

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE TITLE: Agreements
 RULE NO.: 40C-3.035

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to incorporate by reference the water well permitting delegation agreement between St. Johns River Water Management District and the Florida Department of Health, Baker County Health Department

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the permitting of the construction of water wells less than six inches in diameter by the Florida Department of Health, Baker County Health Department.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.046, 373.083, 373.309 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 IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4459, Suncom 860-4459, e-mail: nmesser@sjrwmd.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-3.035 Agreements.

The Governing Board hereby incorporates by reference the following documents:

(1) through (14) No change.

(15) An agreement between Florida Department of Health, Baker County Health Department and St. Johns River Water Management District regarding water well permitting dated (effective date).

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.046, 373.083, 373.309 FS. History—New 10-14-84, Amended 12-5-85, Formerly 40C-3.035, 40C-3.0035, Amended 1-8-96, 4-21-96, 7-21-96, 12-22-96, 3-10-97, 1-3-00, 9-6-01, 6-25-02, 7-25-02.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER TITLE: Water Levels and Rates of Flow
 RULE CHAPTER NO.: 40D-8

PURPOSE AND EFFECT: To amend Chapter 40D-8, F.A.C., to incorporate minimum flows for the middle segment of the Peace River pursuant to Section 373.042, F.S.

SUBJECT AREA TO BE ADDRESSED: Establishment of minimum low, medium and high flows for the middle Peace River. The middle segment of the Peace River is generally that portion lying between Zolfo Springs and Arcadia.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.0395, 373.042, 373.0421, 373.086 FS.

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

TIME AND DATE: 6:00 p.m., Tuesday, October 11, 2005

PLACE: Southwest Florida Water Management District’s Bartow Service Office, 170 Century Blvd., Bartow, Florida 33830-7700

WHAT: Public workshop on proposed minimum flows for the middle Peace River. One or more governing board or basin board members may attend.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Martin Kelly, Manager, Ecologic Evaluation Section, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4235

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER TITLE: Water Levels and Rates of Flow
 RULE CHAPTER NO.: 40D-8

PURPOSE AND EFFECT: To amend Chapter 40D-8, F.A.C., to incorporate the next priority lake pursuant to Section 373.042, F.S.

SUBJECT AREA TO BE ADDRESSED: Establishment of minimum lake levels and guidance levels for Lakes Parker and Bonnie in Polk County, Florida.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.0395, 373.042, 373.0421, 373.086 FS.

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

TIME AND DATE: 6:00 p.m., Thursday, October 13, 2005

PLACE: Southwest Florida Water Management District's Bartow Service Office, 170 Century Blvd., Bartow, Florida 33830-7700

WHAT: Public workshop on proposed minimum and guidance levels for Lakes Parker and Bonnie in Polk County, Florida. One or more governing board or basin board members may attend.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Doug Leeper, Senior Environmental Scientist, Resource Conservation and Development Department, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4272

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Freestanding Dialysis Center Services
 RULE NO.: 59G-4.105

PURPOSE AND EFFECT: The purpose of the proposed rule is to incorporate by reference the Florida Medicaid Freestanding Dialysis Center Coverage and Limitations Handbook, July 2005. The revised handbook includes updated policy, the Health Insurance Portability and Accountability Act (HIPAA) requirements, and the 2005 fees.

This notice replaces the Notice of Rule Development that was published in the Florida Administrative Weekly, Vol. 30, No. 43, on October 22, 2004.

SUBJECT AREA TO BE ADDRESSED: Freestanding Dialysis Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

IF REQUESTED IN WRITING WITHIN 14 DAYS 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: 3:00 p.m., Monday, October 17, 2005

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Susan Rinaldi, Medical Health Care Program Analyst, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. #20, Tallahassee, Florida 32308, (850)922-7308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.105 Freestanding Dialysis Center Services.

(1) No change.

(2) All freestanding dialysis center services providers enrolled in the Medicaid program must comply with the Florida Medicaid Freestanding Dialysis Center Coverage and Limitations Handbook, July 2005 ~~November 1998~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, UB-92, which is incorporated in Rule 59G-4.160, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 8-24-99, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE CHAPTER TITLE: Manufacturers and Distributors
 RULE CHAPTER NO.: 61A-4

RULE TITLE: Primary American Source of Supply
 RULE NO.: 61A-4.056

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to implement statutory provisions relating to the regulation of alcoholic beverage sales.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the implementation of statutory provisions relating to the sales of alcoholic beverages.

SPECIFIC AUTHORITY: 561.11 FS.

LAW IMPLEMENTED: 564.045, 565.095 FS.

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

TIME AND DATE: 10:00 a.m. – 11:00 a.m., Thursday, October 20, 2005

PLACE: Division of Alcoholic Beverages and Tobacco, Roscoe Hargett Conference Room, Suite 26, 1940 North Monroe Street, Tallahassee, Florida 32399-1020

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Angela Desmond, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)487-2563

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61A-4.056 Primary American Source of Supply.

(1) One primary American source of supply shall be designated for each brand of spirituous liquors and wines handled in this state by any Florida distributor. The manufacturer or owner of the spirituous liquor or wine at the time the same became a marketable product shall designate the primary American source of supply and such primary American source of supply shall file a registration application, DBPR ABT-6018, Division of Alcoholic Beverages and Tobacco Primary American Source of Supply and Brand/Label Registration Application, herein incorporated by reference, with the Division on forms provided by the Division. Each brand of such spirituous liquor or wine shall be individually listed on such registration.

(a) Upon receipt by the Division of brand registration and fee(s), as prescribed in Section 565.095(3), F.S., for liquor and Section 564.045(3), F.S., for wine, brands registered and issued by the United States Alcohol and Tobacco Trade and Tax Bureau will be presumptively valid within Florida.

(b) In order to be presumptively valid, a certification of label approval and a completed primary American brand registration form, DBPR ABT-6018, shall be completed and submitted to the Division. The temporary brand registration is valid for 30 days under the federal brand registration approval.

(2) No manufacturer, owner, agent of such person or primary American source of supply shall ship or cause to be shipped into Florida nor shall any Florida distributor receive any spirituous liquors or wines unless the primary American source of supply for such spirituous liquor or wine has filed an application for registration as primary American source which application has been approved by the Division.

(3) The Division shall register only one primary American source of supply for any one brand of spirituous beverages or wine.

(4) Distributors licensed in the State of Florida shall not purchase, receive or be in possession of any spirituous liquors or wines unless the same were obtained directly from a registered primary American source of supply and the invoice to the distributor for such product is from the registered primary American source of supply.

(5) Nothing in this rule shall prohibit subsequent intrastate sales, transfer, and invoicing of spirituous liquor or wine between licensed Florida distributors.

(6) It shall be the responsibility of the primary American source to report on forms provided by the Division, all shipments of product to any Florida distributors and to provide copies of invoices going to such distributors.

