tedders.

23. ~~(h)~~ Irrigation equipment (traveling “gun-type” and center pivot irrigation systems), excluding replacement hoses and pipes that are not an integral part of the moving system.

24. Livestock feeders.

25. Log loaders.

26. Milking machines.

27. Mowers.

28. Planters.

29. Plows.

30. Power units.

31. Pumps.

32. Scalpers.

33. Scrapers, graders, grade boxes.

34. ~~(i)~~ Skid steer loaders.

35. ~~(j)~~ Skidders.

36. Sprayers.

37. Spreaders.

38. Tractors.

39. Tree bedders.

40. Wood chippers (field type).

(c) The purchase or lease of power farm equipment which is purchased and invoiced as a single working unit that is used exclusively on a farm or in a forest, as provided in paragraph (1)(a), qualifies for the exemption. When the component parts are purchased separately as single items, only those components that qualify for the exemption, as provided in paragraph (1)(a), may be purchased or leased tax-exempt.

1. Example: An irrigation supply system is purchased for use on a farm to provide water to an agricultural crop. The irrigation supply system, consisting of pumps, pipes, tubing, hoses, generator, motors, and other items, is purchased and invoiced as a single item. The purchase of the irrigation supply system is exempt.

2. Example: A farmer owns an irrigation supply system and wants to replace or update various components of the system. The farmer purchases an additional pump, a generator, and various hoses, pipe, and connectors in order to replace or update the system. The pump and generator qualify as power farm equipment, and these items may be purchased tax-exempt. The purchase of the various hoses, pipe, and connectors does not qualify as a purchase of power farm equipment and is subject to tax at the time of purchase.

(4)(a) Persons engaged in the agricultural production of aquaculture products qualify for the ~~partial~~ exemption on their purchase or lease of a boat or boat motor to be used exclusively for aquacultural purposes. To qualify for exemption, such person must be registered with the Department of Agriculture and Consumer Services under Section ~~s.~~ 597.004, F.S., as a person engaged in aquaculture. For purposes of this rule, a farm includes submerged sites leased from the state under the authority of Section ~~s.~~ 253.68, F.S., by a person engaged in aquaculture activities.

(b) Example: A clam farmer leases a submerged site from the state pursuant to Section ~~s.~~ 253.68, F.S., and is certified under Section ~~s.~~ 597.004, F.S., with the Department of Agriculture and Consumer Services. The clam farmer qualifies for the ~~partial~~ exemption on the purchase or lease of a boat used exclusively in the agricultural production of clams on the leased site. The exemption is not forfeited by moving boats between farms.

~~(5) Power drawn farm equipment, as defined in s. 212.02(31), F.S., means farm equipment that is pulled, dragged, or otherwise attached to self-propelled equipment, including, but not limited to, disks, harrows, hay balers, and mowers. In addition to the equipment included in the statutory definition, power drawn farm equipment also includes, but is not limited to:~~

- ~~(a) Bale shredders.~~
- ~~(b) Corn, cotton, grain, and bean heads for use on combines.~~
- ~~(c) Cultivators.~~
- ~~(d) Feed mills (portable).~~
- ~~(e) Field trailers, wagons, and carts.~~
- ~~(f) Front-end loaders.~~
- ~~(g) Livestock feeders.~~
- ~~(h) Log loaders.~~
- ~~(i) Planters.~~
- ~~(j) Plows.~~
- ~~(k) Sealpers.~~
- ~~(l) Scrapers, graders, grade boxes.~~
- ~~(m) Sprayers.~~
- ~~(n) Spreaders.~~
- ~~(o) Tree bedders.~~
- ~~(p) Wood chippers (field type).~~

~~(6) Power driven farm equipment, as defined in s. 212.02(32), F.S., means moving or stationary equipment that is dependent upon an external power source to perform its function, including, but not limited to, conveyors, augers, feeding systems, and pumps. In addition to the equipment included in the statutory definition, power driven farm equipment also includes, but is not limited to:~~

- ~~(a) Aerators.~~
- ~~(b) Automated potting, transplanting, seeding, soil mixing, and flat filling equipment.~~

~~(c) Chain saws.~~

~~(d) Milking machines.~~

~~(5)(7)(a) Power Self-propelled and power drawn farm equipment does not include vehicles (including vehicles without motive power such as cattle trailers and log trailers) that are required to be licensed as a motor vehicle under Chapter 320, F.S.~~

~~(b) Power Self-propelled and power drawn farm equipment does not include equipment used for processing agricultural crops or products.~~

~~(6)(8)(a) Generators (excluding generators purchased for use on poultry farms), motors, and similar types of equipment used exclusively as a power source on a farm or in a forest, as provided in paragraph (1)(a), are exempt from tax to supply power to power driven farm equipment do not qualify as power driven farm equipment and are taxable at the 6 percent rate. Generators that are attached to and are sold as an integral part of the qualifying farm equipment qualify for the partial exemption. For example, a diesel-powered generator used to supply power to an irrigation pump qualifies for the exemption. A generator used to power equipment used in agricultural production also qualifies for the exemption.~~

~~1. Example: A diesel-powered generator used to supply power to an irrigation pump does not qualify, since it is the external power source that runs the qualifying equipment. The qualifying equipment in this example is the irrigation pump.~~

~~2. Example: A diesel-powered irrigation pump that pumps water from a supply source qualifies as power driven farm equipment. In some instances, a generator is attached to and is powered by the irrigation pump, and the generator supplies power to the moving irrigation system. In this example, since the generator is an integral part of the irrigation pump, it qualifies exemption as power driven farm equipment when sold as part of the pump.~~

~~(b)† Generators purchased, rented, or leased for use on a poultry farm are exempt from sales tax under Section ~~s.~~ 212.08(5)(a), F.S. The exemption will not be allowed unless the purchaser or lessee issues to the seller a signed certificate stating the generator is purchased or leased for exclusive use on a poultry farm. Although the Department does not furnish the printed form to be executed by farmers when purchasing qualifying generators, a suggested certificate is contained in subsection (11).~~

~~2. Dealers who accept in good faith the required certificate from the purchaser will not be assessed sales tax on sales of qualifying generators purchased for a non-exempt use. In such instances, the Department will look solely to the purchaser for any additional sales tax due.~~

~~(7)(9) The partial exemption for power farm equipment does not apply to charges for repairs to farm equipment or to purchases of replacement parts for such equipment.~~

~~(8)(10)(a) The following sales and uses of liquefied petroleum gas, diesel, and kerosene are exempt when:~~

1. Sold for use in any tractor, vehicle, or other farm equipment that is used exclusively on a farm for farming purposes.

2. Consumed in transporting farm vehicles and farm equipment between farms.

3. Sold for use to heat a structure in which started pullets or broilers are raised.

4. Sold for use to transport bees by water and in the operation of equipment used in the apiary of a beekeeper.

(b) Liquefied petroleum gas, diesel, and kerosene sold for use in any tractor or vehicle driven or operated upon the public highways of the state is subject to tax.

~~(9)(H)~~ Suggested Exemption Certificate for Items Used for Agricultural Purposes.

(a) Any person who purchases items that qualify for the limitation under Section ~~§~~ 212.08(3), F.S., must issue an exemption certificate to the selling dealer to purchase qualifying power farm equipment tax-exempt at the rate of 2.5 percent. Any purchaser who purchases items for agricultural purposes must also issue an exemption certificate to the selling dealer in lieu of paying tax. The exemption certificate must contain the purchaser's name, address, the reason for which the use of the item qualifies for exemption based on its use, and the signature of the purchaser or an authorized representative of the purchaser.

~~(b) Seeds, including field, garden, and flower seeds, are exempt. The purchaser is not required to issue an exemption certificate to the selling dealer to purchase seeds tax-exempt.~~

~~(c)(b)~~ The selling dealer is only required to obtain one certificate for sales made for the purposes indicated on the certificate and is not required to obtain an exemption certificate for subsequent sales made to the same purchaser for the exempt purpose indicated on the exemption certificate. The selling dealer must maintain the required exemption certificates in its books and records until tax imposed by Chapter 212, F.S., may no longer be determined and assessed under Section ~~§~~ 95.091(3), F.S.

~~(d) Dealers who accept in good faith the required certificate from the purchaser will not be assessed sales tax on sales of power farm equipment or items for agricultural use or for agricultural purposes. In such instances, the Department will look solely to the purchaser for any additional sales or use tax due.~~

~~(e)(e)~~ Selling dealers may contact the Department at ~~(800)352-3671 1-800-352-3671~~ to verify the specific exemption specified by the purchaser. Persons with hearing or speech impairments may call the Department's TDD, at ~~(800)367-8331 1-800-367-8331~~.

~~(f)(d)~~ The following is a suggested format of an exemption certificate to be issued by any person purchasing power farm equipment qualifying for exemption items that qualify for the limitation under Section ~~§~~ 212.08(3), F.S., or items that qualify for exemption as items for agricultural use or items for

agricultural purposes. Exemption purposes listed on the suggested format that are not relevant to the purchaser may be eliminated from the certificate. The Department does not furnish the printed exemption certificate to be executed by purchasers when purchasing tax-exempt power farm equipment or items for agricultural use or for agricultural purposes.

EXEMPTION CERTIFICATE
ITEMS FOR AGRICULTURAL USE OR FOR
AGRICULTURAL PURPOSES
AND POWER ~~CERTAIN~~ FARM EQUIPMENT

This is to certify that the items identified below, purchased on or after _____ (date) from _____ (Selling Dealer's Business Name) are purchased, leased, licensed, or rented for the following purpose as checked in the space provided. This is not intended to be an exhaustive list:

Cloth, plastic, or similar material used for shade, mulch, or protection from frost or insects on a farm.

Fertilizers (including peat, topsoil, sand used for rooting purposes, peatmoss, compost, and manure, but not fill dirt), insecticides, fungicides, pesticides, and weed killers used for application on or in the cultivation of crops, groves, home vegetable gardens, and commercial nurseries.

Generators purchased, rented, or leased for exclusive use on a poultry farm.

Insecticides and fungicides, including disinfectants, used in dairy barns or on poultry farms for the purpose of protecting cows or poultry or used directly on animals, as provided in Section ~~§~~ 212.08(5)(a), F.S.

Nets, and parts used in the repair of nets, purchased by commercial fisheries.

Nursery stock, seedlings, cuttings, or other propagative material for growing stock.

Portable containers, or moveable receptacles in which portable containers are placed, that are used for harvesting or processing farm products.

~~(-) Seeds, including field and garden seeds and flower seeds.~~

~~Seedlings, Seeds, seedlings,~~ cuttings, and plants used to produce food for human consumption.

Items that are used by a farmer to contain, produce, or process an agricultural commodity, such as: glue for tin and glass for use by apiarists; containers, labels, and mailing cases for honey; wax moth control with paradichlorobenzene; cellophane wrappers; shipping cases; labels, containers, clay pots and receptacles, sacks or bags, burlap, cans, nails, and other materials used in packaging plants for sale; window cartons; baling wire and twine used for bailing hay; and other packaging materials for one time use in preparing an agricultural commodity for sale.

Liquefied petroleum gas or other fuel used to heat a structure in which started pullets or broilers are raised.

() Liquefied gas, diesel, or kerosene used to transport bees by water and in the operation of equipment used in the apiary of a beekeeper.

() Liquefied petroleum gas, diesel, or kerosene used for agricultural purposes in any tractor, vehicle, or other farm equipment that is used exclusively on a farm for farming purposes.

() Power farm ~~Self-propelled, power drawn, or power driven~~ equipment, when purchased, rented, or leased for exclusive use in the agricultural production of crops or products as produced by those agricultural industries included in Section ~~5~~ 570.02(1), F.S., or for fire prevention and suppression work with respect to such crops or products; ~~taxable at the rate of 2.5 percent.~~

() Other (include description and statutory citation):

I understand that if I use the item for any purpose other than the one I stated, then I must pay tax on the purchase or lease price of the taxable item directly to the Department of Revenue.

I understand that if I fraudulently issue this certificate to evade the payment of sales tax I will be liable for payment of the sales tax plus a penalty of 200% of the tax and may be subject to conviction of a third degree felony.

The exemption specified by the purchaser may be verified by calling (800)352-3671 ~~1-800-352-3671~~.

Purchaser's Name _____

Purchaser's Address _____

Name and Title of Purchaser's Authorized Representative _____

Sales and Use Tax Certificate ~~of Registration~~ No. (if applicable) _____

By _____

(Signature of Purchaser or Authorized Representative)

Title _____

(Title – only if purchased by an authorized representative of a business entity)

Date _____

Specific Authority 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.02(14)(c),(30),(31),(32),(33),(34), 212.05(1), 212.0501, 212.06(1), 212.07(5), 212.08(3),(5)(a),(e), 212.085 FS. History—Revised 10-7-68, 1-7-70, 6-16-72, Amended 10-18-78, 7-20-82, 4-12-84, Formerly 12A-1.87, Amended 12-13-88, 3-1-00, 6-19-01, _____.

DEPARTMENT OF REVENUE

Property Tax Administration Program

RULE TITLE:

Exemption of Property of Widows,
Widowers, Blind Persons, and Persons
Totally and Permanently Disabled;
Disabled Veterans, Spouses

RULE NO.:

12D-7.003

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12D-7.003, F.A.C., is to implement the provisions of Chapter 2005-42, Laws of Florida, which provides that the unmarried spouse of a deceased veteran is entitled to the \$5,000 veterans disability exemption under Section 196.24, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: \$5,000 disability exemption allowed for the spouse of a deceased veteran.

SPECIFIC AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 196.202, 196.24, 213.05 FS.

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

TIME AND DATE: 10:30 a.m., Friday, August 26, 2005

PLACE: Room 116, Larson Building, 200 E. Gaines St., Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this workshop is asked to advise the Department at least 48 hours before the workshop by contacting: Larry Green, (850)922-4830. If you are hearing or speech impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sharon Gallops, Property Tax Technical Unit, Department of Revenue, 725 S. Calhoun St., Tallahassee, Florida 32399-0100, (850)414-6108, e-mail: gallops@dor.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12D-7.003 Exemption of Property of Widows, Widowers, Blind Persons, and Persons Totally and Permanently Disabled; Disabled Veterans, Spouses.

(1) No change.

(2)(a) The \$5,000 exemption granted by Section 196.24, Florida Statutes, to disabled veterans shall be considered to be the same constitutional disability exemption provided for by Section 196.202, Florida Statutes. The unmarried surviving spouse of a disabled veteran who was married to the veteran for at least 5 years at the time of the veteran's death is allowed the exemption.

(b) The exemptions under Sections 196.202 and 196.24, Florida Statutes, shall be cumulative, but in no event shall the aggregate exemption exceed \$6,000 for an individual.

(3) No change.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 196.202, 196.24, 213.05 FS. History—New 10-12-76, Formerly 12D-7.03, Amended 11-21-91, 12-31-98, 12-30-02, 1-1-04, _____.

DEPARTMENT OF REVENUE

Property Tax Administration Program

RULE TITLES:	RULE NOS.:
Assessment of Changes, Additions, or Improvements to a Homestead	12D-8.0063
Procedure for the Correction of Errors by Property Appraisers	12D-8.021

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12D-8.0063, F.A.C., is to implement the provisions of Chapter 2005-268, Laws of Florida, which provides for assessment of changes, additions, or improvements to homestead property rendered uninhabitable by a named 2004 storm and to clarify the example for calculation of the replacement just value in excess of 125 percent of property damaged or destroyed by misfortune or calamity.

The purpose of the proposed amendment to Rule 12D-8.021, F.A.C., is to clarify the procedures for corrections of errors by property appraisers that increase assessed valuation and subsequently taxes.

SUBJECT AREA TO BE ADDRESSED: Assessment of property damaged or destroyed by misfortune or calamity and the 2004 named storms. Corrections of errors resulting in increased assessed valuation of property.

SPECIFIC AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: Chapter 2005-268, L.O.F., 192.042, 193.011, 193.023, 193.155, 194.011(1), 194.032, 196.011, 197.122, 197.182, 197.323, 197.332, 213.05 FS.

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

TIME AND DATE: 10:30 a.m., Friday, August 26, 2005

PLACE: Room 116, Larson Building, 200 E. Gaines St., Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this workshop is asked to advise the Department at least 48 hours before the workshop by contacting: Larry Green, (850)922-4830. If you are hearing or speech impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sharon Gallops, Property Tax Technical Unit, Department of Revenue, 725 S. Calhoun St., Tallahassee, Florida 32399-0100, (850)414-6108, e-mail: gallopss@dor.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 12D-8.0063 Assessment of Changes, Additions, or Improvements to a Homestead.
- (1) through (2) No change.

(3)(a) Changes, additions, or improvements do not include replacement of a portion of real property damaged or destroyed by misfortune or calamity when the just value of the damaged or destroyed portion as replaced is not more than 125 percent of the just value of the damaged or destroyed portion. The replacement just value in excess of 125 percent shall be treated as a change, addition, or improvement and added to the assessed value (including the assessment limitation change) of the homestead as of January 1 of the year following the substantial completion of the replacement of the damaged or destroyed portion.

(b) In lieu of the formula in paragraph (a) and subsection (4), changes, additions or improvements to homestead property rendered uninhabitable in one or more of the named 2004 storms is limited to the square footage exceeding 110 percent of the homestead property's total square footage. Such homestead properties with 1350 or less square feet which are rebuilt up to 1500 square feet are not considered changes, additions or improvements subject to assessment at just value. This paragraph shall apply to such homestead properties for which repairs are completed by January 1, 2008 and applies retroactively to January 1, 2005. See Chapter 2005-268, Laws of Florida.

(4) The replacement just value in excess of 125 percent, for purposes of this section, shall be measured directly by considering mass data collected, market evidence, and cost, or computed as follows:

(a) Determine the just value of the total homestead property prior to damage or destruction.

Example: Just value = \$100,000 and assessed value = \$80,000;

(b) Attribute a just value to the damaged or destroyed portion of the homestead property.

Example: \$10,000 (the just value of the remaining property including land is \$90,000);

(c) Compute the replacement just value that will be treated as not a change, addition, or improvement, by multiplying the amount determined under paragraph (b) by 125 percent.

Example: \$10,000 x 125 percent = \$12,500;

(d) Determine the just value of the total property after the damaged or destroyed portion has been replaced.

Example: \$120,000;

(e) Determine the just value of the replaced portion of the property.

Example: \$120,000 – \$90,000 = \$30,000; then

(f) Subtract the amount computed under paragraph (c) from the amount determined under paragraph (e).

Example: \$30,000 – \$12,500 = \$17,500.

This excess value shall be treated as a change, addition, or improvement, and added to the assessed value, including the assessment limitation change for the year, as provided in subsection (3).

Example: \$80,000 + \$2,248 (\$80,000 x 2.81 percent consumer price index (CPI), assessment limitation change) + \$17,500 = \$99,748.

(5) If the damaged portion is not replaced or substantially replaced in the year the damage occurred, but is replaced in a subsequent year, the replacement will be treated as a change, addition, or improvement as provided in subsections (3)(a) and (4), adjusted for changes in market and homestead property assessment limitation values. The just value of the damaged portion of property after the replacement or repair shall be compared to 125 percent of the value of the damaged portion as provided in subsections (3)(a) and (4).

(6) No change.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented Ch. 2005-268, L.O.F., 192.042, 193.011, 193.023, 193.155, 213.05 FS. History—New 12-27-94, Amended 12-25-96, _____.

12D-8.021 Procedure for the Correction of Errors by Property Appraisers.

(1) through (6) No change.

(7) Except when a property owner consents to an increase, as provided in paragraph (10)(a), the correction of any error that will increase the assessed valuation, and subsequently the taxes, shall be presented to the property owner with a notice of proposed property taxes mailed or delivered to the property owner, which notice includes notice of the right of the property owner to petition the value adjustment board value adjustment board for approval, provided it has not adjourned. Any error that will increase the assessed valuation and taxes shall be certified by the official correcting the error. ~~The certification of the official correcting the error shall be attached to Form DR 409 and presented to the value adjustment board which shall have final approval authority for the correction of such errors and, unless approved, no correction shall be made to the tax roll.~~

(8) through (9) No change.

(10) If the value adjustment board has adjourned, the property owner shall be afforded the following options when an error has been made which, when corrected, will have the effect of increasing the assessed valuation and subsequently the taxes. The options are:

(a) The property owner by waiver may consent to the increase in assessed valuation and subsequently the taxes by stating that he does not desire to present a petition to the value adjustment board and that he desires to pay the taxes on the current tax roll. If the property owner makes such a waiver, the property appraiser shall advise the tax collector who shall proceed under rule subsection 12D-13.006(6), F.A.C.

(b) The property owner may refuse to waive the right to petition the value adjustment board at which time the property appraiser shall notify the proper owner and tax collector that the correction shall be placed on the current ~~subsequent~~ year's

tax roll and also at such time as the subsequent year's tax roll is prepared, the property owner shall have the right to file a petition contesting the corrected assessment.

(c) If the value adjustment board has adjourned for the year or the time for filing petitions has elapsed, a back assessment shall be considered made within the calendar year if, prior to the end of the calendar year, a signed Form DR-409, certificate of correction (incorporated by reference in Rule 12D-16.002, F.A.C.) or a supplemental assessment roll is tendered to the tax collector and a notice of proposed property taxes with notice of the right to petition the next scheduled value adjustment board is mailed or delivered to the property owner.

(11) No change.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 193.155, 194.011(1), 194.032, 196.011, 197.122, 197.182, 197.323, 197.332, 213.05 FS. History—New 12-7-76, Formerly 12D-8.21, Amended 12-10-92, 12-27-94, 12-25-96, 12-31-98, _____.

DEPARTMENT OF REVENUE

Property Tax Administration Program

RULE TITLE: RULE NO.:

Printing and Posting of Tax Roll by Data 12D-13.015
 Processing Methods, Delivery of Tax Roll
 to Tax Collector and Clerk of Court,
 Destruction of Tax Rolls, and Microfilm
 or Microfiching of Tax Rolls

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 13.015, F.A.C., is to clarify that microfilm and microfiche includes storage of tax rolls in digital format.