Specific Authority 561.11, 564.045, 565.095 FS. Law Implemented 564.045, 565.095 FS. History—New 8-31-83, Formerly 7A-4.56, 7A-4.056, Amended

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLE: Educational Requirements
 RULE NO.: 61G15-20.006

PURPOSE AND EFFECT: Purpose and effect are to comply with the Mandate of the Court in Gaudet v. Board of Professional Engineers, and promulgate more detailed rules regarding board approval of non-ECA/ABET approved engineering programs.

SUBJECT AREA TO BE ADDRESSED: Educational Requirements.

SPECIFIC AUTHORITY: 471.013(1)(a)3. FS.

LAW IMPLEMENTED: 471.013(1)(a)3., 471.005(6) 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: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Probable Cause Panel
 RULE NO.: 61J1-1.009

PURPOSE AND EFFECT: Reduce the number of probable cause panel members from 3 to 2.

SUBJECT AREA TO BE ADDRESSED: Probable Cause Panel.

SPECIFIC AUTHORITY: 455.225, 475.614 FS.

LAW IMPLEMENTED: 455.225 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: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Application by Individuals
 RULE NO.: 61J1-3.001
 PURPOSE AND EFFECT: Require applicants to submit certified copies of legal documents along with their applications for licensure. Also to correct a typographical error.
 SUBJECT AREA TO BE ADDRESSED: Application by Individuals.
 SPECIFIC AUTHORITY: 475.614 FS.
 LAW IMPLEMENTED: 475.613, 475.615, 475.617, 475.624 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: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLES: Education Requirements
 RULE NOS.: 61J1-4.001
 Notice of Satisfactory Course Completion 61J1-4.005
 PURPOSE AND EFFECT: The amendments to Rule 61J1-4.001, F.A.C., changes the number of classroom hours that trainee appraiser applicants must complete for licensure, changes the types of courses that licensees must complete, and changes the number of hours that each licensee must complete in course subject areas. The amendment to Rule 61J1-4.005, F.A.C., changes the word “designation” to “license.”
 SUBJECT AREA TO BE ADDRESSED: Education Requirements; Notice of Satisfactory Course Completion.
 SPECIFIC AUTHORITY: 475.614 FS.
 LAW IMPLEMENTED: 475.613, 475.615, 475.617, 475.6175, 475.618 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: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Experience Requirement
 RULE NO.: 61J1-6.001
 PURPOSE AND EFFECT: Changes the time period for when experience may be claimed to comply with new Appraisal Subcommittee requirements.
 SUBJECT AREA TO BE ADDRESSED: Experience Requirement.
 SPECIFIC AUTHORITY: 475.614 FS.
 LAW IMPLEMENTED: 455.213, 475.617 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: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Advertising
 RULE NO.: 61J1-7.003
 PURPOSE AND EFFECT: Clarifies trainee appraiser advertising requirements.
 SUBJECT AREA TO BE ADDRESSED: Advertising.
 SPECIFIC AUTHORITY: 475.614 FS.
 LAW IMPLEMENTED: 475.622 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: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLE: Technologist
 RULE NO.: 64B3-5.003

PURPOSE AND EFFECT: The Board proposes to determine licensure requirements for the molecular pathologist technologist.

SUBJECT AREA TO BE ADDRESSED: Technologist.

SPECIFIC AUTHORITY: 483.805(4), 483.811(2), 483.823 FS.

LAW IMPLEMENTED: 381.0034, 483.800, 483.809, 483.811(2), 483.815, 483.823 FS.

A WORKSHOP ON THIS RULE DEVELOPMENT HAS BEEN NOTICED SEPARATELY IN THIS ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Applications
 RULE NO.: 64B8-4.009

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address the licensure requirements for those physicians affected by Hurricane Katrina who are seeking licensure in Florida.

SUBJECT AREA TO BE ADDRESSED: Licensure requirements for physicians affected by Hurricane Katrina.

SPECIFIC AUTHORITY: 120.53, 456.031, 456.033, 458.309, 458.311, 458.3137 FS.

LAW IMPLEMENTED: 120.53, 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Prohibition Against Payment of Physician Supervisors/Monitors
 RULE NO.: 64B8-8.0021

PURPOSE AND EFFECT: The Board proposes the development of a rule to address payment of physicians who supervise or monitor other physicians on probation.

SUBJECT AREA TO BE ADDRESSED: Payment of physicians who supervise or monitor other physicians on probation.

SPECIFIC AUTHORITY: 458.309, 459.331 FS.

LAW IMPLEMENTED: 458.331 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: Larry McPherson, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE TITLES: RULE NOS.:

Definitions	64B9-15.001
Certified Nursing Assistant Authorized Duties	64B9-15.002
Eligibility for Certification	64B9-15.003
Certified Nursing Assistant Registry	64B9-15.004

PURPOSE AND EFFECT: To implement 2005 legislative amendments to Sections 464.201, 464.202 and 464.203, F.S.

SUBJECT AREA TO BE ADDRESSED: Definitions; Certified Nursing Assistant Authorized Duties; Eligibility for Certification; Certified Nursing Assistant Registry.

SPECIFIC AUTHORITY: 464.202, 464.203 FS.

LAW IMPLEMENTED: 464.203, 464.2085 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B9-15.001 Definitions.

(1) through (5) No change.

(6) “General Supervision” means a registered nurse or a licensed practical nurse currently licensed under Chapter 464, F.S., to the extent allowed under Section 400.23(3), F.S., authorizing procedures being carried out by a certified nursing assistant but who need not be present when such procedures are performed. The certified nursing assistant must be able to contact the registered nurse or licensed practical nurse acting in accordance with Section 400.23(3), F.S., when needed for consultation and advice either in person or by communication devices. This definition is not applicable to a certified nursing assistant providing services in accordance with Sections 400.506(10)(b) and (c), F.S., or Part III of Ch. 400, F. S.

(7) “Direct Supervision” means the physical presence within the patient care unit of a healthcare facility or physical presence within a healthcare agency of a program instructor who assumes responsibility for the practice of the certified nursing assistant.

Specific Authority 464.202, 464.203 FS. Law Implemented 464.203, 464.2085 FS. History–New 8-31-03, Amended _____.

64B9-15.002 Certified Nursing Assistant Authorized Duties.