SUBJECT AREA TO BE ADDRESSED: Tax rolls storage medium.

SPECIFIC AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 193.085, 193.114, 193.116, 193.122, 195.002, 195.027, 197.322, 197.323, 197.332, 213.05 FS.

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

TIME AND DATE: 10:30 a.m., Friday, August 26, 2005

PLACE: Room 116, Larson Building, 200 E. Gaines St., Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this workshop is asked to advise the Department at least 48 hours before the workshop by contacting: Larry Green, (850)922-4830. If you are hearing or speech impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sharon Gallops, Property Tax Technical Unit, Department of Revenue, 725 S. Calhoun St., Tallahassee, Florida 32399-0100, (850)414-6108, e-mail: gallops@dor.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12D-13.015 Printing and Posting of Tax Roll by Data Processing Methods, Delivery of Tax Roll to Tax Collector and Clerk of Court, Destruction of Tax Rolls, and Microfilm or Microfiching of Tax Rolls.

(1) In those counties having the capacity to print tax rolls on microfiche or microfilm the property appraiser may print the tax roll on hard copy, microfilm, or microfiche and shall certify the same to the tax collector, value adjustment board, Board of County Commissioners, any taxing district, and any municipality. It shall only be necessary to certify to taxing districts and municipalities that part of the tax roll that pertains to each taxing district and municipality. It shall not be necessary for the property appraiser to furnish hard copies of the tax roll to any officer or taxing authority if copies of the tax roll are available on either microfilm or microfiche unless the officer or taxing authority does not have the necessary equipment or machinery to review microfilm or microfiche copies of the tax roll and to purchase such items would cause an unnecessary hardship on the officer or taxing authority. In such case, the property appraiser shall print a hard copy of the tax roll at the request of the officer or taxing authority. If the property appraiser intends to print the tax roll on microfilm or microfiche and no hard copies will be printed, then he or she shall notify the officer or taxing authority. For purposes of this rule, microfilm and microfiche includes storage in digital electronic format. The clerk of the court shall accept whatever copy of the tax roll is certified by the property appraiser to the tax collector.

(2) through (3) No change.

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 193.085, 193.114, 193.116, 193.122, 195.002, 195.027, 197.322, 197.323, 197.332, 213.05 FS. History—New 6-18-85, Formerly 12D-13.15, Amended

DEPARTMENT OF REVENUE

Property Tax Administration Program

RULE TITLE: Index to Forms
 RULE NO.: 12D-16.002

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 12D-16.002, F.A.C., is to implement forms creations/revisions created in Chapters 2005-42 and 2005-157, Laws of Florida, and incorporate other technical changes made to forms.

SUBJECT AREA TO BE ADDRESSED: Forms revisions.

SPECIFIC AUTHORITY: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 92.525, 95.18, 136.03, 192.001(18), 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.461, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 195.095, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 197.182, 197.222,

197.253, 197.304, 197.3041, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.66 FS.

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

TIME AND DATE: 10:30 a.m., Friday, August 26, 2005

PLACE: Room 116, Larson Building, 200 E. Gaines St., Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this workshop is asked to advise the Department at least 48 hours before the workshop by contacting: Larry Green, (850)922-4830. If you are hearing or speech impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sharon Gallops, Property Tax Technical Unit, Department of Revenue, 725 S. Calhoun St., Tallahassee, Florida 32399-0100, (850)414-6108, e-mail: gallopss@dor.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12D-16.002 Index to Forms.

(1) The following paragraphs list the forms utilized by the Department of Revenue. A copy of these forms may be obtained by writing to: Director, Property Tax Administration Program, Department of Revenue, Post Office Box 3000, Tallahassee, Florida 32315-3000. The Department of Revenue adopts, and hereby incorporates by reference in this rule, the following forms and instructions:

Form Number	Form Title	Effective Date
(2) DR-401	Private Car and Freight Line Equipment Companies Annual Report to State of Florida Department of Revenue Property Tax Administration (r. 12/05 12/04)	<u>12/04</u>
(3) through (8)	No change.	
(9)(a) DR-409	Certificate of Correction Roll (r. 12/05 12/03)	<u>1/04</u> of Tax
(b) through (15)	No change.	
(16)(a) DR-453	Notice of Tax Lien for Homestead Exemption and/or Limitation Exclusion (r. 12/05 6/96)	<u>12/96</u>
(b) through (38)	No change.	

(39)(a) DR-501S	Eligibility Criteria to Qualify for Property Tax Exemption (r. 12/05 12/03)	_____	1/04
(b) through (56)(a)	No change.		
<u>(b) DR-570WF</u>	<u>Application for Recreational and Commercial Working Waterfronts Tax Deferral (n. 12/05)</u>	_____	
<u>(c)(b) DR-571</u>	<u>Notice of Disapproval of Application for Homestead Tax Deferral (r. 6/91)</u>		6/91
<u>(d) DR-571WF</u>	<u>Notice of Disapproval of Application for Recreational and Commercial Working Waterfronts Tax Deferral (n. 12/05)</u>	_____	
(57)(a)	No change.		
<u>(b) DR-572WF</u>	<u>Petition to Value Adjustment Board Recreational and Commercial Working Waterfronts (n. 12/05)</u>	_____	
<u>(c)(b) DR-584</u>	<u>Tax Collectors Budget Schedule (r. 2/94)</u>		12/94
<u>(d)(e) DR-585</u>	<u>Minimum Standards Contract (n. 8/77)</u>		8/77
(58) through (61)	No change.		

Specific Authority 195.027(1), 213.06(1) FS. Law Implemented 92.525, 95.18, 136.03, 192.001(18), 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.461, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 195.095, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 197.182, 197.222, 197.253, 197.304, 197.3041, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.66 FS. History—New 10-12-76, Amended 4-11-80, 9-17-80, 5-17-81, 1-18-82, 4-29-82, Formerly 12D-16.02, Amended 12-26-88, 1-9-92, 12-10-92, 1-11-94, 12-27-94, 12-28-95, 12-25-96, 12-30-97, 12-31-98, 2-3-00, 1-9-01, 12-27-01, 1-20-03, 1-26-04, 12-30-04, _____.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE: Incorporation by Reference
 RULE CHAPTER NO.: 14-15
 RULE TITLE: Toll Facilities Description and Toll Rate Schedule
 RULE NO.: 14-15.0081

PURPOSE AND EFFECT: The purpose of this Notice of Rule Development is to allow the public an opportunity to provide input to changes in the Toll Facilities Description and Toll Rate Schedule resulting from a proposed toll rate increase for Alligator Alley in Collier and Broward Counties. The proposed increase will enable additional revenues to be collected and

used to fund various improvement projects. In addition, the SunPass® Electronic Toll Collection System Frequent User Toll Discount Pilot Project, pursuant to the amendment to Rule 14-15.0081, F.A.C., on July 29, 1998, has been completed, and the toll discount program will be discontinued. The toll rate increase has a proposed effective date of January 8, 2006.

The public will benefit from these additional revenues in that under the Florida Intrastate Highway System and Toll Facilities Law (Sections 338.165, Florida Statutes), the Department shall use these funds for repairing, maintaining and operating the Department facilities in the counties they are located and for supporting the issuance of Revenue Bonds to pay the cost of other Department projects to the benefit of the motorist.

SUBJECT AREA TO BE ADDRESSED: As listed below, Toll Rate Rule Development Workshops have been scheduled to inform the public of the proposed toll rate increase and provide the public an opportunity to discuss the proposed toll rate increase.

SPECIFIC AUTHORITY: 334.044(2), 338.155(1) FS.

LAW IMPLEMENTED: 338.165, 338.155 FS.

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

TIME AND DATE: 6:00 p.m. – 8:00 p.m., September 28, 2005
 PLACE: City of Davie Police Station Public Meeting Room, 1230 South Nob Hill Road, Davie, Florida

TIME AND DATE: 6:00 p.m. – 8:00 p.m., September 29, 2005
 PLACE: Naples Airport Conference Room, 200 Aviation Drive North, Naples, Florida

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-15.0081 Toll Facilities Description and Toll Rate Schedule.

The Toll Facilities Description and Toll Rate Schedule, adopted November 15, 1987, and amended on February 8, 1988, August 1, 1988, February 2, 1989, May 10, 1989, July 1, 1991, August 1, 1991, November 6, 1991, July 11, 1993, November 28, 1993, September 18, 1994, June 6, 1995, July 9, 1995, January 1, 1996, March 31, 1996, April 28, 1996, June 2, 1996, July 28, 1996, September 23, 1997, November 24, 1997, February 12, 1998, June 30, 1998, July 29, 1998, January 6, 1999, February 9, 1999, April 29, 1999, June 21, 1999, September 4, 2001, March 26, 2002, April 10, 2003, October 1, 2003, December 11, 2003, March 7, 2004, May 20, 2004, and January 8, 2006, is hereby incorporated by this rule and made a part of the rules of the Department. Copies of this

Department of Transportation Toll Facilities Description and Toll Rate Schedule and any amendments thereto are available at no more than cost.

PROPOSED EFFECTIVE DATE: January 8, 2006.

Specific Authority 334.044(2), 338.155(1) F.S. Law Implemented 338.222, 338.231, 338.155 FS. History—New 11-15-87, Amended 2-8-88, 8-1-88, 2-2-89, 5-10-89, 7-1-91, 8-1-91, 11-6-91, 7-11-93, 11-28-93, 9-18-94, 6-6-95, 7-9-95, 1-1-96, 3-31-96, 4-28-96, 6-2-96, 7-28-96, 9-23-97, 11-24-97, 2-12-98, 6-30-98, 7-29-98, 1-6-99, 2-9-99, 4-29-99, 6-21-99, 9-4-01, 3-26-02, 4-10-03, 10-1-03, 12-11-03, 3-7-04, 5-20-04, 1-8-06.

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.”

COMMISSION ON ETHICS

RULE TITLE: List of Forms and Instructions
 RULE NO.: 34-7.010

PURPOSE AND EFFECT: The purpose of the proposed amendment is to revise CE Forms 1, 6, 1F, and 6F, which are adopted by reference in Rule 34-7.010, F.A.C.

SUBJECT AREA TO BE ADDRESSED: CE Forms 1, 6, 1F, and 6F will be effected by this rulemaking.

SPECIFIC AUTHORITY: Art. II, Sec. 8(f),(h), Fla. Const., 112.3144, 112.3145, 112.3147, 112.3215(13), 112.322(7),(10), 112.324 FS.

LAW IMPLEMENTED: Art. II, Sec. 8(a),(f),(h), Fla. Const., 112.313(9),(12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 FS.

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

TIME AND DATE: 9:00 a.m., September 1, 2005
 PLACE: Room 412, The Knott Building, 111 West St. Augustine Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Senior Attorney, Commission on Ethics, (850)488-7864

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

**AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing**

RULE TITLES: Definitions
 Certification Criteria
 Certification Approval and Denial Process
 RULE NOS.: 59A-29.001
 59A-29.002
 59A-29.003

Insurer Responsibilities 59A-29.009
 Health Care Provider Responsibilities 59A-29.010
 Agency Responsibilities 59A-29.012

PURPOSE AND EFFECT: The Agency for Health Care Administration (AHCA) is proposing a workshop to amend Rules 59A-29.001, 59A-29.002, 59A-29.003, 59A-29.009, 59A-29.010 and 59A-29.012, F.A.C., to implement Sections 440.13(3) and 440.13(13), F.S.

SUBJECT AREA TO BE ADDRESSED: Workers’ Compensation Health Care Provider (HCP) certification. These proposed changes will specify: (a) Clarification of the definition of certification; (b) Identification of certification criteria and quality indicators; (c) Establishment of the HCP certification application, requirements for submission and processing of an application for Health Care Provider certification; (d) Identification of the performance requirements for the HCP, Insurer and Agency responsibilities related to Health Care Provider certification and maintenance of the certified health care provider list.

SPECIFIC AUTHORITY: 440.13(3), 440.591 FS.

LAW IMPLEMENTED: 440.13(3), 440.13(13) 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: Cathyann Dufford, Registered Nurse Consultant, Bureau of Managed Health Care, Agency for Health Care Administration, (850)410-0821

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

**AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing**

RULE TITLES: Definitions
 Certification Criteria
 Application for Certification
 Selection and Assignment
 Temporary Expert Medical Advisors
 Expert Medical Advisor Responsibilities
 Billing and Reimbursement for Services
 Recertification
 Decertification
 RULE NOS.: 59A-30.002
 59A-30.003
 59A-30.004
 59A-30.005
 59A-30.006
 59A-30.007
 59A-30.008
 59A-30.009
 59A-30.010

PURPOSE AND EFFECT: The Agency for Health Care Administration (AHCA) is proposing a workshop to amend Rules 59A-30.002, 59A-30.003, 59A-30.004, 59A-30.005, 59A-30.006, 59A-30.007, 59A-30.008, 59A-30.009 and 59A-30.010, F.A.C., to implement Section 440.13(9), F.S.

SUBJECT AREA TO BE ADDRESSED: Expert Medical Advisor (EMA) certification. These proposed changes will specify: (a) Clarification of the definition of an EMA and board certification; (b) Identification of certification criteria and quality indicators; (c) Establishment of the EMA certification application and requirements to submit an application for EMA certification with required documentation; (d) Establishment of the certified or temporary EMA selection and assignment process; (f) Performance requirements for EMA; (g) Define billing requirements and reimbursement for services rendered as an EMA; and (h) Establish requirements and conditions for recertification or decertification.

SPECIFIC AUTHORITY: 440.13(9), 440.591 FS.

LAW IMPLEMENTED: 440.13(9) 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: Welby Cox-Myers, Registered Nurse Consultant, Bureau of Managed Health Care, Agency for Health Care Administration, (850)410-1730

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

DEPARTMENT OF MANAGEMENT SERVICES

State Technology Office

RULE TITLE: Grant and Loan Program for Medium and Rural Counties
 RULE NO.: 60DD-1.003

PURPOSE AND EFFECT: The Board proposes a new rule to implement Chapter 2005-171, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: The new rule provides for grants and loans to medium and rural counties to upgrade E911 systems.

SPECIFIC AUTHORITY: 365.172(5), 365.172(6)(a)3. FS.

LAW IMPLEMENTED: 365.172(6)(a)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, IF AVAILABLE, IS: John C. Ford, Chair, State of Florida Wireless 911 Board, 4030 Esplanade Way, Suite 235M, Tallahassee, Florida 32399-0950

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
General Definitions	61D-2.001
Wagering Prohibitions	61D-2.004
Violations	61D-2.005
Electrical or Mechanical Device Prohibition	61D-2.006
Pre-meet Report Required	61D-2.008
Ineligible or Disqualified Jai Alai Player or Racing Animal	61D-2.009
Photofinish Camera and Video Tape Requirement	61D-2.010
Post Position Drawing Requirement	61D-2.011
Racing Animal Identification	61D-2.012
Altered Identification Exclusion	61D-2.016
Pooling of Prize Money in Jai Alai Prohibited	61D-2.018
Inspection of Kennels and Stables	61D-2.022

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to rules regulating the conduct of races at pari-mutuel racing facilities.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are changes in definition of terms as used in pari-mutuel rules, eligibility requirements for racing animals due to owners license status, to amend and provide a new section regarding pre-race draw and limitations on the number of entries from the same kennel and to amend requirements regarding the duties of the paddock judge or horse identifier and requiring that inspections of kennels and stables to be reported on appropriate forms.

SPECIFIC AUTHORITY: 550.01215(4), 550.0251(2),(3),(5), (6),(9),(11), 550.0351(8), 550.054(5), (8)(b), 550.105(2)(c), (4)(b),(d),(5),(9), 550.125(2)(b), 550.155(1), 550.1815(5), 550.2415(13), 550.2614(4), 550.2625(2)(d), 550.3551(10), (11), 550.3615(5), 550.495(2)(a),(4), 550.6305(5) FS.

LAW IMPLEMENTED 120.80, 550.01215, 550.0251, 550.0351, 550.054, 550.0951(4), 550.09514, 550.105, 550.1155, 550.125, 550.155, 550.1645, 550.1815, 550.235, 550.2415, 550.2625, 550.3551, 550.3615, 550.495, 550.6305 FS.

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TIME AND DATE: 9:00 a.m. – 1:00 p.m., August 29, 2005

PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399

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Polombo, (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Hearings Before Stewards/Judges	61D-3.001
Appeal Hearing Procedures	61D-3.002
Stay of Steward/Judges' Penalty	61D-3.003
Payment of Fines	61D-3.004

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to the conduct of proceedings before the judges and stewards officiating races at pari-mutuel facilities and procedures related to appeals of orders of judges and stewards.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are amendments requiring notice to be provided to owners of animals in cases where a purse may be redistributed, amendments to procedures and forms in requesting an appeal of a judges' or stewards' ruling, procedures regarding the payment of fines and obtaining a stay pending an appeal.

SPECIFIC AUTHORITY: 120.80(4)(a), 550.0251, 550.0251(3), 550.054(9)(b), 550.1155, 550.1155(1),(2), 550.2415(7) FS.

LAW IMPLEMENTED 120.80(4)(a), 550.0251, 550.054, 550.1155, 550.2415 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Cost of Investigation	61D-4.001
Evaluating a Permit Application for a Pari-Mutuel Facility	61D-4.002
Application for Lease Addendum to Permit	61D-4.003
Application for Annual Racing License	61D-4.004

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to forms for applications for pari-mutuel permits, leasing of facilities and annual racing licenses.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are revisions to forms and rules regarding the investigation of an applicant for a permit to conduct pari-mutuel wagering and for authorization to lease premises for the conduct of pari-mutuel wagering. The provisions also add a new rule to formalize the use of the form under which pari-mutuel permitholders apply for annual racing licenses.

SPECIFIC AUTHORITY: 550.0251(3), 550.105(1),(2),(5),(9) FS.

LAW IMPLEMENTED 550.0251, 550.105 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Occupational Licensure	61D-5.001
Possession of a License	61D-5.002
Applications for Licensure; Fingerprint Requirements; Exemptions from Fingerprinting	61D-5.003
Temporary Occupational Licenses	61D-5.004
Exemptions to Occupational Licensing Requirements	61D-5.005
Waiver of Criminal Convictions or Other Offenses	61D-5.006
Basis for Denial or Cancellation of License	61D-5.007

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to the forms for the application for a pari-mutuel license and regulations regarding use of a pari-mutuel license.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are revisions to forms for applications for pari-mutuel occupational licenses and incorporation of those forms within the rules, amendments regarding the requirements for display of licenses and revisions of rules to conform to current statutory classification of licenses, providing for persons over 70 years of age to obtain background information checks from FDLE, amendments to rules implementing provisions related to temporary licenses, requiring permitholder security to maintain a list of unlicensed employees working in restricted areas, and revisions related to forms for the application of a waiver of criminal convictions and the cancellation of voluntarily relinquished licenses.

SPECIFIC AUTHORITY: 550.0251(3), 550.105(1),(2),(5),(9) FS.

LAW IMPLEMENTED 550.0251, 550.105 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Purpose for Rules; Definitions Related to Drugs and Medications	61D-6.001
General Duties and Responsibilities	61D-6.002
Prohibited Devices, Medications, and Procedures; Exceptions	61D-6.004
Procedures Relating to Split Samples	61D-6.006
Permitted Medications for Racing Greyhounds	61D-6.007
Veterinarians	61D-6.009
Penalty Guidelines for Class I-V Drug Violations	61D-6.011

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to forms and procedures related to the use of medication in racing animals.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are references to forms that are being incorporated in the rules. Some forms are being revised and a new form is being created for the identification of the trainer of record. Rules regarding notice of positive tests that may result in purse redistribution to owners are being deleted so they may be moved to rules regarding procedures for stewards' and judges' hearings.

SPECIFIC AUTHORITY: 120.80(4)(a), 550.0251(3),(11), 550.155(1), 550.2415(5),(8),(9),(13),(14),(16) FS.

LAW IMPLEMENTED 120.80(4)(a), 550.0251, 550.1155, 550.155, 550.235, 550.2415, 550.2415(14) FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Definitions	61D-7.001
Calculation of Payout and Distribution of Pools – General	61D-7.002
Pick (N) Pools	61D-7.014
Trifecta and Superfecta Combinations	61D-7.015
Mutuels Tickets, Cashing, Records, and Totalisator Security Requirements	61D-7.021
Outs Cashed After the End of the Meet	61D-7.022
Reporting of Wagering Activities, Permitholder and Totalisator Reports	61D-7.023
Totalisator Requirements	61D-7.024

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting of pari-mutuel wagering activity on pools and totalisator reports.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are amendments to the existing rules to appropriately reference revised forms for reporting of pari-mutuel and totalisator activity.

SPECIFIC AUTHORITY: 550.0251(3),(7), 550.125(2)(b), 550.155(1), 550.1645(1), 550.495(4),(5), 550.6305(5) FS.

LAW IMPLEMENTED 550.0251, 550.125, 550.155, 550.1645, 550.2633, 550.3551, 550.495, 550.6305 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Admissions Requirements	61D-8.001
Financial Reporting Requirements	61D-8.002
Reporting Requirements for Charity/Scholarship Performances	61D-8.003
Retired Jai Alai Players Charity Days Fund: Accumulation Payments and Reporting	61D-8.004
Purses and Florida Owners’ Awards, Horse Racing	61D-8.005

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting requirements for taxes and takeout on pari-mutuel wagering.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are amendments to the existing rules to appropriately reference revised forms for reporting of pari-mutuel taxes and takeout.

SPECIFIC AUTHORITY: 550.0251(3),(7),(9), 550.0351(8), 550.0951(2), 550.125(2)(b), 550.155(1), 550.2614(1),(2), (3),(4), 550.2625(2)(d), 550.3551(10), 550.6305(5) FS.

LAW IMPLEMENTED 550.0251, 550.0351, 550.0951, 550.0951(5), 550.125, 550.155, 550.1647, 550.1648, 550.2614, 550.2625(2), 550.3551, 550.615, 550.625, 550.6305, 550.655 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Interstate and Intertrack Broadcasts	61D-9.001
Interstate and Intertrack Broadcasts – Emergency Procedures	61D-9.003
Intertrack Wagering – Permitholder Accounting, Reporting and Ticket Cashing Responsibilities	61D-9.004

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting of interstate (simulcast) and intertrack wagering activities.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are amendments to the existing rules to appropriately reference revised forms for reporting of pari-mutuel interstate (simulcast) and intertrack wagering.

SPECIFIC AUTHORITY: 550.0251(3),(7), 550.155(1), 550.125(2)(b), 550.2625(2)(d), 550.3551(10), 550.495(4), 550.6305(5) FS.

LAW IMPLEMENTED 550.0251, 550.155, 550.125, 550.2625, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLE:	RULE NO.:
Incorporated and Approved Forms	61D-10.001

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting of activities conducted at a pari-mutuel wagering facility.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is renumbering and revisions to all forms utilized by the division in its rules regulating pari-mutuel wagering.

SPECIFIC AUTHORITY: 120.80(4)(a), 550.01215(4), 550.0251(2),(3),(5),(6), 550.0351(8), 550.054(5),(8)(b), 550.105(1),(2)(c), (4)(b),(d),(5),(9), 550.125(2)(b),(3)(a), 550.155(1), 550.1815(5), 550.2415(2),(3)(b),(5)(a),(b),(6)(b), (8)(a),(b),(c),(e),(9)(b),(c),(13), 550.2614(4), 550.2625(2)(d), 550.3551(10), 550.495(2)(a),(4), 550.6305(5) FS.

LAW IMPLEMENTED 120.633, 120.80, 550.01215, 550.0251, 550.0351, 550.054, 550.105, 550.125, 550.155, 550.1815, 550.2415, 550.2625, 550.354, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLES:	RULE NOS.:
Cardroom Games	61D-11.002
Cardroom Operator License	61D-11.007
Cardroom Business Occupational License	61D-11.008
Cardroom Employee Occupational License	61D-11.009
Duties of Cardroom Operators	61D-11.012
Chips and Tokens	61D-11.015
Admissions Requirements	61D-11.017
Reporting Requirements to Determine Net Proceeds	61D-11.018
Tournaments	61D-11.027

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting on the operation of cardrooms by pari-mutuel permitholders who possess a cardroom license issued by the division.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are amendments to the existing rules to conform with recent legislation allowing for the relocation of a cardroom in certain circumstances and for the rules to appropriately reference revised forms for reporting of cardroom activity.

SPECIFIC AUTHORITY: 550.0251(12), 849.086(4),(5),(6), (8),(11),(13) FS.

LAW IMPLEMENTED 849.086 FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE TITLE:	RULE NO.:
Incorporated and Approved Forms	61D-12.001
PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting of activities conducted in licensed cardrooms operated by a pari-mutuel wagering permitholder.	
SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is renumbering and revisions to all forms utilized by the division in its rules regulating cardroom activities.	
SPECIFIC AUTHORITY: 550.0251(12), 849.086(4),(5),(6), (7),(9),(11),(13),(16),(17) FS.	
LAW IMPLEMENTED 849.086 FS.	
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:	
TIME AND DATE: 9:00 a.m. – 1:00 p.m., August 29, 2005	
PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399	
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Mary Polombo, (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).	

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting of activities conducted in licensed cardrooms operated by a pari-mutuel wagering permitholder.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is renumbering and revisions to all forms utilized by the division in its rules regulating cardroom activities.

SPECIFIC AUTHORITY: 550.0251(12), 849.086(4),(5),(6), (7),(9),(11),(13),(16),(17) FS.

LAW IMPLEMENTED 849.086 FS.

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

TIME AND DATE: 9:00 a.m. – 1:00 p.m., August 29, 2005

PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Mary Polombo, (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: General Requirements
 RULE NO.: 64B8-45.001

PURPOSE AND EFFECT: This rule is being amended to clarify continuing education requirements approved by any Board of the MQA of the Department of Health and to clarify home study requirements.

SUBJECT AREA TO BE ADDRESSED: General Requirements.

SPECIFIC AUTHORITY: 456.013(7),(8), 468.507 FS.
 LAW IMPLEMENTED: 456.013(7),(8), 468.514, 468.515 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL 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: Kaye Howerton, Executive Director, Board of Medicine, Dietetics and Nutrition Practice Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-45.001 General Requirements.

(1) As a condition of biennial licensure renewal all licensees shall complete a minimum of thirty ~~contact~~ hours of continuing education in dietetics and nutrition practice within the twenty-four (24) month period prior to the expiration date of the license, of which no more than ten (10) hours may be in management, risk management, personal growth, and educational techniques. Up to fifteen (15) hours of credit shall be accepted per biennium for approved home study courses. Those persons certified for licensure in the second half of the biennium are exempt from the continuing education requirements for that biennium. One ~~contact~~ hour of continuing education equals a minimum of fifty minutes of instruction. Continuing education courses approved by any Board within the Division of Medical Quality Assurance of the Department of Health are approved continuing education, provided that such courses enhance skills and knowledge necessary to the safe and competent practice of dietetics and nutrition.

(2) Home study education is independent study and requires a certificate of completion. Web based, satellite transmitted, video or audio transmitted or on line instruction programs that allow or require the licensee to interact or communicate back and forth with the instructor during the presentation of the program are not considered home study education, but can be counted as continuing education.

(2) through (6) renumbered (3) through (7) No change.

Specific Authority 456.013(7),(8), 468.507 FS. Law Implemented 456.013(7),(8), 468.514, 468.515 FS. History–New 12-5-90, Amended 1-1-92, 9-24-92, 5-6-93, Formerly 21M-51.001, Amended 9-28-93, Formerly 61F6-51.001, Amended 1-2-95, 11-12-95, Formerly 59R-45.001, Amended 9-26-01, 3-4-02, 3-24-03, _____.

**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.”

DEPARTMENT OF CORRECTIONS

RULE TITLE: Medical Consultations by Non-Department Providers
 RULE NO.: 33-401.601

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide clarification as to the responsibility for payment of costs to have inmates examined by non-department medical providers.

SUMMARY: The proposed rule provides that costs of outside consultations shall be the responsibility of the requestor.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 20.315, 944.09, 945.091 FS.

LAW IMPLEMENTED: 944.09, 945.091 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-401.601 Medical Consultations by Non-Department Providers.

(1) through (2) No change.

(3) All non-department provider consultation and evaluation costs, including security and transport costs and costs resulting from the evaluation or preparation for the evaluation, shall be made at the expense of the requestor inmate and at no expense whatsoever to the Department of Corrections.

(4) through (5) No change.

(6) Requests for Consultations outside the Institution.

(a) No change.

(b) After reaching agreement with the requestor representative of the inmate, the Sheriff should contact the Secretary or his designee to make the necessary transport arrangements. The Secretary or his designee shall confirm that the Sheriff has determined to his satisfaction that the request is valid and the date and place the consultation is to be held. The Sheriff must agree to secure the inmate, keep him in custody at all times, and return him to the institution from which he obtained custody at no expense to the Department of Corrections.

(c) through (8) No change.

Specific Authority 20.315, 944.09, 945.091 FS. Law Implemented 944.09, 945.091 FS. History—New 4-6-05, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Patrick H. Brown, M.D.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2005

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Medicaid Provider Reimbursement Schedule
RULE NO.: 59G-4.002

PURPOSE AND EFFECT: The amendment to Rule 59G-4.002, F.A.C., incorporates by reference update April 2005 to the Florida Medicaid Provider Reimbursement Schedule. The reimbursement schedule was updated to include a ten percent reduction in Independent Laboratory fees effective for dates of service beginning April 1, 2005. The reduction was mandated by the Florida Legislature because no contract was in place by April 1, 2005. Conference Report HB 1835 – FY 2004-2005, line 210 reads, “If by April 1, 2005, because of litigation or for other reasons, the agency has been unable to enter into a risked-based contract with a single or

multiple independent laboratories where Medicaid payment is made on a per eligible per month basis, the agency shall reduce all Medicaid fees for all independent laboratory procedures by 10 percent.” The effect will be to incorporate by reference update April 2005 to Rule 59G-4.002, F.A.C.

SUMMARY: The amendment to Rule 59G-4.002, F.A.C., incorporates by reference update April 2005 to the Florida Medicaid Provider Reimbursement Schedule. The reimbursement schedule was updated to include a ten percent reduction in Independent Laboratory fees effective for dates of service beginning April 1, 2005.

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

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908 FS.

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

TIME AND DATE: 2:00 p.m., Tuesday, September 6, 2005

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room B, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Susan Rinaldi, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7308

THE FULL TEXT OF THE PROPOSED RULES IS:

59G-4.002 Medicaid Provider Reimbursement Schedule. Medicaid providers who provide the following services and their billing agents who submit claims on behalf of an enrolled Medicaid provider must be in compliance with the provisions of the Florida Medicaid Provider Reimbursement Schedule, January 2005, updated April 2005: advanced registered nurse practitioner, birth center, chiropractic, dental, hearing, independent laboratory, licensed midwife, optometric, outpatient hospital laboratory, physician, physician assistant, podiatry, portable x-ray, registered nurse first assistant, and visual.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908 FS. History—New 8-18-05, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Susan Rinaldi

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Alan Levine, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 25, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 15, 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 Podiatric Medicine

RULE TITLES:	RULE NOS.:
Penalties	64B18-14.002
Citations	64B18-14.010

PURPOSE AND EFFECT: The Board proposed the amendment to Rule 64B18-14.002, F.A.C., to add penalties for not submitting or updating required information within the 45 day time limit. The Board proposes the amendment to Rule 64B18-14.010, F.A.C., to add penalties for failure to comply with Section 456.039(3)(b), Florida Statutes.

SUMMARY: The proposed amendment to Rule 64B18-14.002, F.A.C., is to add penalties for not submitting or updating required information within the 45 day time limit and to Rule 64B18-14.010, F.A.C., is to add penalties for failure to comply with Section 456.039(3)(b), Florida Statutes.

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: 456.078, 456.079(1), 461.005, 461.013(4) FS.

LAW IMPLEMENTED: 456.039(3)(b), 456.057, 456.062, 456.077, 456.079, 456.012, 461.013(4), 461.013(7) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joe Baker, Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULES IS:

64B18-14.002 Penalties.

(1) No change.

(2) Unless mitigating or aggravating factors are demonstrated when the Board finds an applicant or licensee whom it regulates under Chapter 461, F.S., has committed any of the acts set forth in either Section 461.013(1), 456.013(7), 456.033, 456.053, 456.062, 456.067 or 456.072, F.S., it shall issue a final order imposing appropriate penalties based on the severity and repetition of the offense within the ranges recommended in the following disciplinary guidelines:

(a) through (qq) No change.

(rr) Failure to submit or update required information within 45 days. The Board shall impose a penalty ranging from a reprimand up to probation plus a fine from \$2,500.00 to \$5,000.00.

Specific Authority 456.072, 456.073(3), 456.079, 461.003, 461.005, 461.013 FS. Law Implemented 456.033, 456.053, 456.062, 456.063, 456.067, 456.072, 456.073(3), 456.079, 461.012, 461.013 FS. History—New 11-21-79, Amended 8-31-81, Formerly 21T-14.02, Amended 10-14-68, 12-8-88, 1-19-92, 4-26-93, Formerly 21T-14.002, 61F12-14.002, Amended 2-25-96, 5-29-97, Formerly 59Z-14.002, Amended 11-17-97, 8-24-00, 8-13-02, 4-26-04, _____.

64B18-14.010 Citations.

(1) through (2) No change.

(3) The following violations may be disposed of by the Department by citation with the specified penalty:
VIOLATIONS PENALTY

(a) through (i) No change.

(j) Failure to comply with Section 456.039(3)(b), F.S., a fine of \$50.00 per day up to \$2,500.00.

(4) through (5) No change.

Specific Authority 456.072, 461.005 FS. Law Implemented 456.057, 456.072, 456.077, 461.012, 461.013(7) FS. History—New 1-19-92, Formerly 21T-14.010, 61F12-14.010, Amended 3-26-95, 2-25-96, 6-17-97, Formerly 59Z-14.010, Amended 11-23-00, 8-13-02, 7-26-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Podiatric Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 24, 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 BUSINESS AND PROFESSIONAL
REGULATION**

Construction Industry Licensing Board

RULE NO.:	RULE TITLE:
61G4-15.032	Certification of Swimming Pool Specialty Contractors

NOTICE OF CHANGE

Notice is hereby given that changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 18, of the May 6, 2005, issue of the Florida Administrative Weekly. The Construction Industry Licensing Board held a hearing on the rule at its meeting on July 14 and 15, 2005, and made changes to the rule to address written comments submitted by the staff of the Joint Administrative Procedures Committee.

When changed the rule shall read as follows:

61G4-15.032 Certification of Swimming Pool Specialty Contractors.

(1) Scope of Rule. The scope of this rule is to provide for the voluntary certification of swimming pool specialty contractors.

(a) Swimming pool specialty contractors may only perform the services within the scope of work defined for that particular category swimming pool specialty contractor.

(b) Swimming pool specialty contractors must work under contract, under the supervision, and within the scope of work of a contractor licensed pursuant to Section 489.105(3)(j)-(l), F.S.

(c) Each category of swimming pool specialty contractor contained in this rule constitutes a separate license and obtaining licensure in all swimming pool specialty contractor categories shall not entitle a person to licensure as a contractor as defined in Section 489.105(3)(j)-(l), F.S.

(2) Definition.

(a) A “Swimming Pool Layout Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the layout, shaping, steel installation, and rough piping of pools, spas, and hot tub shells.

(b) A “Swimming Pool Structural Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the shaping and shooting of gunite, shotcrete, concrete, or similar product mix used in the construction of swimming pools and spas. This scope of work includes the installation of fiberglass shells and vinyl liners.

(c) A “Swimming Pool Excavation Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the excavation and earthmoving required for the installation of pools, spas, and hot tub shells.

(d) A “Swimming Pool Trim Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the installation of tile and coping for pools, spas, and hot tub shells. Decorative or interactive water displays or areas that use recirculated water, including waterfalls and spray nozzles, are also included in this rule within this scope of work.

(e) A “Swimming Pool Decking Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the construction and installation of concrete flatwork, pavers and bricks, retaining walls, and footings associated with the construction of pools, spas, and hot tub shells.

(f) A “Swimming Pool Piping Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the installation of piping or the installation of circulating, filtering, disinfecting, controlling, or monitoring equipment and devices used in the construction of pools, spas, hot tubs, and decorative or interactive water displays or areas.

(g) A “Swimming Pool Finishes Specialty Contractor” means a swimming pool specialty contractor whose scope of work is limited to the coating or plastering of the interior surfaces of pools, spas, or hot tub shells.

(3) Certification Procedures.

(a) Qualifications.

1. Any person who desires to become a swimming pool specialty contractor shall apply to the Construction Industry Licensing Board of the Department of Business and Professional Regulation in writing on a form provided by the Department.

2. A person shall be certified as a swimming pool specialty contractor if said person:

a. Is at least eighteen (18) years of age;

b. Is of good moral character;

c. Submits affidavit(s) signed by a Florida licensed registered or certified commercial or residential pool/spa contractor, in good standing, that demonstrates four years of experience in the swimming pool specialty contractor category for which the person applied; and

d. I. Takes and successfully completes a written examination for certification in the category of swimming pool specialty contractor applied for; or

II. Until January 1, 2008, an applicant who completes three (3) hours of board-approved continuing education, consisting of one hour of workplace safety, one hour of business practices, and one hour of workers' compensation, may qualify, if the applicant successfully passes a practical examination for certification in the category of swimming pool specialty contractor applied for in lieu of a written examination for licensure.

(b) Other Certification Procedures and Fees. Other certification procedures and fees for certified swimming pool specialty contractors shall be the same as those provided for the certification of other contractors as set forth in Sections 489.109, 489.111(3), 489.113, F.S. and Rules 61G4-12.009 and 61G4-15.005, F.A.C. Applicants must also submit evidence of having met the requirements in paragraphs 61G4-15.003(2)(h) and 61G4-15.005(3)(a), F.A.C. for any of these specialties.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATON

Construction Industry Licensing Board

RULE NOS.:	RULE TITLES:
61G4-15.033	Certification of Pool Trim, Deck, and Piping Specialty Contractors
61G4-15.034	Certification of Swimming Pool Finishes Specialty Contractors

NOTICE OF WITHDRAWAL

Notice is hereby given that the above-referenced proposed rules, as published in Vol. 31, No. 18, of the Florida Administrative Weekly on May 6, 2005, have been withdrawn. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES 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

Board of Medicine

RULE NO.:	RULE TITLE:
64B8-1.007	List of Approved Forms; Incorporation

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. 18, of the May 6, 2005, issue of the Florida Administrative Weekly. The changes are in response to written comment submitted by the staff of the Joint Administrative Procedures Committee. The Council on Physician Assistants, following its meeting held on July 15, 2005, recommended to the Board that changes be made to the application. The Board, at its meeting held on July 16-17, 2005, voted to change objectionable language in the revised form to be incorporated by reference in the rule. The change deletes language in the instructions with regard to NCCPA examination remedial education. In addition the Board voted to clarify in the application that the requirement for the sworn statement applies only to the questions with regard to felony convictions and licensure denials or revocations.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

DEPARTMENT OF HEALTH

Division of Children's Medical Services Network

RULE NO.:	RULE TITLE:
64C-4.003	Diagnostic and Treatment Facilities or Services – Specific

NOTICE OF PUBLIC HEARING

The Department of Health hereby gives notice of a public hearing on the above-referenced rule to be held on August 31, 2005, at 10:00 a.m. – 11:00 a.m., 4025 Esplanade Way, Room 301, Tallahassee, Florida. This hearing follows from the conclusion of a challenge to the proposed rule. The rule was originally published in Vol. 30, No. 29, July 16, 2004 issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tobi Goodman, Government Analyst II, Children's Medical Services Network, 4052 Bald Cypress Way, Bin #A06, Tallahassee, Florida 32399-1707, (850)245-4444, Ext. 2226, Fax (850)488-3813

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

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
69A-58	Firesafety in Educational Facilities
RULE TITLES:	RULE NOS.:
69A-58.001	Administration
69A-58.002	Scope: Existing Facilities
69A-58.003	Definitions
69A-58.004	Firesafety Inspections
69A-58.005	Serious Life Safety Hazards
69A-58.006	Inspections In General
69A-58.007	Counties, Municipalities, and Special Districts Having Firesafety Responsibilities, Without Firesafety Inspectors
69A-58.008	Standards and Requirements for Buildings
69A-58.009	Florida Firesafety School Evaluation System
69A-58.010	Other Applicable Codes and Standards

NOTICE OF WITHDRAWAL

Pursuant to Section 120.54(3)(d)1., Florida Statutes, notice is hereby given that the above proposed rule chapter, as noticed in Vol. 31, No. 18, May 6, 2005, issue of the Florida Administrative Weekly, has been withdrawn.

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE TITLE: Payment of Prizes
 RULE NO.: 53ER05-60
 SUMMARY OF THE RULE: This emergency rule replaces Emergency Rule 53ER05-27 and sets forth the procedures that the Florida Lottery shall apply to awarding prizes.
 THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-60 Payment of Prizes.

(1) Claiming Prizes.

For purposes of this rule, the provisions for claiming a prize as set forth in paragraph 24.115(1)(f), Florida Statutes, will be deemed satisfied upon the claimant meeting the following requirements:

(a) On-line Game Prizes.

1. For on-line game prizes, the claimant must submit the winning on-line ticket for validation at a Lottery office or retailer on or before the 180th day after the winning drawing. Winning on-line tickets submitted to the Lottery by mail for validation must be addressed to the Lottery's prize payment address in an envelope postmarked on or before the 180th day after the winning drawing.

2. If the claimant is not paid at the time of ticket validation, he or she must submit the validated on-line winning ticket for prize payment at a Lottery office on or before the 210th day after the winning drawing. If the claimant chooses to submit the validated on-line winning ticket for prize payment by mail, it must be sent to the Lottery's prize payment address and received by the Lottery on or before the 210th day after the winning drawing.

(b) Instant Game Prizes.

1. For instant game prizes, the claimant must submit the winning instant ticket for validation at a Lottery office or retailer on or before the 60th day after the official end of the game. Winning instant tickets submitted to the Lottery by mail for validation must be addressed to the Lottery's prize payment address in an envelope postmarked on or before the 60th day after the official end of the game.

2. If the claimant is not paid at the time of ticket validation, he or she must submit the validated instant winning ticket for prize payment at a Lottery office on or before the 90th day after the official end of game. If the claimant chooses to submit the validated instant winning ticket for prize payment by mail, it must be sent to the Lottery's prize payment address and received by the Lottery on or before the 90th day after the official end of the game.

(2) Prize Payment Address. The Lottery's prize payment address is: Florida Lottery, Winner Validation, 250 Marriott Drive, Tallahassee, Florida 32399-9939.

(3) Risk of Mailing Tickets. A person who mails a winning ticket shall bear the risk that the U.S. Postal Service or other carrier may fail to timely postmark or deliver the ticket to the Lottery, or both.

(4) Winning Tickets Submitted to the Address for a Drawing. Winning tickets submitted to the address for a drawing for a game or promotion will not be paid or honored unless selected during the drawing. The time periods provided in subparagraphs (1)(a)1. and 2. and (1)(b)1. and 2. shall also apply to this subsection.

(5) Unclaimed Prizes. If a valid claim is not made for a prize within the applicable time period, or if a claimed ticket is not submitted to the Lottery for prize payment within the applicable time period, the prize shall constitute an unclaimed prize and shall be distributed as required by law. Unclaimed prizes shall not be distributed to other winners within the same prize pool.