(1) A certified nursing assistant shall provide care and assist residents with the following tasks related to the activities of daily living only under the general supervision of a registered nurse or licensed practical nurse:

(a) Tasks associated with personal care:

1. Bathing;
2. Dressing;
3. Grooming;
4. Shaving;
5. Shampooing and caring for hair;
6. Providing and assisting with oral hygiene and denture care;

7. Caring for the skin;

8. Caring for the feet;

9. Caring for the nails;

10. Providing pericare;

11. Bed making and handling linen; and

12. Maintaining a clean environment.

(b) Tasks associated with maintaining mobility:

1. Ambulating;

2. Transferring;

3. Transporting;

4. Positioning;

5. Turning;

6. Lifting;

7. Performing range of motion exercises; and

8. Maintaining body alignment.

(c) Tasks associated with nutrition and hydration:

1. Feeding and assisting the resident with eating; and

2. Assisting the resident with drinking.

(d) Tasks associated with elimination:

1. Toileting;

2. Assisting with the use of the bedpan and urinal;

3. Providing catheter care;

4. Collecting specimens;

5. Emptying ostomy bags, or changing bags that do not adhere to the skin; and

6. Bowel and bladder training.

(e) Tasks associated with the use of assistive devices:

1. Caring for dentures, eyeglasses, contact lenses, and hearing aids;

2. Applying established prosthetic and orthotic devices;

3. Applying braces;

4. Applying antiembolus stockings;

5. Assisting with wheelchairs, walkers, or crutches;

6. Using comfort devices such as pillows, cradles, footboards, wedges, and boots;

7. Assisting with and encouraging the use of self-help devices for eating, grooming, and other personal care tasks;

8. Utilizing and assisting residents with devices for transferring, ambulation, alignment, and positioning; and

9. Using restraints.

(f) Tasks associated with maintaining environment and resident safety, including handling of blood and body fluid and cleaning resident care areas.

(g) Tasks associated with data gathering:

1. Measuring temperature, pulse, respiration, and blood pressure;

2. Measuring height and weight;

3. Measuring and recording oral intake;

4. Measuring and recording urinary output, both voided and from urinary drainage systems;

5. Measuring and recording emesis; and

6. Measuring and recording liquid stool.

(h) Recognition of and reporting of abnormal resident findings, signs, and symptoms.

(i) Post mortem care.

(j) Tasks associated with resident socialization, leisure activities, reality orientation, and validation techniques.

(k) Tasks associated with end of life care.

(l) Tasks associated with basic first aid, CPR skills, and emergency care.

(m) Tasks associated with compliance with resident's/patient's rights.

(n) Tasks associated with daily documentation of certified nursing assistant services provided to the resident.

(2) A certified nursing assistant shall perform all tasks with knowledge of and awareness of a resident's/patient's rights and developmental level.

(3) A certified nursing assistant shall not perform any task which requires specialized nursing knowledge, judgment, or skills.

(4) A certified nursing assistant may receive additional training beyond that required for initial certification and upon validation of competence in the skill by a registered nurse may perform such skills as authorized by the facility.

(5) A certified nursing assistant shall not work independently without the supervision of a registered nurse or a licensed practical nurse.

Specific Authority 464.202, 464.203 FS. Law Implemented 464.203, 464.2085 FS. History–New _____.

64B9-15.003 Eligibility for Certification.

(1) An applicant for initial certification as a certified nursing assistant shall apply to the vendor approved by the department to administer the certified nursing assistant examination.

(2) An applicant for certification as a certified nursing assistant shall meet the requirements of Section 464.203, F.S.

(3) An applicant for initial certification must demonstrate competency to read and write if the applicant passes the clinical skills portion of the certified nursing assistant examination given in English only.

Specific Authority 464.202, 464.203 FS. Law Implemented 464.203, 464.2085 FS. History–New _____.

64B9-15.004 Certified Nursing Assistant Registry.

(1) Definition: The Certified Nursing Assistant Registry is a listing of certified nursing assistants who receive certification pursuant to Section 464.203, F.S., and maintain an active certificate pursuant to Sections 464.203(5) and (8), F.S.

(2) The registry is available through the Internet and contains the name and address of the certified nursing assistant.

(3) Records of certified nursing assistants in the registry who have been disciplined for any crime, or for any abuse, neglect, or exploitation as provided under Chapter 435, F.S., or for any violation of Chapters 456 and 464, F.S., or rules of the board, are so indicated on the Internet look up screen.

(4) A certified nursing assistant may be removed from the registry if the certified nursing assistant fails to maintain an active certificate pursuant to Sections 464.203(5) and (8), F.S., or by an order of the board.

Specific Authority 464.202, 464.203 FS. Law Implemented 464.203, 464.2085 FS. History–New _____.

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE TITLE: _____ RULE NO.: _____

Licensure by Examination 64B24-2.003

PURPOSE AND EFFECT: To update the rule by incorporating a form by reference.

SUBJECT AREA TO BE ADDRESSED: Licensure by Examination.

SPECIFIC AUTHORITY: 456.004(5), 467.005 FS.

LAW IMPLEMENTED: 456.017, 467.011 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: Pamela King, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE IS NOT AVAILABLE.

FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
Definitions	67-32.002
General Program Restrictions	67-32.004
Application Procedures	67-32.005
Terms and Conditions of Loan	67-32.006
Scoring, Ranking, and Funding Guidelines	67-32.007
EHCL Credit Underwriting Procedures	67-32.009
Fees	67-32.011

PURPOSE AND EFFECT: Pursuant to Section 420.5087(3)(d), F.S., the Florida Housing Finance Corporation administers the Elderly Housing Community Loan (EHCL) Program. This program provides loans to sponsors of affordable rental housing for very low income elderly households. Chapter 67-32, F.A.C., provides the procedures for the administration of this loan program and criteria for receiving, evaluating, and competitively ranking all applications for loans under the EHCL program. The intent of this Rule is to provide loans to sponsors of housing for the elderly to make building preservation, health, or sanitation repairs or improvements which are required by federal, state, or local regulation or code, or life-safety or security-related repairs or improvements to such housing.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-32, Florida Administrative Code.

SPECIFIC AUTHORITY: 420.5087 FS.

LAW IMPLEMENTED: 420.5087 FS.

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

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

PLACE: Florida Housing Finance Corporation, Seltzer Room, 227 North Bronough Street, Tallahassee, Florida 32301

Any person requiring special accommodations at this workshop because of a disability or physical impairment should contact: Derek Helms, (850)488-4197. If you are hearing or speech impaired, please use the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Vicki Robinson, EHCL Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE FHFC WEBSITE: WWW.FLORIDAHOUSING.ORG

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE TITLE:	RULE NO.:
Title Insurance Rates	69O-186.003

PURPOSE AND EFFECT: The Financial Services Commission, Office of Insurance Regulation, has received petitions for rulemaking, which request that it commence rulemaking proceedings to set appropriate rates for use with Mortgage Foreclosure Title Insurance and Mortgage Priority Guarantee Title Insurance policies that have been filed with the Office of Insurance Regulation for approval. Copies of the petitions for rulemaking are available from the Office of Insurance Regulation, Property and Casualty Product Review, (850)413-5312.

SUBJECT AREA TO BE ADDRESSED: Title Insurance Rates; Mortgage Foreclosure Title Insurance and Mortgage Priority Guarantee Title Insurance.