(6) Free Ticket Claims – Florida Claimants. A person who submits by mail a lottery ticket that entitles the claimant to a prize of a “ticket” or “free ticket” and whose mailing address is inside the state of Florida will be mailed a prize of a ticket as follows:

(a) If the ticket submitted for payment is an instant lottery ticket, the claimant will receive an instant lottery ticket having the same retail sales price as the instant lottery ticket submitted for prize payment. The free ticket may or may not be from the same instant game in which the prize was won.

(b) If the prize is a free on-line game quick pick ticket, the claimant will receive a free on-line game quick pick ticket, from the same on-line game in which the prize was won, for the next drawing after the ticket is validated; or if the free on-line game ticket is part of an on-line game multi-play ticket, the claimant will receive prize payment in accordance with the provisions of subsection (20) below.

(7) Free Ticket Claims – Claimants Outside Florida. A person who submits by mail a lottery ticket that entitles the claimant to a prize of a “ticket” or “free ticket” and whose mailing address is outside the state of Florida will receive a check in the amount of the retail sales price of the ticket in lieu of an actual ticket.

(8) Advance Play Ticket Claims – Florida Claimants. A claimant who claims a prize through a retailer or the Lottery on a winning advance play lottery ticket before all the drawings on the ticket have occurred will be issued a continuation ticket for the remaining drawings with the same play numbers as the original ticket. The original ticket will be recorded as “paid” in the gaming system and a continuation ticket will automatically be issued for the claimant which shall be the instrument from which claims on remaining drawings are paid.

(9) Advance Play Tickets Claims – Claimants Outside of Florida. If a claimant whose mailing address is outside the state of Florida submits by mail an advance play lottery ticket that has drawings remaining that have not yet occurred, the Lottery will hold the claimant’s advance play ticket until all the drawings have occurred. The Lottery will then validate the advance play ticket and mail the claimant one payment for the total amount of any prizes won. If an out-of-state claimant requests prize payment prior to the date of the last advance play drawing, the Lottery will validate the ticket, mail the claimant payment for the total amount of any prizes won as of the date of ticket validation, and issue and maintain possession of a continuation ticket for the remaining drawings.

(10) On-line Game Ticket Validation.

(a) In order to be a valid on-line winning lottery ticket, the ticket must be identifiable as a Florida Lottery ticket and have either a complete, legible Transaction Serial Number (“TSN”) or a readable bar code. To the extent that a ticket is not identifiable as a Florida Lottery ticket or does not have a TSN or bar code, the ticket will be invalid. The Florida Lottery will not attempt to reconstruct any tickets received in multiple pieces.

(b) The ticket must not be counterfeit in whole or in part.

(c) The TSN of an apparent winning ticket must validate on the Lottery’s gaming system, and must not have been previously paid.

(d) The ticket must pass any additional confidential validation tests determined necessary by the Florida Lottery.

(e) Any ticket not meeting the criteria set forth in paragraph (10)(a) through (d) above is ineligible for any prize and shall not be paid as a winning ticket. In the event a defective ticket is purchased, the only responsibility or liability of the Florida Lottery shall be the replacement of the defective ticket with an unplayed ticket or tickets of equivalent sales price from a current Florida Lottery game, or refund of the retail sales price.

(11) Instant Game Ticket Validation.

(a) In order to be a valid instant winning lottery ticket, the ticket must be identifiable as a Florida Lottery ticket and have either a complete, legible validation number (sometimes referred to as “Void If Removed Number” or “VIRN”), or a readable bar code. The Florida Lottery will not attempt to reconstruct any tickets received in multiple pieces.

(b) The ticket must not be counterfeit in whole or in part.

(c) The validation elements must not be altered or tampered with in any manner.

(d) The ticket must not appear on any list of omitted ticket stock on file at the Florida Lottery.

(e) The ticket must not have been stolen.

(f) The ticket must have been issued to a retailer by the Florida Lottery in an authorized manner.

(g) The validation number of an apparent winning ticket must validate on the Lottery’s gaming system and must not have been previously paid.

(h) The validation elements of a ticket must not be misprinted or illegible.

(i) The ticket must pass any additional confidential validation tests determined necessary by the Florida Lottery.

(j) Any ticket not meeting the criteria set forth in paragraphs (11)(a) through (i) above is ineligible for any prize and shall not be paid as a winning ticket. In the event a defective ticket is purchased, the only responsibility or liability of the Florida Lottery shall be the replacement of the defective ticket with an unplayed ticket or tickets of equivalent sales price from a current Florida Lottery game, or refund the retail sales price.

(12) Disputes Regarding the Amount or Validity of Ticket.

(a) Players shall be instructed by a retailer or the Lottery to file a claim when any dispute arises between a player and a retailer regarding the amount or validity of an apparent winning ticket or when an apparent winning ticket will not validate using the terminal.

(b) In the event a dispute between the Florida Lottery and a ticket bearer occurs as to whether a ticket is a valid winning ticket, or as to the prize amount of a valid winning ticket, the decision of the Florida Lottery shall be final. If the prize is not paid on a disputed ticket and the basis for the dispute is attributable to the Florida Lottery or its ticket vendor, the Florida Lottery will replace the disputed ticket with an unplayed ticket from the same game or with a ticket from another game of equivalent sales price. This shall be the sole and exclusive remedy of the bearer of the ticket.

(13) Winning Tickets Valued at Less than \$600.

Payment of any winning ticket valued at less than \$600 that is submitted to a Lottery retailer, Lottery district office or Lottery Headquarters shall be made to the claimant upon successful ticket validation. Upon request by the Lottery, the claimant shall file a Winner Claim Form in accordance with the provisions set forth in paragraph (14)(c) below.

(a) Payment by Retailers.

1. Winning tickets of \$50 or less that are submitted to a retailer shall be paid in cash by the retailer unless:

a. It is impossible or impracticable to do so due to a company or store policy which, for safety or security reasons, limits the amount of cash available to the clerk; or

b. It is impossible or impracticable to do so due to an applicable local government ordinance that limits the amount of cash available to the clerk.

2. Winning tickets with a value greater than \$50 but less than \$600 that are submitted to a retailer shall be paid by cash, check, or money order.

3. No charge or fee shall be imposed by a retailer on a player for paying a winning ticket. This prohibition includes charging a fee for a money order issued to the player in payment of a prize when that is the only method of prize payment made available by the retailer.

(b) Payment by the Florida Lottery.

1. Winning tickets of \$100 or less that are presented to a Lottery district office will be paid by cash, check or issued lottery tickets at the claimant's option.

2. Winning tickets with a value greater than \$100 but less than \$600 that are submitted to a Lottery district office shall be paid by check and/or issued lottery tickets, or paid a maximum of \$100 in cash and the balance of the prize in issued lottery tickets at the claimant's option.

3. Lottery district offices will not pay prizes less than \$600 by a combination of cash and check.

4. Winning tickets of less than \$600 that are submitted to Lottery Headquarters for payment shall be paid by check.

5. A player who submits a winning ticket of less than \$600 in person to a Lottery district office or Lottery Headquarters for payment by check shall be required to present one form of identification from the list in subsection (15). The identification is required to ensure proper check distribution.

6. Winning tickets of less than \$600 shall be subject to and paid in accordance with subsections (16), (17), (18), and (19) below.

(14) Winning Tickets Valued at \$600 or Greater.

(a) Payment of winning tickets valued at \$600 or greater shall be made only by a Lottery office. Payment of winning tickets valued at \$600 or greater cannot be made by a retailer.

(b) A player may submit a winning ticket valued at \$600 or greater to any Lottery retailer or Lottery office for ticket validation. If a winning ticket valued at \$600 or greater is validated at a retailer location, the player shall retain the original ticket and any player claim instructions ticket produced by the retailer terminal to submit with his or her claim to a Lottery office for prize payment processing. If the winning ticket produces a continuation ticket for future drawings, the player shall also retain the continuation ticket in addition to the original ticket and player claim instructions ticket.

(c) After successful validation of a winning ticket, the player shall file a claim by submitting to the Lottery a completed Winner Claim Form DOL 173-2, revised 10/03, or Spanish Winner Claim Form DOL 173-S, revised 10/03, and a completed Internal Revenue Service Form W-9, Request for Taxpayer Identification Number and Certification, revised 10/03, along with the ticket(s) as set forth in subsection (18) and the identification described in subsection (15) below. The Winner Claim Forms are incorporated herein by reference and may be obtained at any Lottery office or retailer, from the Florida Lottery's website at www.flalottery.com, or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The Internal Revenue Service Form W-9 is incorporated herein by reference and may be obtained at any Lottery office, from the Florida Lottery's website at www.flalottery.com, by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service. Claims may be submitted in person to any Lottery district office or to Lottery Headquarters, or submitted by mail to Florida Lottery, Winner Validation, 250 Marriott Drive, Tallahassee, Florida 32399-9939.

(d) Winning tickets valued at \$600 through \$250,000 that are submitted to a Lottery district office shall be paid by check and in accordance with subsections (16), (17), (18) and (19) below. Winning tickets valued at greater than \$250,000 must be presented at Lottery Headquarters for payment.

(e) Winning tickets valued at \$600 or more that are submitted to Lottery Headquarters shall be paid as follows and in accordance with subsections (16), (17) (18) and (19) below:

1. If the prize value is \$600 through \$100,000, payment shall be made by check.

2. If the prize value is greater than \$100,000 or is a prize for which there is a lump-sum option, payment shall be made by check or wire transfer at the claimant's option.

(15) Presentation of Identification.

(a) The claimant of a prize valued at \$600 or more will be required to present identification as detailed below. The name on the identification presented to the Lottery must match the name on the back of the winning ticket, unless the name on the back of the winning ticket is that of a legal entity. In such case, an authorized agent of that legal entity will be required to present identification as detailed below. If the name on the back of the ticket and the identification presented do not match, the Lottery may request another form of identification listed below or request additional information to use in making its payment determination.

(b) For prizes valued at \$600 or more, one form of photo identification is required that is current or was issued within the past five years and bears a serial or other identifying number and a signature, or if photo identification is not presented, two forms of identification are required that are current or were issued within the past 5 years and bear a serial or other identifying number and a signature.

(c) Acceptable forms of identification include the following:

1. A Florida identification card or driver's license issued by the public agency authorized to issue driver's licenses;

2. A passport issued by the Department of State of the United States;

3. A passport issued by a foreign government if the document is stamped by the United States Immigration and Naturalization Service;

4. A driver's license or an identification card issued by a public agency authorized to issue driver's licenses in a state other than Florida, a territory of the United States, or Canada or Mexico;

5. An identification card issued by any branch of the armed forces of the United States;

6. An identification card issued by the United States Immigration and Naturalization Service; or

7. Another form of identification approved by the Lottery.

(d) A photocopy of required identification shall accompany claims valued at \$600 or greater that are submitted by mail. The Lottery reserves the right to require proof of authenticity for such photocopies.

(16) Payment to One Person or Entity.

Regardless of how many persons or entities claim an ownership interest in a winning ticket, payment will be made to only one person or entity. For prizes valued at \$600 or more, a winner may submit an Internal Revenue Service Form 5754, *Statement by Person(s) Receiving Gambling Winnings*, if more than one person is entitled to the prize winnings. The form must be presented to the Lottery along with the Winner Claim form prior to ticket validation. The Internal Revenue Service Form 5754 is incorporated by reference and may be obtained at any Lottery office, by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service.

(17) Federal Withholding Taxes.

Federal withholding taxes shall be applied to prizes in accordance with the Internal Revenue Code and Code of Federal Regulations.

(18) Ticket Submission and Payment.

In accordance with the applicable provisions of subsections (13), (14) and (20) a claimant must submit an original winning ticket or an original continuation ticket, if issued, to the Lottery or to a retailer to claim a prize. In the event an original winning ticket or an original continuation ticket is not available for submission, a claimant must submit an original player claim instructions ticket produced from validation of an original winning ticket or original continuation ticket to the Lottery to claim a prize.

(a) If a claimant submits an original winning ticket or an original continuation ticket and an original player claim instructions ticket produced from an original winning ticket or from an original continuation ticket, payment will be made in accordance with subsections (16), (17) and (18).

(b) If a claimant submits only an original winning ticket or an original continuation ticket, the ticket will be validated and payment will be made in accordance with subsections (16), (17) and (18).

(c) If a claimant submits only an original player claim instructions ticket, the player claim instructions ticket will be validated and payment will be made in accordance with subsections (16), (17) and (18) and as follows:

1. For on-line prizes, if the absence of the original ticket is determined to the Lottery's satisfaction to be attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the player claim instructions ticket is submitted for prize payment, or following expiration of 210 days after the winning draw date, whichever date occurs sooner.

2. For instant prizes, if the absence of the original ticket is determined to the Lottery's satisfaction to be attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the player claim instructions ticket is submitted for prize payment, or following expiration of 90 days after the official end of the game, whichever date occurs sooner.

3. If the absence of an original ticket is attributable to any reason other than the actions of a retailer, payment will be made as follows:

a. For winning on-line tickets, payment will be made following expiration of 210 days after the winning draw date, provided that payment for the original winning ticket is not made before the expiration of 210 days.

b. For winning instant tickets, payment for prizes valued at \$600 through \$1,000 will be made following expiration of 180 days from the date the claim was filed or following expiration of 90 days after the official end of the game, whichever occurs sooner, provided that payment for the original winning ticket is not made before expiration of the 180-day or 90-day time period, whichever is applicable. Payment for prizes greater than \$1,000 will be made following expiration of 90 days after the official end of the game, provided payment for the original winning ticket is not made before expiration of the 90-day time period.

4. If the original winning ticket or original continuation ticket is submitted prior to expiration of the time periods set forth in subparagraphs (18)(c)1., 2. and 3., an investigation will be conducted to determine to whom payment should be made, if anyone.

(d) If a claimant submits only an original advance play winning ticket that has been recorded as "paid" in the Lottery's gaming system as the result of the issuance of a continuation ticket, an investigation will be conducted and payment will be made as follows:

1. If the investigation concludes to the Lottery's satisfaction that the absence of the continuation ticket is attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the original winning ticket is submitted for prize payment, or following expiration of 210 days after the winning draw date, whichever date occurs sooner, provided that payment for the continuation ticket is not made prior to the expiration time frames set forth above.

2. If the investigation concludes to the Lottery's satisfaction that the absence of the continuation ticket is attributable to any reason other than the actions of a retailer, payment will be made following expiration of 210 days after the winning draw date, provided that payment for the continuation ticket is not made before the expiration of 210 days.

(e) In the event a claim for payment is made without an original ticket, an original continuation ticket, or a player claim instructions ticket, the claim will be denied unless the following occurs:

1. The claimant establishes to the Lottery's satisfaction that the absence of the original ticket, the original continuation ticket, or the player claim instructions ticket is attributable to an act or omission of the Lottery. Acts or omissions of Lottery retailers shall not be considered attributable to the Lottery; and

2. The Lottery determines that the available evidence is sufficient to validate the claim.

If the Lottery determines that the provisions set forth in subparagraphs 1. and 2., above, are sufficiently met, payment will be made to the claimant following the expiration of the applicable deadline set forth in subsection (1) for validating and submitting a winning ticket for prize payment.

(19) Determination of Prize Winner.

The person to whom payment will be made for winning tickets submitted to the Lottery shall be determined as follows:

(a) If only one name appears on the back of the ticket, payment will be made to that person or entity.

(b) If the back of a ticket is blank or incomplete, data from the Winner Claim Form, if any, player correspondence, or the mailing envelope, in that order, shall be used to supplement the information.

(c) Instant tickets. If more than one name appears on the back of an instant ticket, payment shall be made to the person whose name appears first on the line designated for the name.

(d) On-line tickets.

1. If one player information section is completely filled out, payment shall be made to the person whose name appears first on the name line in the player information section that is completed.

2. If more than one player information section is completely filled out, payment shall be made to the person whose name appears first on the name line in the player information section nearest the top of the ticket.

3. If no player information section is completely filled out and more than one name appears on the back of the ticket, payment shall be made to the person whose name appears first on the name line in the player information section nearest the top of the ticket in which a name is present.

(e) If the name on the back of a ticket is that of a trust, corporation or other legal entity, payment shall be made to the trust, corporation or other legal entity. For those tickets valued at \$600 or more, no payment shall be made to a legal entity until the Lottery has received a copy of the entity's organizational documents which set forth the names and Social Security numbers of all shareholders, partners, beneficiaries, or other persons ultimately entitled to receive Lottery winnings.

(f) If the back of a ticket valued at \$600 or more is altered, defaced, or contains erasures, correction fluid, overwriting, or obliteration in the line designated for a name, an investigation will be conducted to determine to whom payment should be made, if anyone, in accordance with paragraphs (19)(c), (d) and (e) above. If the ticket is valued at less than \$600, payment will be made to the person submitting the ticket for payment.

(g) If the Lottery is presented with undisputed information that payment of a prize as provided in paragraphs (19)(a) through (e) would result in payment to a person or entity who

has no claim to the ticket, the Lottery will make payment to the person or entity it determines to be the rightful claimant based upon the undisputed information submitted to the Lottery.

(h) If the Lottery receives notification of a dispute of ownership of a specific ticket prior to prize payment, an investigation will be conducted to determine to whom payment should be made, if anyone.

(i) Any claimant of a prize of \$600 or more, and any person whose name appears on an Internal Revenue Service Form 5754 filed by a claimant and whose portion of the prize is \$600 or more, will be compared to the State Owed Debt system. All persons ultimately entitled to receive Florida Lottery winnings from a claim valued at \$600 or more filed by a legal entity, other than a corporation whose shares are publicly traded, will be compared to the State Owed Debt system. If such claimant or other person is identified as owing an outstanding debt to a state agency or owing child support collected through a court or spousal support or alimony as provided in subsection 24.115(4), Florida Statutes, following deduction of federal tax withholding, the remaining prize amount will be allocated as follows:

1. If the debt is owed by the claimant and an Internal Revenue Service Form 5754 is not filed at the time the claim is submitted, an amount sufficient to cover the amount owed, up to the total remaining prize amount, will be transferred to the state agency owed the debt. Any monies remaining after federal tax withholding and after collection of the debt will be paid to the claimant.

2. If the debt is of a claimant who submits an Internal Revenue Service Form 5754 at the time of filing the claim, or of a person whose name appears on an Internal Revenue Service Form 5754 or who is entitled to receive Lottery winnings claimed by a legal entity, an amount sufficient to cover the claimant's or other person's debt, but not to exceed his or her percentage interest in the prize or entity, will be transferred to the state agency owed the debt. The monies remaining will be paid to the claimant on the ticket.

(20) Payment of On-line Game Multi-play Tickets Including a Cash Prize and a Free Quick Pick Ticket Prize.

Additional payment provisions applicable only to winning on-line game multi-play tickets (tickets with more than one panel played for a single draw date) that include a cash prize and a prize of a free quick pick ticket are as follows:

(a) A \$1.00 value for each free quick pick ticket on a multi-play ticket shall be included in the total prize value of the ticket.

(b) On-line game multi-play tickets with a total prize value less than \$600 shall be paid by Lottery retailers or a Lottery office upon successful ticket validation. The claimant shall be paid the cash amount of the prize and given a ticket with one free quick pick play for the same on-line game in which the prize was won, for the next available drawing for each free quick pick ticket prize.

(c) On-line game multi-play tickets with a total prize value of \$600 or more shall be claimed at a Lottery office. Retailer locations cannot print free quick pick tickets that are part of a claim with a total value of \$600 or more.

1. If the claim is submitted to a Lottery office in person and the on-line game multi-play ticket is successfully validated, the Lottery will pay the claimant the cash prize and give the claimant a ticket with one free quick pick play, for the same on-line game in which the prize was won, for the next available drawing for each free quick pick ticket prize.

2. If the claim is submitted by mail to a Lottery office and the on-line game multi-play ticket is successfully validated, the Lottery will pay the cash prize and, if the claimant's address is in Florida, print a ticket with one free quick pick play for the next available drawing of the same on-line game in which the prize was won for each free quick pick ticket prize. The payment and the free ticket shall be mailed to the claimant by the Lottery, except as set forth in subsection (8) above. A free ticket shall be mailed prior to the drawing applicable to that ticket.

3. If the claimant is identified as owing an outstanding debt as set forth in paragraph (19)(i), in an amount less than the cash portion of the prize net of any federal income tax withholding, the non-cash portion of the prize and the amount owed to the claimant after his or her debt is satisfied and taxes have been withheld shall be awarded. If the claimant is identified as owing an outstanding debt in an amount greater than the cash portion of the prize net of any federal income tax withholding, the cash portion of the prize remaining after taxes have been withheld will be applied toward the outstanding debt as provided in subsection 24.115(4), Florida Statutes, and the claimant will receive the remaining non-cash portion of the prize.

(21) Canceled and Previously Paid Tickets. No payment shall be made upon a ticket submitted for payment that is reflected in the Lottery's records as having been canceled or previously paid.

(22) Disclosure of Source of Ticket. The Lottery reserves the right to require the claimant of any winning ticket to disclose the source of the ticket.

(23) Final Payment Decision. The Lottery's decision and judgments in respect to the determination of a winning ticket or of any other dispute arising from payment or awarding of prizes shall be final and binding upon all participants in the lottery unless otherwise provided by law or these rules. In the event a question arises relative to a winning ticket, or the payment or awarding of any prize, the Lottery is authorized to:

(a) Deposit the prize winnings into an escrow fund until the dispute is resolved; or

(b) Petition a court of competent jurisdiction for instructions and a resolution of the controversy.

(24) All tickets and claim forms presented to the Florida Lottery shall become the property of the Florida Lottery.

(25) Information for claiming a prize can be obtained by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or by calling (850)487-7777.

(26) Payment of winning tickets is subject to all other applicable statutes and rules.

(27) This emergency rule replaces Emergency Rules 53ER92-63, 53ER92-65 and 53ER05-27, Florida Administrative Code.