SPECIFIC AUTHORITY: 624.308(1), 626.9611, 627.782, 627.7825, 627.793 FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1)(h)3.a., 627.777, 627.782, 627.7825, 627.783, 627.7831, 627.7841, 627.7845, 697.04(1) 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., November 2, 2005

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Steve Alexander, Actuary, Property and Casualty Product Review, Office of Insurance Regulation, e-mail: steve.alexander@fldfs.com

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

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE TITLES:	RULE NOS.:
Title Insurance Rates	69O-186.003
Classification of "Certificates of Title" as a Respective Type of Title Insurance Contract and Promulgation of a Specific Rate Schedule Applicable Thereto	69O-186.004
Premium Schedule Applicable to "Truth in Lending" and Other Endorsements	69O-186.005

PURPOSE AND EFFECT: To review title insurance rates and revise them if so warranted.

SUBJECT AREA TO BE ADDRESSED: Title Insurance Rates.

SPECIFIC AUTHORITY: 624.308, 626.9611, 627.777, 627.782, 627.7825 FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1)(h)3.a., 627.777, 627.782, 627.7825, 627.783, 627.7831, 627.7841, 627.7845, 697.04(1) 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: 1:00 a.m., October 28, 2005
PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Steve Alexander, Actuary, Property and Casualty Product Review, Office of Insurance Regulation, e-mail: steve.alexander@fldfs.com.

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

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE TITLES:	RULE NOS.:
Filing, Approval of DMPO Plans, Rates and Related Forms	69O-203.204
Bundled Products	69O-203.205

PURPOSE AND EFFECT: To provide clarity of the information to be included in a filing when the DMPO plan includes other bundled services.

SUBJECT AREA TO BE ADDRESSED: Filing requirements for DMPO's submitting rates for review and approval of the Office.

SPECIFIC AUTHORITY: 636.232 FS.
LAW IMPLEMENTED: 624.424(1)(c), 636.208, 636.216, 636.230 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: 9:30 a.m., October 12, 2005
PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Frank Dino, Life and Health Product Review, Office of Insurance Regulation, e-mail: frank.dino@fldfs.com

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

**Section II
Proposed Rules**

DEPARTMENT OF STATE

Division of Cultural Affairs

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

PURPOSE AND EFFECT: The purpose of the amendment will be to establish procedures and criteria for the Local Arts Agency and Statewide Service Organization programs.

SUMMARY: The proposed rule describes the programs for Local Arts Agencies and State Service Organizations, including eligibility, funding, definition, criteria and review.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: There are not regulatory costs associated with this proposed rule.

Any person who wishes to provide information regarding the statement of 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: 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), 2265.608, 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-.56, 265.601-.603, 265.605-.606, 265.608, 265.609, 265.701, 265.702, 286.011, 286.012, 286.25 FS.

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

TIME AND DATE: 9:00 a.m., Monday, October 17, 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 this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, persons with disabilities are asked to contact the Division office by October 10, 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 IS: Dana DeMartino, Division of Cultural Affairs, 1001 DeSoto Park Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

IT-1.001 Division of Cultural Affairs.

The purpose of the rule is to establish administrative procedures for all Division of Cultural Affairs (Division) activities.

(1) through (7) No change.

(8) Programs for Local and Statewide Service Organizations. The purpose of this program is to foster the development of local and statewide arts service organizations. There are two funding categories as outlined below:

(a)(8) Local Arts Agency Program. The purpose of this program is to assist in the development of local arts agencies and to strengthen and stabilize their statewide network to further local and statewide cultural goals and objectives. A local arts agency is defined as an umbrella agency that serves its county or counties' arts and cultural constituencies. This includes county arts councils established pursuant to Section 265.32, F.S. In addition to the basic eligibility requirements, as detailed in subsection (5), the applicant must be officially recognized by one or more county commissions as the local arts agency, commission alliance, or division of a county or city government.

1.(a) New applications will be reviewed for all eligible agencies on a three-year application cycle. New applications will be accepted annually from any agency not funded in this program in the current cycle, or an agency that qualifies mid-cycle to move up a higher funding category.

2.(b) Funding categories. The following four categories will be used to determine funding eligibility:

a.1- Pre-Level I has no minimum budget requirement. Organizations may only receive funding in this category once. Funding for Pre-Level is \$5,000 and will be awarded on a non-matching basis. The minimum grant request is \$1,500 and the maximum request is \$5,000.

b.2- Level I has no minimum budget requirement, but there must be at least one full-time or part-time paid staff member in the organization. The applicant may request up to 25% of their last completed fiscal year operating revenue, or \$25,000, whichever is less.

c.3- Level II is open to organizations whose last completed fiscal year operating revenue is at least \$100,000, has been in operation for at least three years at the time of application, and has at least one full-time paid staff member. The applicant may request up to 15% of their last completed fiscal year operating revenue, or \$40,000, whichever is less.

d.4- Level III is open to organizations whose last completed fiscal year operating revenue is at least \$1,000,000, has been in operation for at least five years at the time of application, and has more than one full-time paid staff member. The applicant may request up to 10% of their last completed fiscal year operating revenue, or \$60,000, whichever is less.

3.(e) Review Criteria and Scoring. New applications will be evaluated by a review panel consisting of community cultural leaders, arts administrators Florida Arts Council members, and other cultural professionals knowledgeable about community and cultural development local arts agencies. The panel will evaluate each new proposal according to how well the local arts agency demonstrates that its activities are community-based and mission-driven through the following criteria:

a.1- The agency's method for determining the needs of its community (Up to 20 points).

b.2- The agency's goals and objectives and the general methods for meeting community needs as referred to in sub-subparagraph 3.a.1- (Up to 20 points).

c.3- Activities such as services, programs, projects, or initiatives planned for the application cycle achieve the agency's goals and objectives (Up to 40 points).

d.4- Agency's method for managing and evaluating specific activities described in criteria sub-subparagraphs 3.a.1- and b.2- Management areas addressed may include the roles of staff and board members; professional development opportunities; and areas of evaluation such as "customer surveys" and quantitative or qualitative performance measurements (Up to 20 points).

4.(d) Funding Recommendations. All applications that receive an average score of at least 75 out of 100 possible points will be recommended for funding. Applications that score less than 75 will not be recommended for funding by the panel. Award levels will be determined by the amount of the applicants' grant requests and prorated according to funding allocated to the Local Arts Agency Program. Second and third

year recommended funding amounts will be determined on a prorata basis according to the availability of funding for the program and the number of eligible local arts agencies.

(b) State Service Organization Program. The purpose of this program is to support the efforts of state service organizations through stabilized funding and to work collaboratively with state service organizations to achieve statewide goals and objectives. A state service organization is defined as a not-for-profit organization that provides opportunities to strengthen and advance professionals working in the cultural industry and cultural institutions on a statewide basis. Statewide is defined as at least 50% of the state's population, or 34 or more Florida counties. Services, based on the organization's mission, may include, but are not limited to: ongoing statewide planning and assessment; promotion of the constituency including state service organization's membership; dissemination of topical information and information on available resources; representation of the constituency served; and educational, lifelong learning and networking opportunities. The goal of the program is to foster quality and professionalism in support of cultural excellence, access, and inclusion to the benefit of the public. In order to be eligible for funding, an organization must be designated as a State Service Organization by the Florida Arts Council. Upon designation, an organization retains this status for a three-year cycle at which time designation will again be reviewed by Division staff and recommended to the Council and the Secretary of State. Organizations are arranged in three clusters:

1. Cluster 1 organizations are those with a last completed fiscal year's operating budget of \$50,000 or less. In addition to the basic eligibility requirements, as detailed in subsection (5), the applicant must also provide: a narrative description of its annual services that details ongoing statewide planning and assessment, promotion of the constituency including state service organization's membership, dissemination of topical information, representation of the constituency served, educational and lifelong learning benefits, networking opportunities, and initiatives in support of the Division's mission; a board-approved mission statement; a long-range strategic or visioning plan; and documentation of the organization's services through the inclusion of printed brochures, newsletters, website address and sample content, annual reports, and other materials that demonstrate services. Potential new organizations to the program are eligible to apply for designation only during the first year of each application cycle.

2. Cluster 2 organizations are those with a last completed fiscal year's operating budget of between \$50,001 and \$150,000. In addition to the basic eligibility requirements, as detailed in subsection (5), the applicant must also provide: a narrative description of its annual services that details ongoing statewide planning and assessment, promotion of the constituency including state service organization's

membership, dissemination of topical information, representation of the constituency served, educational and lifelong learning benefits, and networking opportunities, and initiatives in support of the Division's mission; a board-approved mission statement; a long-range strategic plan; and documentation of the organization's services through the inclusion of printed brochures, newsletters, website address and sample content, annual reports, and other materials that demonstrate services. Cluster 2 applicants will be expected to demonstrate more extensive services than Cluster 1; this is accomplished through the narrative portion of the application. Potential new organizations to the program are eligible to apply for designation only during the first year of each application cycle.

3. Cluster 3 organizations are those with a last completed fiscal year's operating budget of \$150,001 or more. In addition to the basic eligibility requirements, as detailed in subsection (5), the applicant must also provide: a narrative description of its annual services that details ongoing statewide planning and assessment, promotion of the constituency including state service organization's membership, dissemination of topical information, representation of the constituency served, educational and lifelong learning benefits, networking opportunities, and initiatives in support of the Division's mission; a board-approved mission statement; a long-range strategic plan; and documentation of the organization's services through the inclusion of printed brochures, newsletters, website address and sample content, annual reports, and other materials that demonstrate services. Cluster 3 applicants will be expected to demonstrate more extensive services than Cluster 2; this is done through the narrative portion of the application. Potential new organizations to the program are eligible to apply for designation only during the first year of each application cycle.

4. Designation Review Process: With the submission of required materials, the applicant will be assigned an application number. The Division will review each application and determine whether the information is complete and in compliance with eligibility requirements. Staff will then make designation and funding recommendations to the Florida Arts Council based on the eligibility requirements listed for each cluster. All applicants will be notified in writing of their eligibility status. The list of eligible applications and recommended funding will be presented to the Florida Arts Council for their approval and recommendation to the Secretary of State.

5. Funding: Designated state service organizations will receive annual funding, subject to appropriation, for a three-year review cycle. Organizations are clustered by size of budget and scope of programming into the three cluster levels described above. Upon designation, Cluster 1 organizations will receive a \$5,000 award minimum; organizations in

Clusters 2 and 3 will each receive an equal amount of funding within the total available budget with Cluster 3 receiving a higher amount than Cluster 2.

(9) through (21) No change.

Specific Authority 255.043(4), 265.284(5)(d), 265.285(1)(c), 265.286(1)(4)(6), 265.286(2)(b)(d), 265.286(6), 265.51, 265.605(1), 2265.608, 265.609, 265.701(4), 265.702(8) FS. Law Implemented 215.97, 255.043, 265.284, 265.285, 265.286, 265.286(1), 265.286(5), 265.51-56, 265.601-603, 265.605-606, 265.608, 265.609, 265.701, 265.702, 286.011, 286.012, 286.25 FS. History—New 11-23-82, Formerly IT-1.01, Amended 10-1-96, 2-2-97, 6-2-97, 7-17-97, 9-10-97, 1-4-98, 7-26-98, 8-2-98, 10-5-98, 10-25-98, 8-17-99, 8-1-02, 12-29-02, 10-14-03(17), 10-14-03(20), 11-16-03, 2-2-05, 5-16-05, 6-21-05.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dana DeMartino, Division of Cultural Affairs

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dr. Gaylen Phillips, Division of Cultural Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 26, 2005

DATE PROPOSED RULE DEVELOPMENT NOTICE PUBLISHED IN FAW: August 12, 2005

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE TITLE: Material Terms in Advertisements
PURPOSE AND EFFECT: The purpose and effect of Rule 5J-14.001, F.A.C., is to define what material terms shall be required in any advertising copy for game promotion rules and regulations.

RULE NO.: 5J-14.001

SUMMARY: Rule 5J-14.001, F.A.C., sets material terms for game promotion rules and regulations to be used in advertising.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Regulatory Cost was 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: 849.094(8), 570.07(23) FS.

LAW IMPLEMENTED: 849.094(3) FS.

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

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

PLACE: Department of Agriculture and Consumer Services, Division of Consumer Services, Terry L. Rhodes Building, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dee Keck, Regulatory Program Administrator, Division of Consumer Services, Terry L. Rhodes Building, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3679

THE FULL TEXT OF THE PROPOSED RULE IS:

5J-14.001 Material Terms in Advertisements.

For purposes of Section 849.094(3), Florida Statutes, any advertising copy shall include the following material terms in the game promotion's rules and regulations:

(1) Name of the operator and game promotion;

(2) That no purchase is necessary to enter or play the game promotion;

(3) Start and end dates for entering the game promotion, consistent with the official full rules and regulations, including exact times if applicable;

(4) Who is eligible or not eligible to participate in the game promotion, with respect to age or geographic location;

(5) Disclosure of where the game promotion is void.

Specific Authority 849.094(8), 570.07(23) FS. Law Implemented 849.094(3) FS. History—New _____

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dee Keck, Regulatory Program Administrator, Division of Consumer Services, Department of Agriculture and Consumer Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: James R. Kelly, Director, Division of Consumer Services, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 26, 2005

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

RULE TITLE: Reimbursement Contract
RULE NO.: 19-8.010

PURPOSE AND EFFECT: To discuss proposed amendments to Rule 19-8.010, F.A.C. and to the incorporated form, FHCF 2005-K, Reimbursement Contract.