Specific Authority 24.105(9)(e), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(e), 24.115(1), (4) FS. History—New 8-1-05, Replaces 53ER92-63, 53ER92-65 and 53ER05-27, F.A.C.

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

EFFECTIVE DATE: August 1, 2005

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 609, JACKPOT
 RULE NO.: 53ER05-61
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 609, “JACKPOT,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-61 Instant Game Number 609, JACKPOT.

(1) Name of Game. Instant Game Number 609, “JACKPOT.”

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

(3) JACKPOT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning JACKPOT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-60, F.A.C.

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

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



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

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

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

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

(7) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the “YOUR NUMBERS” play area that matches any number in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to 5 sets of matching numbers.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500 and \$5,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$1.00 ticket, except as follows. A person who submits by mail a JACKPOT lottery ticket which entitles the claimant to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.



(c) A ticket having a "WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$25.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 609 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$1 TICKET	10.00	1,008,000
\$1	\$1	10.00	1,008,000
\$1 x 2	\$2	30.00	336,000
\$1 x 5	\$5	75.00	134,400
\$5	\$5	150.00	67,200
\$2 x 5	\$10	150.00	67,200
\$10	\$10	150.00	67,200
\$25 (DOLLAR BILL)	\$25	300.00	33,600
\$10 x 5	\$50	3,000.00	3,360
\$50	\$50	3,000.00	3,360
\$20 x 5	\$100	90,000.00	112
\$100	\$100	90,000.00	112
\$100 x 5	\$500	336,000.00	30
\$500	\$500	336,000.00	30
\$5,000	\$5,000	1,260,000.00	8

(10) The estimated overall odds of winning some prize in Instant Game Number 609 are 1 in 3.69. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 609, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for JACKPOT lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History--New 8-1-05.

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

EFFECTIVE DATE: August 1, 2005

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 608, SUPER JACKPOT
 RULE NO.: 53ER05-62

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 608, "SUPER JACKPOT," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-62 Instant Game Number 608, SUPER JACKPOT.

(1) Name of Game. Instant Game Number 608, "SUPER JACKPOT."

(2) Price. SUPER JACKPOT lottery tickets sell for \$2.00 per ticket.

(3) SUPER JACKPOT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning SUPER JACKPOT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-60, F.A.C.

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

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



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

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

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	TWENTY
\$25.00	\$50.00	\$100	\$1,000	\$5,000	\$50,000
THY FIVE	FIFTY	ONE HUN	ONE THO	FIVE THO	FTYTHO

(7) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to 10 sets of matching numbers.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$1,000, \$5,000 and \$50,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a SUPER JACKPOT lottery ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.



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

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 608 are as follows:

GAME PLAY	WIN	ODDS OF	NUMBER OF
TICKET	\$2 TICKET	1 IN	WINNERS IN
			60 POOLS OF
			180,000 TICKETS
			PER POOL
\$2	\$2	30.00	360,000
\$2 x 2	\$4	30.00	360,000
\$1 + (\$2 x 2)	\$5	37.50	288,000
\$5	\$5	50.00	216,000
\$1 + (\$2 x 2) + \$5	\$10	150.00	72,000
(\$1 x 8) + \$2	\$10	150.00	72,000
\$10	\$10	150.00	72,000
\$25	\$25	150.00	72,000
\$50 (DOLLAR BILL)	\$50	195.65	55,200
\$10 x 10	\$100	1,800.00	6,000
\$20 x 5	\$100	3,600.00	3,000
\$100	\$100	3,600.00	3,000
\$100 x 10	\$1,000	360,000.00	30
\$1,000	\$1,000	360,000.00	30
\$5,000 x 10	\$50,000	5,400,000.00	2
\$50,000	\$50,000	5,400,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 608 are 1 in 4.06. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 608, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for SUPER JACKPOT lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 8-1-05.

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

EFFECTIVE DATE: August 1, 2005

DEPARTMENT OF THE LOTTERY

RULE TITLE: RULE NO.:

Instant Game Number 610, 53ER05-63
 JUMBO JACKPOT

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 610, "JUMBO JACKPOT," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:


53ER05-63 Instant Game Number 610, JUMBO JACKPOT.

(1) Name of Game. Instant Game Number 610, "JUMBO JACKPOT."

(2) Price. JUMBO JACKPOT lottery tickets sell for \$5.00 per ticket.

(3) JUMBO JACKPOT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning JUMBO JACKPOT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-60, F.A.C.

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN
19 NINTN	20 TWENTY	21 THYONE	22 THYTWO	23 THYTHR	24 THYFOR
25 THYFIV	26 THYSIX	27 THYSVN	28 THYEGT	29 THYNIN	
 WIN					

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN
19 NINTN	20 TWENTY	21 THYONE	22 THYTWO	23 THYTHR	24 THYFOR
25 THYFIV	26 THYSIX	27 THYSVN	28 THYEGT	29 THYNIN	

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

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN
\$25.00 THY FIV	\$50.00 FIFTY	\$75.00 SVY FIV	\$100 ONE HUN	\$200 TWO HUN	\$500 FIV HUN
\$1,000 ONE THO	\$10,000 TEN THO	\$100,000 HUN THO			

(7) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to 15 sets of matching numbers.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$25.00, \$50.00, \$75.00, \$100, \$200, \$500, \$1,000, \$10,000 and \$100,000.



(c) A ticket having a "WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$100.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 610 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 90 POOLS OF 120,000 TICKETS PER POOL
\$1 x 5	\$5	30.00	360,000
(\$1 x 3) + \$2	\$5	30.00	360,000
\$1 + (\$2 x 2)	\$5	30.00	360,000
\$5	\$5	30.00	360,000
\$1 x 10	\$10	60.00	180,000
\$2 + (\$4 x 2)	\$10	60.00	180,000
(\$1 x 4) + (\$2 x 3)	\$10	60.00	180,000
\$1 + (\$2 x 2) + \$5	\$10	120.00	90,000
\$10	\$10	120.00	90,000
\$1 x 15	\$15	60.00	180,000
\$15	\$15	60.00	180,000
\$5 x 5	\$25	300.00	36,000
(\$5 x 3) + \$10	\$25	400.00	27,000
\$5 + (\$10 x 2)	\$25	300.00	36,000
(\$2 x 5) + \$5 + \$10	\$25	300.00	36,000
(\$1 x 5) + (\$2 x 10)	\$25	400.00	27,000
\$25	\$25	600.00	18,000
\$50	\$50	85.71	126,000
\$5 x 15	\$75	24,000.00	450
\$5 + (\$10 x 7)	\$75	24,000.00	450
(\$5 x 5) + \$50	\$75	24,000.00	450
(\$10 x 5) + \$25	\$75	24,000.00	450
\$75	\$75	24,000.00	450
\$10 + (\$15 x 6)	\$100	6,000.00	1,800
(\$5 x 10) + (\$10 x 5)	\$100	4,000.00	2,700
\$25 x 4	\$100	12,000.00	900
(\$25 x 2) + \$50	\$100	12,000.00	900
\$100 (DOLLAR BILL)	\$100	200.00	54,000
\$50 x 10	\$500	216,000.00	50
(\$25 x 10) + (\$50 x 5)	\$500	216,000.00	50
\$500	\$500	216,000.00	50
\$100 x 10	\$1,000	1,080,000.00	10
\$200 x 5	\$1,000	1,080,000.00	10
(\$50 x 10) + (\$100 x 5)	\$1,000	1,080,000.00	10
\$500 x 2	\$1,000	1,080,000.00	10
\$1,000	\$1,000	1,080,000.00	10
\$1,000 x 10	\$10,000	2,160,000.00	5
(\$500 x 10) + (\$1,000 x 5)	\$10,000	2,160,000.00	5
\$10,000	\$10,000	2,160,000.00	5
\$100,000	\$100,000	5,400,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 610 are 1 in 3.74. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 610, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for JUMBO JACKPOT lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 8-1-05.

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

EFFECTIVE DATE: August 1, 2005

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 599, MEGA JACKPOT RULE NO.: 53ER05-64

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 599, “MEGA JACKPOT,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-64 Instant Game Number 599, MEGA JACKPOT.

(1) Name of Game. Instant Game Number 599, “MEGA JACKPOT.”

(2) Price. MEGA JACKPOT lottery tickets sell for \$10.00 per ticket.

(3) MEGA JACKPOT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MEGA JACKPOT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-60, F.A.C.

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

1	2	3	4	5	6
ONE	TWO	THREE	FOUR	FIVE	SIX
7	8	9	10	11	12
SEVEN	EIGHT	NINE	TEN	ELEVN	THELV
13	14	15	16	17	18
THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN
19	20	21	22	23	24
NINTN	TWENTY	THYONE	THYTHO	THYTHR	THYFOR
25	26	27	28	29	
THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	



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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY	21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR
25 TWENTYFIVE	26 TWENTYSIX	27 TWENTYSEVEN	28 TWENTYEIGHT	29 TWENTYNINE	

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

\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 TWENTYFIVE	\$40.00 FORTY
\$50.00 FIFTY	\$100 ONE HUNDRED	\$200 TWO HUNDRED	\$500 FIVE HUNDRED	\$1,000 ONE THOUSAND	\$10,000 TEN THOUSAND
\$250,000 TWO FIFTY THOUSAND					

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to 20 sets of matching numbers.

(b) The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$10,000 and \$250,000.



(c) A ticket having a "WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$200.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 599 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 170 POOLS OF 120,000 TICKETS PER POOL
\$5 x 2	\$10	15.00	1,360,000
\$10	\$10	30.00	680,000
\$5 x 3	\$15	30.00	680,000
\$15	\$15	30.00	680,000
\$10 x 2	\$20	30.00	680,000
\$20	\$20	30.00	680,000
(\$5 x 2) + (\$15 x 2)	\$40	200.00	102,000
\$5 + (\$10 x 2) + \$15	\$40	200.00	102,000
\$10 x 4	\$40	240.00	85,000
\$20 x 2	\$40	260.87	78,200
\$40	\$40	300.00	68,000
\$50	\$50	179.64	113,560
\$5 x 20	\$100	600.00	34,000
\$10 x 10	\$100	600.00	34,000
\$20 x 5	\$100	600.00	34,000
\$25 x 4	\$100	600.00	34,000
\$100	\$100	600.00	34,000
\$10 x 20	\$200	4,000.00	5,100
(\$10 x 10) + (\$20 x 5)	\$200	3,000.00	6,800
(\$10 x 5) + (\$15 x 10)	\$200	2,400.00	8,500
(\$25 x 4) + (\$50 x 2)	\$200	2,400.00	8,500
\$200 (DOLLAR BILL)	\$200	240.00	85,000
\$25 x 20	\$500	2,400.00	8,500
\$50 x 10	\$500	12,000.00	1,700
(\$20 x 10) + (\$50 x 6)	\$500	6,000.00	3,400
\$100 x 5	\$500	12,000.00	1,700
\$500	\$500	15,000.00	1,360
\$50 x 20	\$1,000	15,000.00	1,360
\$100 x 10	\$1,000	15,000.00	1,360
\$200 x 5	\$1,000	15,000.00	1,360
\$500 x 2	\$1,000	15,000.00	1,360
\$1,000	\$1,000	20,000.00	1,020
\$500 x 20	\$10,000	120,000.00	170
\$10,000	\$10,000	120,000.00	170
\$250,000	\$250,000	2,040,000.00	10

(10) The estimated overall odds of winning some prize in Instant Game Number 599 are 1 in 3.63. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 599, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for MEGA JACKPOT lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History--New 8-1-05.

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

EFFECTIVE DATE: August 1, 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.”

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that, on August 1, 2005, the Florida Department of Transportation issued an order a Final Order dismissing the Petition of Darrell Hills and D&J Transportation, Inc., seeking a variance from the provisions of Rule 14A-1.004, F.A.C. The Petition was received by the Department on May 13, 2005. The Department published its notice of receipt of the petition in the May 27, 2005, edition of the Florida Administrative Weekly. Rule 14A-1.004, F.A.C., delineates procedures for meetings and other activities of the Commercial Motor Vehicle Review Board. The Department’s order, issued in DOT Case No. 05-306, dismissed the petition because it failed to meet the requirements of Section 120.542, Florida Statutes, for requesting a variance or waiver.

A copy of the Department’s order may be obtained from the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458.

For additional information, contact: James C. Myers, (850)414-5393.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on July 26, 2005, South Florida Water Management District (District) received a petition for waiver from Cityview Apartments, Application No. 04-0608-1, for utilization of Works or Lands of the District

known as the C-7 Canal, Miami-Dade County for existing fencing with access gates, and landscaping within the east right of way of C-7 at the rear of 8250 N. E. 4th Place approximately 250’ feet north of N. E. 82nd Street, Section 7, Township 53 South, Range 42 East. The petition seeks relief from subsections 40E-6.011(4) & (6), F.A.C., which governs the placement of permanent and/or semi-permanent above ground structures within 40 feet of top of canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Kathie Ruff, (561)682-6320, e-mail: kruff@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Board of Acupuncture hereby gives notice that it has received a petition, filed on August 1, 2005 by Stephen T. Maher, Esq., on behalf of Janet Zand, seeking a waiver or variance of subsection 64B1-4.001(1), F.A.C., allowing her to waive the requirement of the rule that the applicant must have completed at least 900 hours of supervised instruction in traditional oriental acupuncture and at least 600 hours of supervised clinical experience.

Comments on this petition should be filed with: Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-0750, within 14 days of publication of this notice.

For a copy of the petition, contact Pam King, Executive Director, Board of Acupuncture, at the above address or telephone (850)245-4161.

FISH AND WILDLIFE CONSERVATION COMMISSION

NOTICE IS HEREBY GIVEN that MV Film Productions, LLC, has withdrawn its request for a temporary waiver of or variance from portions of the Dade County manatee protection rule (68C-22.025, F.A.C.). The Florida Fish and Wildlife Conservation Commission received the original request on May 25, 2005, and a notice of petition was published on June 10, 2005, in the Florida Administrative Weekly (Vol. 31, No.

23). The request had sought authorization to allow the applicant to operate multiple vessels at speeds greater than allowed by the rule in a portion of Biscayne Bay for the filming of several scenes for the motion picture "Miami Vice." Additional information can be obtained by contacting: Scott Calleson, Florida Fish and Wildlife Conservation Commission, Imperiled Species Management Section (Mail Station 6A), 620 South Meridian Street, Tallahassee, FL 32399-1600.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Department of State, Division of Historical Resources** announces a meeting of the Florida Main Street Designation Selection Meeting to which all interested persons are invited to participate.

DATE AND TIME: August 25, 2005, 8:30 a.m. – 2:00 p.m.
PLACE: City of Kissimmee Community House, 320 E. Monument Avenue, Kissimmee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The ad hoc Florida Main Street Advisory Committee will meet to consider applications received and formulate recommendations to the Secretary of State for designation of 2005 Florida Main Street Communities.

Up to (3) applicants may be named as "Designated" communities, eligible to receive up to thirty-six (36) months of technical assistance and apply for a one-time ten thousand dollar (\$10,000) grant.

A copy of the final agenda and procedures may be obtained by writing: Joan Jefferson, Florida Main Street Coordinator, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, 1(800)847-7278.

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

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

The **Department of State, Division of Cultural Affairs** announces grant writing workshops for cultural/arts organizations, to which all persons are invited. These meetings are subject to cancellation, please call to confirm the meeting date and time.

Jupiter

DATE AND TIME: August 24, 2005, 10:00 a.m. – 12:30 p.m.
PLACE: Maltz Jupiter Theatre, 1001 East Indiantown Road, (561)743-2666

Fort Lauderdale

DATE AND TIME: August 26, 2005, 9:00 a.m. – 12:00 Noon
PLACE: ArtServe, Inc. Auditorium, 1350 East Sunrise Blvd., (954)462-9191

St. Petersburg

DATE AND TIME: August 30, 2005, 9:30 a.m. – 12:30 p.m.
PLACE: The Salvador Dali Museum, 1000 Third Street, South, (727)823-3767

Lakeland

DATE AND TIME: August 31, 2005, 9:00 a.m. – 12:00 Noon
PLACE: The Polk Museum of Art, 800 East Palmetto Street, (386)688-7743

Tallahassee

DATE AND TIME: September 9, 2005, 12:00 Noon – 2:30 p.m.
PLACE: Parks and Recreation Offices Community Room, 912 Myers Park Drive, (850)224-2500

For more information regarding the grant writing workshops, contact: Morgan Barr, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301, (850)245-6356.

To request special aids or services contact the Division staff 72 hours prior to the above stated schedule, (850)245-6470 or TT (850)488-5779.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a teleconference of the Florida Soybean Advisory Council to which all interested persons are invited to participate.

DATE AND TIME: Friday, August 26, 2005, 8:30 a.m.
PLACE: Teleconference Call – outside Tallahassee 1(888)816-1123, in Tallahassee (850)921-5230

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting – The purpose of this meeting is to conduct the general business of the Florida Soybean Advisory Council.

For additional information or if you need special accommodations, please call: Jose Rodriguez, (850)487-7918.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry** announces a meeting of the Florida Forestry Council which is open to all interested persons.

DATE AND TIME: Tuesday, September 6, 2005, 2:00 p.m.
PLACE: Renaissance at World of Golf Village, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Updates on Division of Forestry Programs.

A copy of the agenda may be obtained by contacting: Michael C. Long, Director, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-4274

DEPARTMENT OF EDUCATION

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

Teacher Hearing Panel

DATES AND TIME: August 25-26, 2005, 9:00 a.m.

PLACE: Embassy Suites Tampa Airport/Westshore, 555 North Westshore Boulevard, Tampa, Florida 33609, (813)875-1555

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

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

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

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

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

DATE AND TIME: August 19, 2005, 9:30 a.m. – 1:30 p.m.

PLACE: Turlington Building, 325 W. Gaines Street, Room 1703/07, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the FCAAS Board will be held to discuss ongoing development and administration of the FACTS.org project.

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, at least seven days in advance so their needs can be accommodated.

The **Florida Atlantic University**, Board of Trustees announces a meeting to which all persons are invited.

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

PLACE: Florida Atlantic University, 777 Glades Road, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Capital Improvement Plan.

A copy of the agenda may be obtained by contacting: Ms. Annette Sisti, Florida Atlantic University, 777 Glades Road, Boca Raton, Florida 33431, (561)297-4030.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Ms. Paula Behul, (561)297-3004. If you are hearing or speech impaired, please contact the agency by calling TDD via TDD No. (561)297-2130.

The Florida **Department of Education**, Office of Independent Education and Parental Choice announces a public hearing of the Charter School Appeal Commission to which all persons are invited.

DATE AND TIME: August 26, 2005, 9:00 a.m. – completion

PLACE: Department of Education, 325 W. Gaines Street, Room 1703/07, Turlington Building, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Charter School Appeal Commission Hearings for 2005-2006 charter school application denials: Mandela-Nguzo Saba Charter School vs Palm Beach County and Imhotep-Nguzo Saba Charter School vs Palm Beach County.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this hearing are requested to contact: Office of Independent Education and Parental Choice, 325 W. Gaines Street, Suite 522, Tallahassee, FL 32399, (850)245-0502.

NOTICE OF CANCELLATION – The Florida **Department of Education** announces the cancellation of the Articulation Coordinating Committee meeting.

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.

For questions regarding this cancellation, please contact: Dr. Pamela Kerouac, Office of Articulation, Florida Department of Education, 1401 Turlington Building, Tallahassee, Florida 32399-0400, (850)245-0427, Suncom 205-0427.

The **Foundation for Florida's Community Colleges Board** announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: September 9, 2005, 8:30 a.m. – 11:30 a.m.
 PLACE: TCC Capitol Center, Room 114, 300 West Pensacola Street, Tallahassee, Florida
 Contact: (850)245-9494, e-mail: Judy.Wilson@fldoe.org.

The **Indian River Community College**, Criminal Justice Training Institute announces a public meeting for the Region XI Council, to which the public is invited.

DATE AND TIME: September 14, 2005, 10:00 a.m.
 PLACE: Indian River Academy, Room 141, 5900 Tedder Road, Fort Pierce, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide update on training classes and any other issues involving the Region.

READVERTISEMENT – The **Florida Rehabilitation Council** announces the following meetings.

MEETING: Executive and Quality Assurance Committee
 DATE AND TIME: August 16, 2005, 9:00 a.m. – 5:00 p.m.
 PLACE: VR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32301-4862 (NOTE: Phone numbers for these meetings may be obtained by contacting Yolanda Manning)
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a conference call of the Florida Rehabilitation Council Coordination Committee.

A copy of the agenda may be obtained by contacting: Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32301-4862, (850)245-3397.

Any interested parties that need further information may contact: Yolanda Manning, (850)245-3320.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitation Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing, if notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise that if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to

ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, 286.0105)

The **Florida Rehabilitation Council** announces the following conference call(s)/meeting:

MEETING: Evaluation
 DATE AND TIME: September 1, 2005, 12:00 Noon – 1:00 p.m.
 MEETING: Executive
 DATE AND TIME: September 20, 2005, 10:00 a.m. – 12:00 Noon
 MEETING: Planning
 DATE AND TIME: September 21, 2005, 9:00 a.m. – 10:00 a.m.
 MEETING: Coordination
 DATE AND TIME: September 22, 2005, 10:00 a.m. – 11:00 a.m.

NOTE: Phone numbers for these conference calls may be obtained by contacting Yolanda Manning.

PLACE: VR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32301-4862

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a conference call of the Florida Rehabilitation Council Coordination Committee.

A copy of the agenda may be obtained by contacting: Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32301-4862, (850)245-3397.

Any interested parties that need further information may contact: Yolanda Manning, (850)245-3320.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitation Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission** announces the following meetings to which all persons are invited.

DATE AND TIME: August 22, 2005, 9:00 a.m.

PLACE: Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida, 1(800)247-4852

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Accessibility Advisory Council to consider the following applications for waiver from the accessibility code requirements: Greystone Hotel, 1920 Collins Avenue, Miami Beach; Misener Marine Construction Inc, 5600 West Commerce Street, Tampa; The Tudor South Beach Resort, 1111 Collins Avenue, Miami Beach; The Palmer (Tudor South Beach Resort – North) 1119 Collins Avenue, Miami Beach; Coolgrindz Coffee LLC, 115 East Park Avenue, Tallahassee; Interactive Realty Inc, 540 Montreal Avenue, Melbourne; Crandon Park International Tennis Center Stadium, 7300 Crandon Boulevard, Key Biscayne; Florida Marines Agency/Island Shipping Lines, Inc., 3795 NW South River Drive, Miami; R’Club, 13300 US Highway 19 North, Clearwater; St. Johns County Fairgrounds Multipurpose Arena, State Road 207, St. Johns County; Piave, LLC d/b/a Spuntino, Inc. Bakery, 1112 North Miami Avenue, Miami; The Harbors, 2280 North Federal Highway, Boynton Beach; Xtreme Fun Center, 13211 93rd Street, North, Largo; 916 North Gadsden, Tallahassee; Surfstyle Retail Store, 421 Lincoln Road, Miami Beach.

DATE AND TIME: August 22, 2005

8:00 a.m. – Meeting of the Structural Technical Advisory Committee.

10:00 a.m. – Test and Evaluation Report Validation Work Group.

1:00 p.m. – Product Approval/Prototype Buildings/Manufactured Buildings POC.

2:00 p.m. – Meeting of the Accessibility Technical Advisory Committee.

3:00 p.m. – Meeting of the Education Program Oversight Committee.

DATE AND TIME: August 23, 2005

8:00 a.m. – DCA/BOAF/ISF on BCIS Implementation of Binding Opinions

8:00 a.m. – Hurricane Research Advisory Committee

10:00 a.m. – Meeting of the Fire Technical Advisory Committee

10:00 a.m. – Meeting of the Mechanical Technical Advisory Committee

DATE AND TIME: August 23, 2005

2:30 p.m. – Meeting of the Plenary Session of the Florida Building Commission. Review and approval of the Agenda. Review and approval of the June 28-29, 2005 Minutes.

Consideration of requests for waiver from accessibility code requirements: Greystone Hotel, 1920 Collins Avenue, Miami Beach; Misener Marine Construction Inc, 5600 West Commerce Street, Tampa; The Tudor South Beach Resort, 1111 Collins Avenue, Miami Beach; The Palmer (Tudor South Beach Resort – North) 1119 Collins Avenue, Miami Beach; Coolgrindz Coffee LLC, 115 East Park Avenue, Tallahassee; Interactive Realty Inc, 540 Montreal Avenue, Melbourne; Crandon Park International Tennis Center Stadium, 7300 Crandon Boulevard, Key Biscayne; Florida Marines Agency/Island Shipping Lines, Inc., 3795 NW South River Drive, Miami; R’Club, 13300 US Highway 19 North, Clearwater; St. Johns County Fairgrounds Multipurpose Arena, State Road 207, St. Johns County; Piave, LLC d/b/a Spuntino, Inc. Bakery, 1112 North Miami Avenue, Miami; The Harbors, 2280 North Federal Highway, Boynton Beach; Xtreme Fun Center, 13211 93rd Street North, Largo; 916 North Gadsden, Tallahassee; Surfstyle Retail Store, 421 Lincoln Road, Miami Beach.

Consideration of Legal Issues and Petitions for Declaratory Statement:

Second Hearing:

DCA05-DEC-072 by Bemmie Eustace, Interplan LLC

DCA05-DEC-088 by John L. Clinton, Class 1 Inc.

First Hearing:

DCA05-DEC-094 by Jeffrey B. Stone, American Forest & Paper Assoc.

DCA05-DEC-095 by William S. Berk for State Farm Florida Insurance Company

DCA05-DEC-113 by David G. Karins, PE, Karins Engineering Group Inc.

DCA05-DEC-135 by Vipin N. Tolat, PE

DCA05-DEC-136 by Tim Michaels, Stoughton Homes, Inc.

DCA05-DEC-142 by Tim Michaels, Stoughton Homes, Inc.

DCA05-DEC-149 by Gene Boecker, AIA, Code Consultants, Inc.

DCA05-DEC-151 by Bill Shoolbred, Elixir Industries

Consideration of Applications for Product and Entity Approval Presentation on Building Code Information System Upgrades Discussion of Implementation Date for Rule 9B-72, Product Approval

Consideration of Committee Reports and Recommendations: Accessibility TAC Report; Education POC Report; Fire TAC Report; Hurricane Advisory Committee Report; Mechanical TAC Report; Structural TAC Report; and Product Approval/Prototype Buildings/Manufactured Buildings Program Oversight Committee Report; Validation Work Group Report.

General Public Comment
 Commission Member Comments and Issues
 Recess until Wednesday 8:30 a.m.
 DATE AND TIME: August 24, 2005
 8:30 a.m. – Meeting of the Plenary Session of the Florida Building Commission continued.
 Review and approval of the Agenda.
 Chair’s Discussion of Issues and Recommendations.
 Review and Update of Commission Workplan
 Report on Binding Interpretation Initiation
 Rule Development Workshop on Rule 9B-3.047, Code Amendments [and correlate change to conform with rationale previously accomplished in Rule 9B-3.050]
 Rule Development Workshop on Rule 9B-3.0475, Triennial Update Process
 Rule Development Workshop on Rule 9B-3.3050, Staff Review of Code Amendments
 Rule Development Workshop on Rule 9B-3.055, Binding Interpretation
 Rule Development Workshop on Rule 9B-3.053, Alternate Plan Review and Inspection Form
 Report on Building Code System Assessment Project
 Rule Adoption Hearing on Chapter 9B-1, Manufactured Buildings
 Draft Outline of the Report to the 2006 Legislature
 Presentation on Hurricane Dennis
 Advisory Opinion on Bay County Amendment of Design Wind Speeds
 Consider Applications for Product Approval and Entity Approval (as needed)
 General Public Comment
 Review Committee Assignments and Issues for the Commission’s August 22, 23, and 24, 2005 Meeting.
 A copy of the Committee and Commission meeting agendas and other documents may be obtained by sending a request in writing: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436, web site: www.floridabuilding.org
 If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Barbara Bryant, Department of Community Affairs, (850)487-1824 at least ten days before the meetings. 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 REVENUE

The **Department of Revenue** announces a public hearing to which all persons are invited.

DATE AND TIME: September 22, 2005, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the adoption of proposed Rules 12A-1.004 (Sales Tax Brackets), and 12A-1.044 (Vending Machines), F.A.C., of Rule Chapter 12A-1, F.A.C., Sales and Use Tax. Notice of these proposed adoptions was published in the Florida Administrative Weekly on June 17, 2005 (Vol. 31, No. 24, pp. 2146-2147).

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this hearing is asked to advise the Department at least 48 hours before the hearing by contacting: Larry Green, (850)922-4830. Persons who are hearing or speech impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited.

DATE AND TIME: September 22, 2005, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the adoption of proposed Rules 12A-15.001 (Scope of Rules), 12A-15.002 (Surtax Sales Brackets), 12A-15.010 (The Sale of Food, Drink, and Tangible Personal Property at Concession Stands), 12A-15.011 (Coin-Operated Amusement and Vending Machines, and Other Devices), and 12A-15.012 (Alcoholic and Malt Beverages), F.A.C., of Rule Chapter 12A-15, F.A.C., Discretionary Sales Surtax. Notice of these proposed adoptions was published in the Florida Administrative Weekly on June 17, 2005 (Vol. 31, No. 24, pp. 2147-2152).

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in this hearing is asked to advise the Department at least 48 hours before the hearing by contacting: Larry Green, (850)922-4830. Persons who are hearing or speech impaired, please contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF TRANSPORTATION

REVISED NOTICE – This notice is a correction to the notice which was published in the August 5, 2005, Florida Administrative Weekly. This revision is to correct the date of the public hearing from September 1, 2005, to August 30, 2005.

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

DATE AND TIME: August 30, 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 telephone number (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.

The **Department of Transportation** announces a Steering Committee Meeting to gather input for the 2025 Florida Transportation Plan and we invite your participation in this important process.

DATES AND TIME: September 6, 2005, 8:30 a.m. – 6:00 p.m.; September 7, 2005, 8:30 a.m. – 6:00 p.m.

PLACE: Tallahassee, Florida

When the specific meeting location is confirmed (as well as exact meeting times), this information will be posted on the FTP website: <http://www.ftp2025.com/sc.asp>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Transportation Plan establishes long-range goals that will guide the investment of over \$100 billion in Florida's

transportation system over the next 20 years. The Florida Department of Transportation is updating this Plan to respond to new trends and challenges to meet the future mobility needs of Florida's residents, visitors, and businesses.

For more information about this Plan, please visit the FTP Website: www.ftp2025.com or contact: Lisa Stone, (850)414-4562, e-mail: lisa.stone@dot.state.fl.us.

Persons with disabilities who may require special accommodations should contact Lisa Stone, (850)414-4562, no later than one week prior to the meeting.

Public participation is solicited without regard to race, color, religion, sex, age, national origin, disability, or family status.

The **Florida Wildflower Advisory Council** announces a meeting to which all persons are invited.

DATE AND TIME: September 7, 2005, 9:30 a.m. – 4:30 p.m.

PLACE: Florida's Turnpike Enterprise Operations Building, Turkey Lake Service Plaza, Turnpike Milepost 263, Building 5317, Conference Room 4101, Ocoee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is review and ranking of pending grant applications, prepare the annual budget, and general business.

For information please contact: Mr. Jeff Caster, State Transportation Landscape Architect, Florida Department of Transportation, 605 Suwannee Street, MS #37, Tallahassee, Florida 32399-0450, (850)414-5267, e-mail: jeff.caster@dot.state.fl.us.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jeff Caster, (850)414-5267, prior to the meeting.

The **Florida Seaport Transportation and Economic Development Council** announces a meeting of the Project Review Group to which all interested persons are invited. Telephone conferencing capabilities also will be provided.

DATE AND TIME: September 1, 2005, 10:15 a.m. – 12:45 p.m.

PLACE: Florida Department of Transportation, Burns Building, Fifth Floor Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida 32399-0450 (Call In Numbers 1(888)816-1123, (850)921-5230, SunCom 291-5230)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

Information on the meeting may be obtained by contacting: Toy Keller, Florida Ports Council, 502 E. Jefferson Street, Tallahassee, Florida 32301, (850)222-8028.

Any person wishing to appeal any decision made with respect to any matter considered at the above cited meeting will need a record of the proceedings, and for such purpose 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 provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this public meeting should advise: Toy Keller, (850)222-8028.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

The **Florida Prepaid College Board** announces a public meeting to which all interested parties are invited to attend.

DATE AND TIME: Thursday, August 18, 2005, 9:00 a.m., recessing at the end of each session and reconvening, as necessary the next business day at 9:00 a.m. or such other time and date as is posted at the meeting room prior to 9:00 a.m. of the day proceeding the day of the meeting, until business has been concluded

PLACE: Florida Prepaid College Board Office, 2nd Floor, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue the evaluation and rankings of the top three respondents to the Small Capitalization Core Domestic Equity Investment Manager Services, ITN #05-01.

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

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the meeting because of a disability should fax a written request for same to Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the meeting.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, August 24, 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 no later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)488-3417.

PUBLIC SERVICE COMMISSION

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

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

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

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

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

* In the event of a scheduling conflict, this meeting may be rescheduled to August 30, 2005, in Room 140, immediately preceding or immediately following the Commission Conference.

THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.

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

DATE AND TIME: August 30, 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 those matters ready for decision.

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

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

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Statement of Agency Organization and Operations), by contacting: Division of the Commission Clerk and Administrative Services, (850)413-6770 or writing: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge.

If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

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

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Office of Tourism, Trade and Economic Development**, together with the **University of South Florida** will be hosting a meeting of the Governor's Commission on the Future of Space and Aeronautics to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, August 31, 2005, 10:00 a.m. – 4:00 p.m.

PLACE: Seminar Hall, University of South Florida, 3720 Spectrum Boulevard, Tampa, FL 33620

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to examine the state of the Florida space industry, focusing on business climate, financing alternatives, workforce and education, military and government. The meeting will include technical briefings, presentations and discussions.

For more information contact: Richard McAdams or Debra Corkhill, (850)487-2568.

If an accommodation is needed for a disability in order to participate in this activity please notify Richard McAdams, Office of Tourism, Trade and Economic Development, (850)487-2568, at least seven (7) days prior to the meeting.

Persons who are hearing or speech impaired, may contact the Office by using the Florida Relay Service, 1(800)955-8771 (TDD).

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces public meetings to which all persons are invited.

DATE AND TIME: August 25, 2005, 11:15 a.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Lands Committee meeting – to discuss land acquisition matters.

DATE AND TIME: August 25, 2005, 12:15 p.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Administration, Budget and Finance Committee – to discuss FY 2005-2006 budget revision.

DATE AND TIME: August 25, 2005, 1:00 p.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting – to consider District business.

DATE AND TIME: August 25, 2005, 1:15 p.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on Regulatory Matters – to consider regulatory issues.

DATE AND TIME: August 25, 2005, 1:30 p.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Lands Public Hearing – to consider land acquisition matters.

PLACE: District headquarters, 10 miles west of Tallahassee on U.S. Highway 90, Tallahassee, FL

A copy of the agendas may be obtained by contacting: Carolyn Wise, NFWMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999, Internet: www.nfwmd.state.fl.us/.

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

Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact Larry Wright at the District at least 72 hours in advance of these meetings to make appropriate arrangements.

REGIONAL UTILITY AUTHORITIES

The **Walton/Okaloosa/Santa Rosa Regional Utility Authority** announces a public meeting to which the public is invited.

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

PLACE: Ft. Walton Beach City Hall, 107 Miracle Strip Parkway, S. W., Fort Walton Beach, FL 32549

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Regional Utility Authority. For more information, contact: Terry Joseph, Interim Executive Director, West Florida Regional Planning Council, (850)595-8910, Ext. 206, e-mail: joseph@wfrpc.dst.fl.us.

The **Tampa Bay Water** announces its Regular Board Meeting to which all interested persons are invited to participate.

DATE AND TIME: Monday, August 15, 2005, 9:00 a.m.

PLACE: Pinellas County Board of County Commissioners, Assembly Room, 315 Court Street, 5th Floor, Clearwater, Florida 33756

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 to Tampa Bay Water or can be accessed on the Web: www.tampabaywater.org, within 7 days of the meeting.

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.

DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs** announces a meeting of the direct support organization of the Statewide Public Guardianship Office to which all persons are invited.

DATE AND TIME: August 30, 2005, 9:00 a.m. – 5:00 p.m.

PLACE: Hilton Garden Inn, 7300 Augusta National Drive, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be the first meeting of the direct support organization (DSO). Board members will discuss the formal organizational requirements of the DSO.

Any person requiring special accommodations to participate in this meeting is asked to advise the Statewide Public Guardianship Office at least 48 hours before the meeting by contacting: Ms. Linda Pierce, (850)414-2381. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

The Florida **Department of Elder Affairs**, Office of the General Counsel announces a Rule hearing to which all interested persons are invited.

DATE AND TIME: Tuesday, August 30, 2005, 10:00 a.m. – 12:00 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: A hearing will be conducted on Rules 58B-1.001, 58B-1.003, 58B-1.005, 58B-1.007, and 58B-1.009, Florida Administrative Code, regarding Aging Resource Centers.

To obtain more information, please contact: Jim Crochet, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail: crochetj@elderaffairs.org.

In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing should advise the department at least seventy-two (72) hours before the hearing by contacting Jim Crochet at the address and phone numbers listed above.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the Comprehensive Health Information System Advisory Council Health Care Facility Website Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Wednesday, August 24, 2005, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive Building #3, First Floor Conference Rooms, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Health Care Facility Website Technical Workgroup to discuss reporting health care data on the AHCA web site.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Adrienne Henderson, (850)922-0594, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Adrienne Henderson, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at http://ahca.myflorida.com/SCHS/chistwg_hcfw.shtml seven (7) days prior to the meeting.

The **Agency for Health Care Administration** will hold a duly noticed Rules Workshop, to which all persons are invited to attend.

DATE AND TIME: August 30, 2005, 1:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Tallahassee, Florida 32308, (850)487-3109

GENERAL SUBJECT MATTER TO BE CONSIDERED: Revisions to Rule 59A-7, F.A.C., specifically Rules 59A-7.020, Definitions, 59A-7.029, General Quality Control Requirement and 59A-7.030, Quality Control, Specialties and Subspecialties.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Agency for Health Care Administration, (850)487-3109, at

least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Agency 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 recording includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda and a copy of the proposed rule revisions may be obtained by writing: Patricia L. James, Agency for Health Care Administration, 2727 Mahan Dr., Mail Stop #32, Tallahassee, FL 32308, e-mail: jamesp@ahca.myflorida.com.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 18, 2005, 1:30 p.m.

PLACE: Medicaid Area Office, 160 Governmental Center, Pensacola, FL 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area One Managed Care Behavioral Health Advisory Group will hold its quarterly meeting. The purpose of the meeting is to provide a forum for the community to discuss issues surrounding managed behavioral health care services with representatives from the managed care plans, the Agency, and the Department of Children and Family Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Deborah McNamara, (850)414-0633, at least five calendar days prior to the meeting.

For additional information contact: Deborah McNamara, Agency for Health Care Administration, 2727 Mahan Drive, MS 20, Tallahassee, FL 32308, (850)414-0633, e-mail: mcnamard@ahca.myflorida.com.

The **Agency for Health Care Administration**, in conjunction with the **Department of Elder Affairs** announces the following public meetings to which all persons are invited.

DATE AND TIME: Tuesday, August 30, 2005, 2:00 p.m. – 4:00 p.m. (EDT)

PLACE: University of Central Florida, Downtown Campus Auditorium, Room 109, Orlando, Florida

DATE AND TIME: Thursday, September 1, 2005, 2:00 p.m. – 4:00 p.m. (CDT)

PLACE: University of West Florida, Music Hall, Fine and Performing Arts Center (Bldg 82), Pensacola, Florida (Note: The University of West Florida will broadcast this meeting live via the internet at <http://wuwf.tv>.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: SB 838 mandates the Agency for Health Care Administration, in consultation with the Department of Elder Affairs, to create an, “integrated, fixed-payment delivery system for Medicaid

recipients who are 60 years of age or older. The Agency for Health Care Administration shall implement the integrated system initially on a pilot basis in two areas of the state.” The Agency for Health Care Administration will be submitting a waiver application to the Centers for Medicare and Medicaid Services to obtain federal approval for implementation of the voluntary and mandatory managed, integrated long term care pilots. The voluntary pilot site will include the following counties: Seminole, Orange, Brevard, and Osceola. The mandatory pilot site will include the following counties: Escambia, Santa Rosa, Okaloosa and Walton.

Each public meeting will include an overview of the proposed program and an opportunity for public comment on a first come, first serve basis.

In accordance with the provisions of the Americans with Disabilities act, any person requiring special accommodations to participate in this meeting should advise the Agency at least seventy-two (72) hours before the meeting by contacting: Alexandra terHorst, 2727 Mahan Drive, MS 20, Tallahassee, Florida 32308, (850)487-2618.

e-mail: terhorsa@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Members of The Governor’s Accessible Electronic and Information Technology (AeIT) Task Force will be presenters at the Florida **Americans with Disabilities Act Working Group**, 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

CONTACT: Wilson Resources, 2892 E. Park Avenue, Ste 2B, Tallahassee, FL 32301, (850)368-2022, Fax (850)386-2812, e-mail: adaconference@wilres.com, ADA website: 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Board of Auctioneers** announces the following general business meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 14, 2005, 10:00 p.m. (EST)

PLACE: Grand Hyatt Tampa Bay, 2900 Bayport Drive, Tampa, FL 33607, (813)874-1234

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

A copy of the agenda may be obtained by writing: The Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-5012.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least forty-eight (48) hours before the meeting by contacting (850)922-5012. If you are hearing and speech impaired, please contact the agency by calling 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 they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be based.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIME: August 23, 2005, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the public portion of the agenda may be obtained by writing: Patrick Creehan, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **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.

DATE AND TIME: August 22, 2005, 2:00 p.m.

PLACE: Meet-Me-Number (850)410-8045, Suncom 210-8045

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, August 19, 2005.

The **Florida Mobile Home Relocation Corporation** announces a subcommittee meeting to which all interested persons are invited to participate.

DATE AND TIME: August 19, 2005, 1:00 p.m.

PLACE: The meeting will be held by teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to discuss the Executive Director's contract.

A copy of the agenda and/or the call-in number may be obtained by writing: FMHRC, P. O. Box 14125 Tallahassee, FL 32317-4125 or calling Mandy Lemons, 1(888)862-7010.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Mandy Lemons, (888)862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Florida **Department of Health**, Office of Statewide Research, on behalf of the Florida Cancer Council announces a public meeting.

DATE AND TIME: Thursday, August 25, 2005, 1:30 p.m. – 4:30 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: First organizational meeting and orientation of the Council under Sections 381.92 and 381.921, F.S.

CONTACT: Chuck Wells, (850)245-4444, Ext. 3933, Suncom 205-4444, Ext. 3933.

The Florida **Department of Health, Division of Medical Quality Assurance** announces the annual long-range planning board/council chairs meeting.

DATE AND TIME: Monday, September 19, 2005, 9:00 a.m. – 5:00 p.m.

PLACE: Ramada Inn, 2900 North Monroe Street, Tallahassee, FL. Telephone (850) 386-1027

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to review with the board/council chairs as required by Section 456.005, F.S., the long-range policy planning and monitoring process to include recommendations specific to each profession.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Medical Quality Assurance, (850)245-4124, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call Florida Medical Quality Assurance using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Sylvia Sanders, Assistant to the Director, 4052 Bald Cypress Way, Bin #C00, Tallahassee, Florida 32399-3253.