SUMMARY: The proposed amendments to this rule (and the form incorporated therein) will reflect the changes in retentions pursuant to CS/SB 1486 which became law on June 1, 2005. These changes are already the subject of an emergency rule, Rule 19ER05-1, filed and effective on June 1, 2005.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The Board has prepared a statement and found the cost to be minimal.

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: 215.555(3) FS.

LAW IMPLEMENTED: 215.555(2),(3),(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jack E. Nicholson, Senior FHCF Officer, State Board of Administration, P. O. Box 13300, Tallahassee, Florida 32317-3300, (850)413-1340

THE FULL TEXT OF THE PROPOSED RULE IS:

19-8.010 Reimbursement Contract.

(1) through (10) No change.

(11) The reimbursement contract for the 2005-2006 contract year required by Section 215.555(4), F.S., which is called Form FHCF-2005K – “Reimbursement Contract” or “Contract” between (name of insurer) (the “Company”)/NAIC # () and The State Board of Administration of the State of Florida (“SBA”) which Administers the Florida Hurricane Catastrophe Fund (“FHCF”), is hereby adopted and incorporated by reference into this rule. This contract is effective from June 1, 2005 through May 31, 2006. Addendum No. 1 to the 2005-2006 Reimbursement Contract, which is called Form FHCF-2005K-1, “Reimbursement Contract (Contract) between (name of insurer) (the Company)/NAIC # () and the State Board of Administration of the State of Florida (SBA) which Administers the Florida Hurricane Catastrophe Fund (FHCF)”, rev. 6/05, is hereby adopted and incorporated by reference into this rule.

(12) No change.

Specific Authority 215.555(3) FS. Law Implemented 215.555 FS. History—New 5-31-94, Amended 8-29-95, 5-19-96, 6-19-97, 5-28-98, 5-17-99, 9-13-99, 6-19-00, 6-3-01, 6-2-02, 11-12-02, 5-13-03, 5-19-04, 8-29-04, 5-29-05,

NAME PERSON ORIGINATING PROPOSED RULE: Jack E. Nicholson, Senior FHCF Officer, State Board of Administration

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: The Trustees of the State Board of Administration of Florida

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 7, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 17, 2005, Vol. 31, No. 24

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Standards for Processed
 RULE CHAPTER NO.: 20-64

Citrus Products
 RULE TITLE: Florida Quality Systems Certification Program
 for Finished Product Inspection
 RULE NO.: 20-64.025

PURPOSE AND EFFECT: New rule to be effective October 1, 2005, prescribing the Florida Quality Systems Certification Program for Finished Product allowing approved Florida citrus processors to qualify for an additional alternative audit-based inspection process.

SUMMARY: Provides Florida citrus processors an additional alternative audit-based inspection process in order to bring down the cost of finished product inspection.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No formal Statement of Regulatory Cost has been prepared, however the Agency received testimony at its public workshop estimating substantial savings to processors are anticipated.

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: 601.10(1),(7), 601.11 FS.

LAW IMPLEMENTED: 601.10(7), 601.24, 601.27, 601.49, 601.51 FS.

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

TIME AND DATE: 9:00 a.m., July 20, 2005

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-64.025 Florida Quality Systems Certification Program for Finished Product Inspection.

(1) Effective December 15, 2005, the Florida Department of Agriculture and Consumer Services, Division of Fruit and Vegetables may approve registered citrus processing plants that apply and agree to comply with and qualify to operate under the terms of the Florida Quality Systems Certification Program (FOSC Program). The terms of such program are prescribed in the Florida Quality Systems Certification Program “Program

Description and Guidelines” published by the Florida Department of Agriculture and Consumer Services, dated xx-yy-zz, incorporated herein by reference, and any rules or procedures adopted by Florida Department of Agriculture and Consumer Services. Plant personnel designated in accordance with such FQSC Program may, at his or her particular certified plant location, perform all inspection and grading activities outlined in the FQSC Program. For purposes of the FQSC Program and any rules or procedures implementing the FQSC Program, such plant personnel are deemed to be duly authorized inspectors of the Florida Department of Agriculture and Consumer Services.

(2) The Florida Quality Certification Program authorized by this rule shall be applicable to finished product inspection only, and is expressly not applicable to:

- (a) Inspection of fruit for maturity; and
(b) Inspection of imported product.

Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.10(7), 601.24, 601.27, 601.49, 601.51 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kenneth O. Keck, General Counsel
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth O. Keck, General Counsel
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 10, 2005

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Designating Grade on Container, Registration of Labels for Grade, and Notice of Labeling – Processed Products
RULE CHAPTER NO.: 20-70

RULE TITLE: Notice Required
RULE NO.: 20-70.006

PURPOSE AND EFFECT: Amendment exempting participants in the Florida Quality Systems Certification Program from the rule requiring notice.

SUMMARY: Exempting participants in the Florida Quality Systems Certification Program from the rule requiring notice.

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

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

SPECIFIC AUTHORITY: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.11, 601.48 FS.

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

TIME AND DATE: 9:00 a.m., July 20, 2005

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-70.006 Notice Required.

Effective December 15, 2005, except for approved plants which operate under the Florida Quality Systems Certification Program, pursuant to Rule 20-64.025, F.A.C., and any rules or procedures adopted by the Florida Department of Agriculture and Consumer Services, every citrus processor shall advise the inspector on duty, or the Division of Fruit and Vegetable Inspection, at least 24 hours in advance of labeling lots of unlabeled merchandise that has been inspected and graded into Grade B, Grade C, or Substandard classification.

Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.11, 601.48 FS. History—Formerly 105-1.26, Revised 1-1-75, Formerly 20-70.06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kenneth O. Keck, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth O. Keck, General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 10, 2005

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Manifests for Processed Products
RULE CHAPTER NO.: 20-71

RULE TITLE: Manifest Requirements and Statements for Transports of Processed Citrus Products
RULE NO.: 20-71.006

PURPOSE AND EFFECT: Amendment exempting participants in the Florida Quality Systems Certification Program from the rule requiring notice.

SUMMARY: Exempting participants in the Florida Quality Systems Certification Program from the rule requiring notice.

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

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

SPECIFIC AUTHORITY: 601.10(1),(7), 601.11, 601.49, 601.51 FS.

LAW IMPLEMENTED: 601.10(7), 601.11, 601.49, 601.52 FS.

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

TIME AND DATE: 9:00 a.m., July 20, 2005

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-71.006 Manifest Requirements and Statements for Transports of Processed Citrus Products.

With the exception of bulk citrus product shipments as specified in Rule 20-72.009, F.A.C., every shipper of processed citrus products shall deliver to the inspector a copy of the loading manifest for each shipment, which shall indicate:

(1) through (5) No change.