The **Department of Health, Board of Dentistry** announces a meeting of the Dental Hygiene Council, an official meeting to be held via telephone conference call. All interested parties are invited to attend the telephone conference call, which is open to the public.

DATE AND TIME: August 22, 2005, 5:30 p.m.

PLACE: Telephone Number (850)410-0966

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Dental Hygiene issues.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster, (850)245-4474.

The **Department of Health, Board of Dentistry** will hold a Probable Cause Panel meeting where reconsiderations will be heard.

DATE AND TIME: August 26, 2005, 9:00 a.m.

PLACE: Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceedings is made, which records include 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 Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Probable Cause Panel (North) announces a telephone conference call to be held via meet me number.

DATE AND TIME: August 26, 2005, 2:00 p.m.

PLACE: Meet Me Number (850)922-2903, Suncom 292-2903, Toll Free Number 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.

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

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

PLACE: Department of Health, Tallahassee, FL, Meet Me Number (850)921-5400

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

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

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

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

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

DATE AND TIME: August 18, 2005, 5:00 p.m.

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

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

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

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

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

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

DATE AND TIME: August 31, 2005, 10:30 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to discuss the Continuing Education process.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Department of Health, Board of Respiratory Care** announces a conference call of the board.

DATE AND TIME: August 17, 2005, 8:30 a.m. or soon thereafter

PLACE: The meet me number may be obtained by contacting: Ivy Shivers, (850)245-4372

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

A copy of the agenda may be obtained by writing: Department of Health, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

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

The **Department of Health** announces a public meeting of the Technical Review and Advisory Panel to which all persons are invited.

DATE AND TIME: September 15, 2005, 9:00 a.m.

PLACE: Florida Association of Realtors, 7025 Augusta National Drive, Orlando, FL 32822, Local Telephone (407)438-1400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Identify and discuss issues relating to onsite sewage treatment and disposal systems which may require changes to Chapter 64E-6, F.A.C.

A copy of the agenda may be obtained by contacting: Shirley Kugler, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact Shirley Kugler, (850)245-4070, at least two weeks prior to the meeting.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services**, SunCoast Region Mental Health Program Office announces the following public forum to which all persons are invited.

DATE AND TIME: August 26, 2005, 10:00 a.m. – 11:00 a.m.

PLACE: Department of Children and Family Services, 11351 Ulmerton Road, Room 142A, Largo, FL 33778

GENERAL SUBJECT MATTER TO BE CONSIDERED: Changing the Baker Act Designation of PEMHS' Short Term Residential Treatment facility in Pinellas Park to the Crisis Stabilization Unit as a receiving facility.

Those needing special accommodation to participate in the forum should call Rob Parkinson, DCF, (813)558-5704, at least 3 days in advance.

The **Council on Homelessness** announces a meeting of the statewide Council on Homelessness to which all interested persons are invited to participate.

DATE AND TIME: August 29, 2005, 10:30 a.m. – 3:00 p.m.

PLACE: IM Sulzbacher Center, 611 E. Adams Street, Jacksonville, Florida (For those who are unable to attend in person, access via a conference call is available by calling (850)488-3676.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting will be to review and discuss proposals for incorporation into the Council's 2005 Report.

A copy of the agenda for the meeting can be obtained from: Office on Homelessness, (850)922-4691.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting, who may be in need of special assistance, should contact the Office on Homelessness, (850)922-4691, at least 48 hours in advance of the meeting.

The **Department of Children and Family Services**, District 12, Community Alliance announces a public meeting to which all persons are invited.

DATE AND TIME: August 10, 2005, 1:30 p.m.

PLACE: Dept. of Children and Family Services, 210 N. Palmetto Ave., Conference Room 148, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Denise Kelly.

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (386)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, District 12, Community Alliance CBC Taskforce announces a public meeting to which all persons are invited.

DATE AND TIME: August 12, 2005, 1:30 p.m.

PLACE: Dept. of Children and Family Services, 210 N. Palmetto Ave., Conference Room 148, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop.

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Denise Kelly.

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (386)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services**, Office of the Assistant Secretary for Substance Abuse and Mental Health announces a conference call to which all interested persons are invited.

DATE AND TIME: August 19, 2005, 1:30 p.m.

PLACE: Toll-free 1(888)461-8118 for those calling outside of the Tallahassee Area, (850)414-5775 is the number to call for those in Tallahassee

GENERAL SUBJECT MATTER TO BE CONSIDERED: This conference call will be for the purpose of reviewing applications and selecting candidates to be interviewed for the position of the Director of Substance Abuse Program.

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in this conference call should contact Florida Department of Children and Family Services three days prior to the call (850)414-9063.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a Universal Cycle Review Committee meeting for the 2005 competitive cycle to which all interested parties are invited.

DATE AND TIME: Wednesday, August 24, 2005, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor, Seltzer Room, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To make recommendations to the Corporation's Board of Directors regarding program participation.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jean Salmons, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

The **Florida Housing Finance Corporation** announces a Retreat of the Board of Directors to which all interested parties are invited.

DATES AND TIMES: August 25, 2005, 5:00 p.m. – 9:00 p.m.; August 26, 2005, 8:00 a.m. – 5:00 p.m.

PLACE: University Center Club, Doak Campbell Stadium, Florida State University, University Center, Building B, Futch Ballroom East, Tallahassee, FL 32306-2568

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
2. Such other matters as may be included on the Agenda for the August 25-26, 2005, Board Retreat.

A copy of the agenda may be obtained approximately two days prior to the Retreat by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, Corporation's website: www.floridahousing.org.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sheila Freaney at the Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she 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.

The **Florida Housing Finance Corporation** announces a meeting of the Board of Directors to which all interested parties are invited.

DATES AND TIMES: August 25, 2005, 9:00 a.m. – adjourned; August 26, 2005, 9:00 a.m. – adjourned (if necessary)

PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, FL 32301, (850)851-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider, review, and take action on matters brought to the Fiscal Committee and to consider recommendations made by the Fiscal Committee to the Board.
2. Consider, review, and take action on matters brought to the Guarantee Committee and to consider recommendations made by the Guarantee Program Committee to the Board.
3. Consider, review, and take action on matters brought to the Universal Cycle Committee and to consider recommendations made by the Universal Cycle Committee to the Board.
4. Consider, review, and take action on matters brought to the Multifamily Revenue Bond Committee and to consider recommendations made by the Multifamily Revenue Bond Committee to the Board. Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds of pending multifamily issues, which have satisfied the requirements for funding.
5. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
6. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
7. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.

8. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
9. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
10. Consideration of policy issues concerning ongoing and upcoming Single-family Bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
11. Consideration of all necessary actions with regard to the Multifamily Bond Program.
12. Consideration of approval of underwriters for inclusion on approved master list and teams.
13. Consideration of all necessary actions with regard to the HOME Rental Program.
14. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
15. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
16. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
17. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
18. Consideration of all necessary actions with regard to the Home Ownership Programs.
19. Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.
20. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
21. Consideration of workouts or modifications for existing projects funded by the Corporation.
22. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
23. Consideration of funding additional reserves for the Guarantee Fund.
24. Consideration of audit issues.
25. Evaluation of Professional and Consultant performance.
26. Such other matters as may be included on the Agenda for the August 25-26, 2005, Board Meeting.

A copy of the agenda may be obtained approximately two days prior to the meeting by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, Corporation's website: www.floridahousing.org.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting.

If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she 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.

The **Florida Housing Finance Corporation** announces a public meeting to which all interested persons are invited.

DATE AND TIME: August 25, 2005, following the Board Meeting at a time to be announced at the conclusion of the Board Meeting

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive comments and suggestions from interested persons relative to Rule Chapters 67-21 and 67-48, F.A.C., and the competitive funding programs of the Corporation, including the Multifamily Mortgage Revenue Bond Program, the State Apartment Incentive Loan (SAIL) Program, the HOME Investment Partnerships (HOME Rental) Program, and the Housing Credit (HC) Program.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jean Salmonsens, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Affordable Housing Study Commission** announces a meeting to which all interested parties are invited.

DATES AND TIMES: August 31, 2005, 1:00 p.m. – 5:00 p.m.; September 1, 2005, 8:30 a.m. – 12:30 p.m. (Times subject to change)

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will be continuing its work on the development of a statewide comprehensive preservation policy.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Sheila Freaney, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact Florida Housing using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For questions, please contact Odetta MacLeish-White at Florida Housing Finance Corporation, (850)488-4197. For agendas and updates, please visit our website: www.floridahousing.org/ahsc.

The **Affordable Housing Study Commission** announces its Annual Stakeholder Meeting to which the public is invited.

DATES AND TIMES: September 14, 2005, 8:30 a.m. – 10:00 a.m. (Times subject to change)

PLACE: Omni Orlando Resort at ChampionsGate, 1500 Masters Blvd., ChampionsGate, FL 33896, (407)238-6674

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will use this meeting to receive public input as it continues to study the preservation of affordable multifamily housing and develops recommendations for a statewide comprehensive preservation policy, to be presented in the 2006 final report.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Sheila Freaney at Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact Florida Housing using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For questions, please contact: Odetta MacLeish-White, Florida Housing Finance Corporation, (850)488-4197. For agendas and updates, please visit our website: www.floridahousing.org/ahsc.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission** announces a public workshop concerning the Citrus-Hernando County shrimping and trapping closed areas and seasons, to which all interested persons are invited.

DATE AND TIME: September 6, 2005, 6:00 p.m. – 8:00 p.m.

PLACE: Crystal River City Hall Council Chambers, 123 N. W. Hwy. 19, Crystal River, FL 34428

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission a workshop to receive public testimony regarding a request by industry representatives to make modifications to the Citrus-Hernando County shrimping and trapping closed areas and seasons.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in either of these workshops is asked to advise the agency at least 5 calendar days before the workshop by contacting: Cindy Hoffman, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

For further information, contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services** announces the first meeting of the Task Force on Long-Term Solutions for Florida's Hurricane Insurance Market to which all interested persons are invited.

DATE AND TIME: August 24, 2005, 10:00 a.m. – 5:00 p.m.

PLACE: Room 110, Senate Office Building, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Introductions and background information for the task force, review of task force goals and preliminary work plan to achieve these goals, set future schedule of meetings, and general business of the Task Force including an overview of the hurricane insurance market, coverage issues and the applicable regulatory structure.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robbie Simpson, (850)413-2963, at least five calendar days prior to the meeting.

A copy of the agenda may be viewed at www.fldfs.com/HurricaneInsuranceTaskForce or obtained by contacting: Robbie Simpson, (850)413-2963.

AREA AGENCY ON AGING OF PASCO-PINELLAS

The **Area Agency on Aging of Pasco-Pinellas, Inc. (AAAPP)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 15, 2005, 9:30 a.m.

PLACE: CARES Claude Pepper Senior Center, 6640 Van Buren Street, New Port Richey, Florida (Please call to confirm date, time and location)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Agency on Aging of Pasco-Pinellas, Inc. – Board Meetings.

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

JUSTICE ADMINISTRATIVE COMMISSION

The **Justice Administrative Commission** announces a meeting to which all interested persons are invited.

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

PLACE: Justice Administrative Commission, Conference Room, 227 N. Bronough Street, Suite 2100, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This meeting continued from meeting held June 30, 2005.

An agenda and/or conference call number available upon request; contact: Jessica Kranert or Susie Kalous, 1(866)355-7902. An audio recording of this meeting will be made. In conjunction with the Americans with Disabilities Act, please contact Human Resources, 1(866)355-7902, if special accommodations are needed. For TDD service, please use Dual Party Relay System, 1(800)955-8771.

FLORIDA COMPREHENSIVE HEALTH ASSOCIATION

The **Florida Comprehensive Health Association** created pursuant to Section 627.6488, Florida Statutes, as amended, announces a public meeting to which all interested persons are invited to participate.

DATE AND TIME: Tuesday, August 23, 2005, 1:30 p.m.

PLACE: Department of Financial Services, 200 E. Gaines Street, Larson Building, Rm. 101B, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Board of Directors' Meeting.

A copy of the proposed agenda may be obtained by writing: Brenda DeYounks, Florida Comprehensive Health Association, 1210 E. Park Avenue, Tallahassee, Florida 32301, (850)309-1200, Facsimile (850)309-1222.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person 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.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The **Florida Self-Insurers Guaranty Association, Inc.** (FSIGA) announces a meeting of its Board of Directors which is to be held at the venue of the 60th Annual Workers' Compensation Educational Conference. All members of FSIGA and other interested parties are encouraged to attend.

DATE AND TIME: Tuesday, August 23, 2005, 3:00 p.m.

PLACE: Orlando World Center Marriott, One World Center Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business.

Information on the meeting may be obtained by contacting: Brian Gee, Florida Self-Insurers Guaranty Association, 200 W. College Avenue, Suite 115, Tallahassee, Florida 32301, (850)222-1882.

Any person wishing to appeal any decision made with respect to any matter considered at the above cited meeting will need a record of the proceedings, and for such purpose 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.

WORKFORCE FLORIDA

The **Workforce Florida** announces their quarterly Board of Directors' and related meetings to which all persons are invited.

DATES AND TIMES: Partners' Meeting – August 24, 2005, 9:00 a.m. – 12:00 p.m.; Council and Committee Meetings – August 24, 2005, 1:30 p.m. – 4:30 p.m.; Board of Directors meetings – August 25, 2005, 9:00 a.m. – 12:30 p.m.

PLACE: Renaissance Tampa Hotel International Plaza, 4200 Jim Walter Blvd., Tampa, Florida 33607, (813)877-9200

For more information contact: Peggy Dransfield, (850)921-1119.

VISIT FLORIDA

VISIT FLORIDA announces a public meeting of the Cultural Heritage Tourism Committee of the New Product Development Council.

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

PLACE: Historic Bok Sanctuary, 1151 Tower Blvd., Lake Wales, FL 33853, (863)676-1408

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Discuss current and future work of the Committee.

For further information contact: Jill Rutli, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 347.

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

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

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

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

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business Meeting.

FLORIDA MUNICIPAL CONSTRUCTION INSURANCE TRUST

The **Florida Municipal Construction Insurance Trust**, an interlocal entity created pursuant to Fla. Sta. 768.28 and 163.01, announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 18, 2005, 12:00 noon
 PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, FL 32821, (407)239-4200

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.

A copy of the proposed agenda may be obtained by contacting Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.

If any person desires to appeal any decision 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 based.

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

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on June 17, 2005, from Karins Engineering Group, Inc. relating to s. 1610 and 1612 of the Florida Building Code, Building Volume, (2001, as amended June, 2003) and s. 1604.3 and 1613 of the Florida Building Code, Building Volume (2004) as they pertain to composite aluminum/fiberglass translucent panels used in skylights, translucent panelized wall and window applications that do not support brittle components finishes or other items.

It has been assigned the number DCA05-DEC-113.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on July 11, 2005, from Vipin N. Tolat, P.E., relating to the requirements of Rule Chapter 9B-72, Fla. Admin. Code, and the interrelation of parties performing evaluations, quality assurance and validations.

It has been assigned the number DCA05-DEC-135.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Board of Nursing hereby gives notice that it has issued an Order on the Petition for Declaratory Statement, which was filed on December 8, 2004 by Tonya Serey, RN. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 2, of the January 14, 2005, Florida Administrative Weekly. The Petitioner requested that the Board issue a Declaratory Statement determining under the provisions of Section 464.003, Florida Statutes, entitled "Definitions," (1) whether it is within the scope of work of a Registered Nurse to administer neuralaxia medication via an infusion pump to a pregnant, laboring woman who has received placement of an epidural catheter to manage labor pain, (2) the definition of what is considered "proper training and education" for a Registered Nurse who can administer narcotics through an epidural catheter and (3) whether this procedure applies to pregnant patients. The Board of Nursing considered the Petition at its meeting held on February 10, 2005, in Tampa, Florida. The Board's Order, filed on March 4, 2005, dismissed the Petition for Declaratory Statement, finding that the petition does not meet statutory requirements.

A copy of the Board's Order may be obtained by contacting: Dan Coble, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed August 2, 2005, from Mr. Bart Hill, Federal Fire Alarm and Security Systems, Inc., Petitioner. The Petition is seeking the Department's interpretation of subdivisions 3-8.1 through 3-8.1.3, of NFPA 72, the Fire Alarm Code, 1999 edition. Specifically, Petitioner asks, whether interconnected fire alarm control units can be used to achieve elevator recall functions.

A copy of the Petition may be obtained by writing, calling or sending a fax to: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, Fax (850)922-1235 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or e-mail your request to mazzeog@doi.state.fl.us.

**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:

The Florida Insurance Council, Inc. vs. Department of Financial Services, Office of Insurance Regulation and the Financial Services Commission; Case No.: 05-2609RP; Rule Nos.: 69O-170.005-.007, .013, .0135, .014, .0141-.0143, .0155, 69O-175.003

Attorneys' Title Insurance Fund, Inc. and Florida Land Title Association, Inc. vs. Department of Financial Services, Office of Insurance Regulation and the Financial Services Commission; Case No.: 05-2630RP; Rule No.: 69O-186.003(1)(c)

Florida Concrete Pipe Institute, Inc. vs. Department of Transportation; Case No.: 05-2608RU

Vin-Kash, Inc. vs. Agency for Health Care Administration; Case No.: 05-2482RU

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

Citrus Oaks Homeowners Association, Inc. and Joy Hutchison, as parent, legal guardian and next friend of Jamie Petrov, a minor and Krista Petrov, a minor vs. Orange County School Board; Case No.: 05-0160RU; Invalid

Vin-Kash, Inc. vs. Agency for Health Care Administration; Case No.: 05-2482RU; Withdrawn

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

The Florida International University Board of Trustees announces that Professional Services in the discipline of Architecture will be required for the project listed below:

Project Name and Number: Molecular Biology Building, BT-833

Project Location: This facility will be located at Florida International University, University Park.

Project Description: The proposed Molecular Biology Building will house faculty and graduate student offices, laboratory space, dedicated support facilities, and biology laboratory classrooms with an emphasis on the molecular and cell sciences. Examples of programs to be housed in the proposed buildings include immunology, molecular genetics, stable isotope technology, molecular biology of fungi, virology, plant molecular biology, DNA finger printing technology, and molecular evolution.

The project will also require major campus utility infrastructure improvements to service the building and future building sites. It will contain an approximate total gross square footage of 45,120 with a construction budget of approximately \$14 million.

The selected firm will provide programming, design development, construction documents, and construction administration. Blanket professional liability insurance will be required in the amount of \$1,000,000 and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms and Joint Ventures desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed (former Board of Regents) "Professional Qualifications Supplement (SUSPQS)," dated September 1999. Applications on any other form will not be considered. The MBE point scale in the PQS is no longer used. Disregard paragraph 4 on page 2 of the instructions.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board.

An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit seven (7) copies of the above requested data bound in the order listed above. Applications that do not comply with the above instructions will not be considered. State of Florida Minority Business Enterprise certification is no longer requested. Application material will not be returned.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms (Architect/Engineer Selection CM-N-06.03-09/99) and the Project Fact Sheet may be obtained on-line at <http://facilities.fiu.edu/fpc.htm> Requests for meetings by individual firms will not be granted.

Submit qualifications to: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, Room 236, University Park, Miami, Florida 33199,

by 2:00 p.m. local time, on Friday, September 9, 2005. Late submittals shall be disqualified. Facsimile (FAX) submittals are not acceptable and will not be considered.

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

Public Notice

Invitation to Negotiate

The State Board of Administration of Florida is issuing an Invitation to Negotiate (ITN) to provide custodial services for the Florida Retirement System's Investment Plan, a defined contribution program. All interested parties may visit the SBA's website at <http://www.sbafla.com> to download a copy of the ITN. The ITN will be posted on the website during the week of August 15, 2005. All required and applicable dates are stated in the Invitation to Negotiate.

For more information regarding this Invitation to Negotiate, please contact: Cindy Morea, (850)413-1491.

PUBLIC SERVICE COMMISSION

Request for Proposals

Financial Advisory and Expert Witness Services

The Florida Public Service Commission is seeking proposals for financial advisory and expert witness services to the Commission with respect to potential proposals to issue storm-recovery bonds by Florida investor-owned electric utilities. The Request for Proposals may be obtained by downloading it from the Commission's website at www.floridapsc.com and selecting it from the "Hot Topics" area of the home page, or by contacting Mark Futrell at mfutrell@psc.state.fl.us. The deadline for submitting proposals is 5:00 p.m., Eastern Daylight Time on September 2, 2005. Sealed proposals should be marked "Proposal for Financial Advisor" and delivered to the Division of Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

EXPRESSWAY AUTHORITIES**NOTICE TO PROFESSIONAL
ENGINEERING CONSULTANTS**

The Orlando-Orange County Expressway Authority requires the services of a Professional Engineering Consultant in connection with the design of the S.R. 417/Boggy Creek Road Interchange (South Airport Entrance) Improvements. Work includes expanding the interchange to provide direct access ramps to and from S.R. 417 and widening 0.7 miles of the southern access road to the airport in Orange County, Florida. Shortlist consideration will be given to only those firms who are qualified pursuant to law, and as determined by the Authority, based on information provided by the firms, and who have been prequalified by FDOT to perform the indicated Types of Work.

MAJOR TYPES OF WORK: Group 3.2, Major Highway Design; Group 3.3, Controlled Access Highway Design; Group 4.3, Complex Bridge Design.

ADDITIONAL TYPES OF WORK REQUIRED: Group 6.3, Intelligent Transportation Systems Analysis, Design, and Implementation; Group 7, Traffic Operations Design; Group 8, Surveying and Mapping and Group 9, Soil Exploration, Material Testing and Foundations.

DESCRIPTION: The work to be performed under this project will include final design and preparation of bidding documents for the S.R. 417/Boggy Creek Road Interchange (South Airport Entrance). Additional elements include: surveying, right-of-way mapping, drainage evaluation and design, permitting, lighting, signalization, signing and pavement markings, maintenance of traffic, utility design and coordination, intelligent transportation systems, geotechnical analysis, scheduling and project control, progress reporting and other tasks and associated activities.