(6) Effective December 15, 2005, approved processing plants under the Florida Quality Systems Certification Program authorized by Rule 20-64.025, F.A.C., and any rules or procedures adopted by Florida Department of Agriculture and Consumer Services shall maintain manifests for purposes of audit under that program.

Specific Authority 601.10(1),(7), 601.11, 601.49, 601.51 FS. Law Implemented 601.10(7), 601.11, 601.49, 601.52 FS. History--New 4-26-01, Amended 1-1-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kenneth O. Keck, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth O. Keck, General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 10, 2005

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Certificate of Grade Inspection – Processed Products
RULE CHAPTER NO.: 20-72

RULE TITLE: Hours of Inspection
RULE NO.: 20-72.006

PURPOSE AND EFFECT: Amendment incorporating the Florida Quality Systems Certification Program for Finished Product in the rule governing hours of inspection.

SUMMARY: Incorporating the Florida Quality Systems Certification Program for Finished Product in the rule governing hours of inspection.

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

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

SPECIFIC AUTHORITY: 601.10(1),(7) FS.

LAW IMPLEMENTED: 601.02(4),(5), 601.10(7), 601.27, 601.31 FS.

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

TIME AND DATE: 9:00 a.m., July 20, 2005

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148.

THE FULL TEXT OF THE PROPOSED RULE IS:

20-72.006 Hours of Inspection.

Inspection service for processed citrus products shall be made available by the Department of Agriculture and Consumer Services upon request of the processor, without regard to the limitation of hours applying in the case of fresh citrus fruits. Effective December 15, 2005, with the exception of approved plants which operate under the Florida Quality Systems Certification Program pursuant to Rule 20-64.025, F.A.C., and any rules or procedures adopted by the Florida Department of Agriculture and Consumer Services, no citrus fruits or products shall be processed except in the presence of an inspector, or with his previous consent.

Specific Authority 601.10(1),(7) FS. Law Implemented 601.02(4),(5), 601.10(7), 601.27, 601.31 FS. History--Formerly 105-1.22(3), Revised 1-1-75, Formerly 20-72.06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kenneth O. Keck, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth O. Keck, General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 10, 2005

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Certificate of Grade Inspection – Processed Products
 RULE CHAPTER NO.: 20-72

RULE TITLE: Form of Certificate of Grade Inspection
 RULE NO.: 20-72.008

PURPOSE AND EFFECT: Amendment clarifying Department of Agriculture.

SUMMARY: Amendment clarifying Department of Agriculture.

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

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

SPECIFIC AUTHORITY: 601.10(1), 601.9901 FS.

LAW IMPLEMENTED: 601.9901 FS.

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

TIME AND DATE: 9:00 a.m., July 20, 2005

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-72.008 Form of Certificate of Grade Inspection.

Certificates of grade inspection for certifying the grade of processed citrus products for which state standards have been established by the Department of Citrus, shall be in the form as prescribed by the Department of Agriculture and Consumer Services, or its agents.

Specific Authority 601.10(1), 601.9901 FS. Law Implemented 601.9901 FS. History—Formerly 105-1.22(4), Revised 1-1-75, Formerly 20-72.08, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kenneth O. Keck, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth O. Keck, General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 10, 2005

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Certificate of Grade Inspection – Processed Products
 RULE CHAPTER NO.: 20-72

RULE TITLE: Issuance of Certificates Under FQSC Program
 RULE NO.: 20-72.010

PURPOSE AND EFFECT: New rule prescribing the issuance of certificates under the Florida Quality Systems Certification Program.

SUMMARY: Prescribing the issuance of certificates under the Florida Quality Systems Certification Program.

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

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

SPECIFIC AUTHORITY: 601.10(1),(7), 601.11 FS.

LAW IMPLEMENTED: 601.27 FS,

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

TIME AND DATE: 9:00 a.m., July 20, 2005

PLACE: Department of Citrus Building, 1115 East Memorial Boulevard, Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE FULL TEXT OF THE PROPOSED RULE IS:

20-72.010 Issuance of Certificates Under FQSC Program. Effective December 15, 2005, certificates of inspection and certificates of grade issued at approved FQSC Program plants must be issued pursuant to the terms of the Florida Quality Systems Certification Program “Program Description and Guidelines” published by the Florida Department of Agriculture and Consumer Services, dated xx-yy-zz, incorporated herein by reference under the terms of Rule 20-64.025, F.A.C., and any rules or procedures adopted by Florida Department of Agriculture and Consumer Services, and shall be on forms prescribed by the Florida Department of Agriculture and Consumer Services.

Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.27 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kenneth O. Keck, General Counsel
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Kenneth O. Keck, General Counsel
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: March 16, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: June 10, 2005

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Medicaid Certified School Match Program
RULE NO.: 59G-4.035

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the revised Florida Medicaid Certified School Match Coverage and Limitations Handbook, January 2005. The revised handbook contains new speech therapy policy, fee schedule changes, and service reimbursement policy changes. The effect will be to incorporate by reference in the rule the revised Florida Medicaid Certified School Match Coverage and Limitations Handbook, January 2005.

SUMMARY: The purpose of this rule amendment is to incorporate by reference the revised Florida Medicaid Certified School Match Coverage and Limitations Handbook, January 2005. The effect will be to incorporate by reference in the rule the revised Florida Medicaid Certified School Match Coverage and Limitations Handbook, January 2005.

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

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 1011.70, 409.905, 409.906, 409.9071, 409.908, 409.9122, 409.9126 FS.

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

TIME AND DATE: 10:00 a.m., Monday, October 24, 2005

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Conference Room B, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Deb Vine, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7307

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.035 Medicaid Certified School Match Program.

(1) This rule applies to all school districts enrolled in the Medicaid certified school match program, as described in Section 409.9071, F.S.

(2) All school district providers enrolled in Medicaid under the certified school match program must be in compliance with the Florida Medicaid Certified School Match Program Coverage and Limitations Handbook, January 2005 ~~October 2003~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.9071, 409.908, 409.9122, 409.9126, 1011.70 FS. History—New 4-9-98, Amended 11-23-99, 5-27-01, 10-31-02, 10-28-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Deb Vine

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

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 13, 2005

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Citation Authority
RULE NO.: 61J1-8.001

PURPOSE AND EFFECT: Update what violations may be disposed of by fines.

SUMMARY: The Florida Real Estate Appraisal Board needs to revise its list of violations that may be resolved by the issuance of citations. The Board also needs to update the citations in Rule 61J1-8.001, F.A.C., by changing statute and rule cites to comply with current statutes and rules.

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: 475.614 FS.

LAW IMPLEMENTED: 455.224, 455.275 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: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-8.001 Citation Authority.