LETTERS OF INTEREST SUBMITTAL REQUIREMENTS: Consultants wishing to be considered shall submit six (6) sets of a Letter of Interest package. The letter shall be a maximum of ten (10) pages exclusive of attachments and resumes. The packages shall include the following:

1. Experience – Details of specific experience for at least three (3) projects, similar to that described above that involve limited access highway reconstruction, completed by the consultant's Project Manager and other key project team members including the name of client contact person, telephone number, and physical address;
2. Personnel Experience – Resumes of the consultant's proposed Project Manager and other key personnel presently employed by the consultant who will be assigned to the project. The Project Manager shall have a minimum of five (5) years of specific experience in complex highway and/or bridge design projects;

3. Project Team – Anticipated subconsultants shall be identified and the roles that each will play in providing the required services. Resumes should be provided for subconsultants that may be involved in key roles;

4. Prequalification Documentation – A copy of the Notice of Qualification issued by the FDOT showing current qualification in the Types of Work specified above;

5. Office Location – The office assigned responsibility and its physical address shall be identified. It is required that the consultant have an office and key staff located within the Orlando area.

Failure to submit any of the above required information may be cause for rejection of the package as non-responsive. **SELECTION / NEGOTIATIONS:** The Authority may shortlist up to five (5) firms based on its evaluation of the Letters of Interest and qualifications information received. Shortlisted firms will proceed to the next step in the process which includes preparation and submittal of a Technical Proposal and an oral presentation or interview. The Authority will provide the shortlisted firms with a comprehensive outline of the Scope of Services for use in preparing the Technical Proposal. Each firm will be evaluated and ranked by the Authority's Consultant Recommendation Committee based on the Technical Proposal and oral presentations/interview. As part of its evaluation process, the Committee will also consider the consultant's willingness to meet time requirements, consultant's projected workload, and consultant's use of Minority/Women Owned Businesses.

CODE OF ETHICS: All consultants selected to work with the Authority are required to comply with the Authority's Code of Ethics, a copy of which may be obtained by contacting the Authority.

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, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities.

MINORITY / WOMEN / DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION: Minority / Women / Disadvantaged Business Enterprises will not be discriminated against on the basis of race, color, sex, or national origin in consideration for qualification or an award by the Authority.

NON-SOLICITATION PROVISION: From the first date of publication of this notice, no person may contact any Authority Board Member, Officer or 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 above. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

LETTER OF RESPONSE DEADLINE:

September 2, 2005, 3:00 p.m., Orlando local time

AUTHORITY CONTACT PERSON:

Mr. Joseph A. Berenis, P.E.
Deputy Executive Director
Telephone: (407)316-3800

LETTER OF RESPONSE ADDRESS:

Orlando-Orange County Expressway Authority
525 S. Magnolia Avenue
Orlando, FL 32801
Re: S.R. 417/Boggy Creek Road Interchange
Improvements

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT

ADVERTISEMENT FOR GENERAL CONTRACTOR BIDS
Proposals are requested from Qualified General Contractors by The Department of Management Services, Division of Facilities Management and Building Construction for the Construction of:

PROJECT NO: DJJ-22002000
PROJECT NAME & LOCATION: Bay Points Classrooms & Dayrooms – Dade County

For a separate two-story school building on the existing Department of Juvenile Justice campus located at 22025 S. W. 87th Avenue, Miami, FL 33190 with estimated construction cost: \$3,000,000.00.

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

PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR MECHANICAL/ELECTRICAL/PLUMBING ENGINEERING SERVICES REQUEST FOR QUALIFICATIONS (RFQ) – PROFESSIONAL SERVICES:

The Department of Management Services, Division of Facilities Management and Building Construction, requests professional services for FDLE-25034000, Phase II Upgrades, Tampa Regional Operations Center Facility, Tampa, Florida. The projected construction budget \$2,000,000.00. The award will be made in accordance with Section 287.055, F.S., and the procedures and criteria of the Department of Management Services.

For details please visit the Department’s website listed below and click on “search Advertisements – Division of Facilities Management and Building Construction.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FIRST FLORIDA GOVERNMENTAL FINANCING COMMISSION

REQUEST FOR PROPOSALS TRUSTEE AND PAYING AGENT SERVICES

The First Florida Governmental Financing Commission, an interlocal governmental bond issuing agency comprised of the Cities of Boca Raton, Clearwater, Gainesville, Hollywood, Sarasota, St. Petersburg; and Broward County, is accepting proposals from qualified financial institutions for trustee and paying agent services. Deadline for submissions is September 9, 2005. Copies of the RFP documents may be obtained by contacting the Program Administrator, (850)878-1874, or via email: gamsgrp@tfn.net.

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

DCA Final Order No.: DCA05-OR-146 STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: CITY OF MARATHON LAND DEVELOPMENT REGULATIONS ADOPTED BY CITY OF MARATHON ORDINANCE NO. 2005-14

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 the City of Marathon is a local government within the Florida Keys Area.
- 2. On July 18, 2005, the Department received for review City of Marathon Ordinance No. 2005-14 which was adopted by the City Council of the City of Marathon on July 12, 2005 (“Ord. 2005-14”).

3. The purpose of Ord. 2005-14 is to extend a moratorium on the acceptance of residential rate of growth applications. Specifically, this is a moratorium on residential rate of growth applications seeking development permits to develop properties containing high quality natural areas and adopting interim development regulations deferring ROGO allocations in high quality natural areas until Land Development Regulations and comprehensive plan amendments are drafted and adopted. This is in accordance with the City of Marathon Transitional Comprehensive Plan which requires the City to direct future growth to lands most suitable for development and to conserve and protect environmentally sensitive lands.

4. Ord. 2005-14 is consistent with the City of Marathon Transitional Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations 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).

6. The City of Marathon 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.

7. "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. 2005-14 are land development regulations.

8. 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. 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.

9. Ord. 2005-14 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.

(b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.

(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.

10. Ord. 2005-14 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 2005-14 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
 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 designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 3rd day of August, 2005.

Paula Ford, Agency Clerk

By U.S. Mail:
Honorable John Bartus, Mayor
City of Marathon
10054-55 Overseas Highway
Marathon, Florida 33050

Katherine V. Selchan, City Clerk
City of Marathon
210 University Drive
Coral Springs, Florida 33071

Scott Janke
City Manager
City of Marathon
10054-55 Overseas Highway
Marathon, Florida 33050

John R. Herin, Jr.
Weiss, Serota, Helfman, Pastoriza and Guedes, P.A.
City Attorney
City of Marathon
2665 South Bayshore Drive, Suite 420
Miami, Florida 33133

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, Avanti Motor Corporation intends to allow the establishment of Classic Cars of Florida, as a dealership for the sale of Avanti automobiles, at 14985 South Tamiami Trail, Ft. Myers (Lee County), Florida 33912, on or after August 14, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Classic Cars of Florida are dealer operator: John Hocking, 14985 South Tamiami Trail, Ft. Myers, Florida 33912; principal investor(s): Jim Hocking, 14985 South Tamiami Trail, Ft. Myers, Florida 33912.

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: James Wilson, Agent, Avanti Motor Corporation, P. O. Box 158, Villa Rica, Georgia 30180.

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, Triumph Motorcycles (America) Ltd. ("Triumph"), gives notice of its intent to permit the establishment of Triumph South Florida, LLC as a dealership for the sale of Triumph motorcycles, at 1880 South Federal Highway, Fort Lauderdale, FL 33316 in Broward County, Florida. The dealer operator of the proposed dealership is Martyn Graham, 10602 N. W. 7th Street, Plantation, FL 33324, and the principal investors are Martyn Graham, 10602 N. W. 7th Street, Plantation, FL 33324; Ian West, 16B George Street, Eastleigh Hants, United Kingdom, S050 9BU; and Chris Bullock, Woolmer Lane, Liphook Hants, United Kingdom GU30 7RE. Triumph intends to permit the establishment of the proposed dealership on or after September 19, 2005.

The notice indicates intent to permit the addition of a dealership to a location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application. Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635. A copy of such petition or complaint must also be sent by U.S. Mail to: Gary Busch, Retail Network Manager, Triumph Motorcycles (America), Ltd. 385 Walt Sanders Memorial Drive, Suite 100, Newnan, GA 30265.

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

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, General Motors Corporation, intends to allow the establishment of King Motor Company of Fort Lauderdale, d/b/a King Pontiac GMC, as a dealership for the sale of Buick vehicles, at 700-950 East Sunrise Boulevard, Fort Lauderdale (Broward County), Florida 33304, on or after September 12, 2005.

The name and address of the dealer operator(s) and principal investor(s) of King Motor Company of Fort Lauderdale, d/b/a King Pontiac GMC are dealer operator: W. Clay King, 700-950 East Sunrise Boulevard, Fort Lauderdale, Florida 33304; principal investor(s): W. Clay King, 700-950 East Sunrise Boulevard, Fort Lauderdale, Florida 33304.

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: Ricardo LaCosta, Zone Manager, General Motors Corporation, Mail Code 482-A07-C66, 100 GM Renaissance Center, Detroit, Michigan 48265-1000.

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, General Motors Corporation, intends to allow the establishment of Coral Oldsmobile, Inc., as a dealership for the sale of Buick vehicles, at 9330 West Atlantic Boulevard, Coral Springs (Broward County), Florida 33071, on or after September 12, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Coral Oldsmobile, Inc., are dealer operator: Kenneth E. Page, 9330 West Atlantic Boulevard,

Coral Springs, Florida 33071; principal investor(s): Kenneth E. Page, 9330 West Atlantic Boulevard, Coral Springs, Florida 33071.

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: Ricardo LaCosta, Zone Manager, General Motors Corporation, Mail Code 482-A07-C66, 100 GM Renaissance Center, Detroit, Michigan 48265-1000.

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, Classic Motorcycles & Sidecars, Inc., intends to allow the establishment of Universal Motors of Clearwater, as a dealership for the sale of TN'G and Flying Tiger motorcycles, at 614 South Missouri Avenue, Clearwater (Pinellas County), Florida 33756, on or after July 22, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Universal Motors of Clearwater are dealer operator: Peter Nichols, 614 South Missouri Avenue, Clearwater, Florida 33756; principal investor(s): Peter Nichols, 614 South Missouri Avenue, Clearwater, Florida 33756.

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: Rob Gates, Director of Sales, Classic Motorcycles & Sidecars, Inc., P. O. Box 969, Preston, Washington 98050.

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, General Motors Corporation, intends to allow the establishment of Sheehan Buick, LLC, as a dealership for the sale of Buick automobiles, at 2800 North Federal Highway, Lighthouse Point (Broward County), Florida 33064, on or after September 12, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Sheehan Buick, LLC, are dealer operator: J. Thomas Sheehan, 2800 North Federal Highway, Lighthouse Point, Florida 33064; principal investor(s): J. Thomas Sheehan, 2800 North Federal Highway, Lighthouse Point, Florida 33064.

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: Ricardo LaCosta, Zone Manager, General Motors Corporation, Mail Code 482-A07-C66, 100 GM Renaissance Center, Detroit, Michigan 48265-1000.

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."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, announces it will be accepting applications for inclusion in the drawing for new quota liquor licenses beginning AUGUST 15, 2005 and continuing through NOVEMBER 12, 2005 for the following counties and amounts: BAY(1), BREVARD* (3), BROWARD (4), CLAY (1), COLLIER (2), DADE (4), DUVAL (3), FLAGLER (1), FRANKLIN* (1), HERNANDO (1), HILLSBOROUGH (4), INDIAN RIVER (1), LAKE (2), LEE (4), LEON (1), MANATEE (1), MARION (1), MARTIN (1), ORANGE (4), OSCEOLA (2), PALM BEACH (4), PASCO (2), POLK (4), ST. JOHNS (1), ST. LUCIE (2), SARASOTA (1), SEMINOLE (1), SUMTER (1), VOLUSIA (2), WALTON (1).

DBPR Form ABT 4000-033L is the only application that will be accepted for filing into these drawings. All other application forms from prior drawings will be denied. All interested persons should contact the Division's district office serving their area of interest or visit the Division's Internet website at www.myflorida.com/dbpr/abt to obtain the proper application form. *Re-issued pursuant to Section 561.19(2)(a), F.S.

Further information may also be obtained by calling (850)488-8284 or writing: Division of Alcoholic Beverages and Tobacco, Bureau of Licensing, New Quota License Drawing, 1940 North Monroe Street, Tallahassee, FL 32399-1021.

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 August 1, 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 David Levitats, M.D. license number ME 66708. 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 August 1, 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 Earl Manion, P.A. license number PA 1516. 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 August 1, 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 Audrey Feleshia Norman, L.P.N. license number PN 5156944. 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 29, 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 Shanon Lynn Farver-Callahan, R.N. license number RN 2618702. 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 29, 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 Richard Lapp, D.O. license number OS 4769. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE OF PROPOSED ISSUANCE SINGLE FAMILY HOME OWNER MORTGAGE REVENUE BONDS

Pursuant to Rule 67-25.005, F.A.C., notice is hereby given that the Florida Housing Finance Corporation (the "Corporation") intends to issue bonds in an amount not to exceed \$100,000,000 in order to provide funding for qualified mortgage loans for owner-occupied residences within the State of Florida. Proceeds of the bonds are expected to be available to eligible home buyers in any county of the State of Florida subject to the participation of lending institutions and the counties they elect to serve.

Any home mortgage lending institution that is a qualified FHA, VA, GNMA, FannieMae, FHLMC or USDA Rural Development (RD) originator and servicer or seller and servicer as required by the program documents and approved as a participant for the Single Family Mortgage Revenue Bond Program interested in receiving an Invitation and Application to Participate in this issue should notify the Corporation, (850)488-4197, facsimile (850)922-7253, or in writing: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any questions or comments regarding the proposed issuance of bonds should be directed to: David J. Draper, Single Family Bonds Manager, (850)488-4197.

NOTICE OF FUNDING AVAILABILITY HOMEOWNERSHIP ASSISTANCE FOR MODERATE INCOME LOAN PROGRAM

Pursuant to Section 420.509, Florida Statutes, and Rule Chapter 67-51, F.A.C., the Florida Housing Finance Corporation (the "Corporation") announces its intention to provide up to \$100,000 for qualified mortgage loans for down payment and closing costs assistance under the Homeownership Assistance for Moderate Income Loan Program (HAMI). These HAMI Loans are expected to be made available to moderate income persons in conjunction with the Corporation's Single Family Mortgage Revenue Bond Program (SFMRB). All HAMI Loans will be fully amortized second mortgage loans at an interest rate based on current

market conditions, but not to exceed 5%, over a 10-year term and have level monthly payments. These loans will provide financing for owner-occupied residences in any county in the State of Florida, subject to the participation of qualified lending institutions and the counties they elect to serve. Access to these funds will be made available through Participating Lenders that have been selected to originate first mortgages under the Corporation's SFMRB Program through an application process. Participating lending institutions will make HAMI Loan funds available on a first-come, first-served basis to eligible first-time home buyers qualifying for a first mortgage under the Corporation's SFMRB Program. Applications for such loans may be obtained from the participating lending institutions.

Any home mortgage lending institution that is a qualified FHA, VA, GNMA, FannieMae, FHLMC or USDA Rural Development (RD) originator and servicer or seller and servicer as required by the program documents, that is interested in receiving an Invitation and Application to Participate in the program should contact: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, facsimile (850)922-7253.

Any questions or concerns regarding the availability of HAMI funds or requests form more information and/or a list of participating lending institutions should be directed to: David J. Draper, Single Family Bonds Manager, (850)488-4197.

NOTICE OF FUNDING AVAILABILITY FLORIDA HOME OWNERSHIP ASSISTANCE PROGRAM

Pursuant to Section 420.5088, Florida Statutes, and Rule Chapter 67-45, F.A.C., the Florida Housing Finance Corporation (the "Corporation") announces its intention to provide up to \$4,000,000 for qualified mortgage loans for down payment and closing costs assistance under the Florida Home Ownership Assistance Program (HAP). These HAP Loans are expected to be made available to low-income persons in conjunction with the Corporation's Single Family Mortgage Revenue Bond Program (SFMRB). Such loans will be in the form of zero percent interest, non-amortizing deferred second mortgage loan financing for owner-occupied residences in any county in the State of Florida, subject to the participation of qualified lending institutions and the counties they elect to serve. Access to these funds will be made available through Participating Lenders that have been selected to originate first mortgages under the Corporation's SFMRB Program through an application process. Participating lending institutions will make HAP Loan funds available on a first-come, first-served basis to eligible first-time home buyers qualifying for a first mortgage under the Corporation's SFMRB Program. Applications for such loans may be obtained from the participating lending institutions.

Any home mortgage lending institution that is a qualified FHA, VA, GNMA, FannieMae, FHLMC or USDA Rural Development (RD) originator and servicer or seller and servicer, as required by the program documents, that is interested in receiving an Invitation and Application to Participate in the program should contact: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, Facsimile (850)922-7253. Any questions or concerns regarding the availability of HAP funds or requests for more information and/or a list of participating lending institutions should be directed to: David J. Draper, Single Family Bonds Manager, (850)488-4197.

HOME Loans must comply with Chapter 67-50, F.A.C., and Federal Regulations 24 CFR Part 92. Any home mortgage lending institution that is a qualified FHA, VA, GNMA, FannieMae, FHLMC or USDA Rural Development (RD) originator and servicer or seller and servicer, as required by the program documents, that is interested in receiving an Invitation and Application to Participate in the program should contact: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, facsimile (850)922-7253. Any questions or concerns regarding the availability of HOME funds or requests for more information and/or a list of participating lending institutions, should be directed to: David J. Draper, Single Family Bonds Manager, (850)488-4197.

NOTICE OF FUNDING AVAILABILITY
HOME INVESTMENT PARTNERSHIPS PROGRAM
HOME LOANS

Pursuant to Federal Regulations 24 CFR Part 92 and Rule Chapter 67-50, F.A.C., the Florida Housing Finance Corporation (the "Corporation") announces its intention to provide up to \$7,000,000 of State of Florida HOME allocation for qualified mortgage loans for down payment and closing costs assistance under the HOME Investment Partnerships Program (HOME). These HOME Loans are expected to be made available to low-income persons in conjunction with the Corporation's Single Family Mortgage Revenue Bond Program (SFMRB). Such loans will be in the form of zero percent interest, non-amortizing deferred second mortgage loan financing for owner-occupied residences in any county in the State of Florida, subject to the participation of qualified lending institutions and the counties they elect to serve. Access to these funds will be made available through Participating Lenders that have been selected to originate first mortgages under the Corporation's SFMRB Program through an application process. Participating lending institutions will make HOME Loan funds available on a first-come, first-served basis to eligible, low-income, first-time home buyers qualifying for a first mortgage under the Corporation's SFMRB Program. Applications for such loans may be obtained from the participating lending institutions.

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation has received the following application.

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, F.A.C. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., September 2, 2005):

APPLICATION AND PLAN FOR THE PURCHASE
OF CERTAIN ASSETS AND ASSUMPTION OF
CERTAIN LIABILITIES

Acquiring Entity: Wauchula State Bank, 106 East Main Street, Wauchula, Florida

Selling Entity: Citrus Bank, N.A., Vero Beach, Florida (a branch located in Sebring, Florida)

Received: July 25, 2005

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN July 25, 2005
 and July 29, 2005**

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

University of West Florida

6C6-4.008	7/29/05	8/18/05	Newspaper	
6C6-5.001	7/29/05	8/18/05	Newspaper	

University of Central Florida

6C7-6.007	7/25/05	8/14/05	Newspaper	
6C7-6.0072	7/25/05	8/14/05	Newspaper	

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

59C-1.005	7/29/05	8/18/05	31/18	31/26
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Medicaid Program Office

59G-4.002	7/29/05	8/18/05	31/16	31/25
59G-4.010	7/29/05	8/18/05	31/16	31/25
59G-4.030	7/29/05	8/18/05	31/16	31/25
59G-4.040	7/29/05	8/18/05	31/16	31/25
59G-4.110	7/29/05	8/18/05	31/16	31/25
59G-4.160	7/29/05	8/18/05	31/16	31/25
59G-4.190	7/29/05	8/18/05	31/16	31/25
59G-4.210	7/29/05	8/18/05	31/16	31/25
59G-4.220	7/29/05	8/18/05	31/16	31/25
59G-4.230	7/29/05	8/18/05	31/16	31/25
59G-4.231	7/29/05	8/18/05	31/16	31/25
59G-4.240	7/29/05	8/18/05	31/16	31/25
59G-4.270	7/29/05	8/18/05	31/16	31/25
59G-4.340	7/29/05	8/18/05	31/16	31/25

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

61-32.001	7/26/05	8/15/05	31/17	31/24
61-32.003	7/26/05	8/15/05	31/17	31/24

Division of Florida Land Sales, Condominiums and Mobile Homes

61B-15.0012	7/26/05	8/15/05	31/20	
61B-17.001	7/26/05	8/15/05	31/20	

Board of Veterinary Medicine

61G18-12.002	7/29/05	8/18/05	31/23	
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DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

64B10-12.001	7/28/05	8/17/05	31/20	
64B10-12.005	7/28/05	8/17/05	31/20	
64B10-12.0071	7/28/05	8/17/05	31/20	
64B10-12.008	7/28/05	8/17/05	31/20	
64B10-12.009	7/28/05	8/17/05	31/20	
64B10-12.015	7/28/05	8/17/05	31/20	
64B10-12.016	7/28/05	8/17/05	31/20	
64B10-12.017	7/28/05	8/17/05	31/20	
64B10-13.300	7/28/05	8/17/05	31/20	

Board of Athletic Training

64B33-5.003	7/26/05	8/15/05	31/22	
64B33-5.005	7/26/05	8/15/05	31/22	