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

(2)(a)5.a. Failing to register the name of the trainee supervising appraiser as required by Section 475.622(1), F.S. in subsection 61J1-7.007(1), F.A.C. \$500.00

b. Failing to register the name of the supervisory appraiser as required by Section 475.622(1), F.S. \$500.00

6.a. Failing to notify the department of the termination of the relationship with the supervising appraiser as required by Section 475.622(1), F.S. in subsection 61J1-7.007(1), F.A.C. \$300.00

b. Failing Section 475.624(18), F.S., and Rule 61J1-7.004, F.A.C. has failed to timely notify the department of any change in business location, or has failed to fully disclose all business location from which he operates as an appraiser as required by Section 475.624(18), F.S., and Rule 61J1-7.004, F.A.C. \$300.00

7. Failing to sign a certification pursuant to Section 475.624(14), F.S. \$300.00

8. Failing to state reporting options as required by Section 475.624(14), F.S. \$300.00

(3) through (5) No change.

Specific Authority 475.614 FS. Law Implemented 455.224, 455.275 FS. History—New 12-4-91, Amended 4-21-92, Formerly 21VV-8.001, Amended 8-8-93, 5-14-95, 3-26-96, 7-23-96, 7-10-97, 11-11-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Real Estate Appraisal Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 27, 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

Division of Medical Quality Assurance Boards

RULE TITLE: Biennial Licensing RULE NO.: 64B-9.001

PURPOSE AND EFFECT: To update the existing rule text.

SUMMARY: The rule is amended to include Certified Nursing Assistants in the renewal schedule with an odd year expiration date of December 31st.

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

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

SPECIFIC AUTHORITY: 456.004(1) FS.

LAW IMPLEMENTED: 456.004(1) 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: Stephanie Duhart, OMC Manager, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C10, Tallahassee, Florida 32399-3260

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-9.001 Biennial Licensing.

(1) through (3) No change.

(4) The schedule for biennial license renewal for each respective profession shall be as follows:

	EVEN YEARS	ODD YEARS
Acupuncturists	February 28	
Athletic Trainers	September 30	
Certified Master Social Workers		March 31
<u>Certified Nursing Assistants</u>		<u>December 31</u>
Chiropractic Physicians and Assistants	March 31	
Clinical Laboratory Personnel	August 31	
Clinical Social Workers		March 31
Consultant Pharmacists	December 31	
Dental Hygienists	February 28	
Dental Laboratories	February 28	
Dentists	February 28	
Dietitians/Nutritionists		May 31
Dispensing Opticians	December 31	
Electrologists	May 31	
Electrolysis Facilities	May 31	
Hearing Aid Specialists		February 28
Marriage and Family Therapists		March 31
Massage Therapists		August 31
Massage Establishments		August 31

Medical Doctors (Group I)	January 31	
Medical Doctors (Group II)		January 31
Medical Doctors – Public Psychiatry/Health Certificate	January 31	
Medical Doctors – Limited License	January 31	
Medical Doctors – Area of Critical Need	January 31	
Medical Physicists		January 31
Mental Health Counselors		March 31
Midwives		December 31
Naturopathic Physicians	September 30	
Nuclear Pharmacists	February 28	
Nurses Group I: Registered and Advanced Registered Nurse Practitioners	April 30	
Group II: Registered and Advanced Registered Nurse Practitioners	July 31	
Group III: Registered and Advanced Registered Nurse Practitioners		April 30
Licensed Practical Nurses		July 31
Nursing Home Administrators	September 30	
Occupational Therapists and Assistants		February 28
Optometrists		February 28
Optometrist Branch Offices		February 28
Orthotists & Prosthetists		November 30
Osteopathic Physicians	March 31	
Pharmacies		February 28
Pharmacists		September 30
Physical Therapists and Assistants		November 30
Physician Assistants	January 31	
Podiatric Physicians	March 31	
Psychologists	May 31	
Respiratory Care Practitioners		May 31
Respiratory Therapists		May 31
School Psychologists		November 30
Speech Language Pathologists/ Audiologists and Assistants		December 31

EXTENSION OF BIENNIAL LICENSURE PERIODS –
When a current biennial licensure period for a profession is extended for a period longer than two years to conform to the above schedule of biennial periods, the biennial licensure fee for the profession shall be increased pro-rata to cover the additional extended period. The increased licensure fee shall be based on the biennial licensure fee established by the board. The amended licensure period and the pro-rated renewal fee shall be implemented for the purpose of restructuring the Department’s renewal schedule.

(5) No change.

Specific Authority 456.004(1) FS. Law Implemented 456.004(1) FS. History–
New 11-5-00, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Stephanie Duhart
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Amy Jones
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: August 10, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: August 26, 2005

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLES:	RULE NOS.:
Patient Records; Transfer or Death of Licensed Practitioner	64B13-3.003
Minimum Equipment Requirements	64B13-3.004
Standards of Practice	64B13-3.010
Performance of Delegated Tasks by Non-Licensed Personnel	64B13-3.015

PURPOSE AND EFFECT: Rule 64B13-3.003, F.A.C. – To specify in this rule that the required signature of the licensed practitioner must be legible in making entries for each patient encounter; Rule 64B13-3.004, F.A.C. – To add an alternative to acceptable equipment; Rule 64B13-3.010, F.A.C. – To update the existing language in this rule and delete unnecessary language; Rule 64B13-3.015, F.A.C. – To update the existing language in this rule.

SUMMARY: Rule 64B13-3.003, F.A.C. – It is specified that the required signature of the licensed practitioner must be legible in making entries for each patient encounter; Rule 64B13-3.004, F.A.C. – An alternative to acceptable equipment is added; Rule 64B13-3.010, F.A.C. – The existing language in this rule is updated and unnecessary language is deleted; Rule 64B13-3.015, F.A.C. – The existing language in this rule is updated.

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: 456.058, 463.005(1) FS.

LAW IMPLEMENTED: 456.057, 456.058, 463.005(1), 463.009, 463.0135(1), 463.016(1) 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, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULES IS:

64B13-3.003 Patient Records; Transfer or Death of Licensed Practitioner.

(1) A licensed practitioner shall maintain full and independent responsibility and control over all records relating to his or her patients and his or her optometric practice. The licensed practitioner must legibly sign the entry for each patient encounter. All such records shall remain confidential except as otherwise provided by law and shall be maintained by the licensed practitioner in compliance with Rule 64B13-3.001, F.A.C. For the purposes of this rule, "maintain full and independent responsibility and control" means that the records shall be maintained in the licensed practitioner's office or solely in the possession of the licensed practitioner, and that the licensed practitioner shall not share, delegate, or relinquish either possession of the records or his or her responsibility or control over those records with or to any entity which is not itself a licensed practitioner.

(2) through (7) No change.

Specific Authority 456.058, 463.005(1)(a),(d) FS. Law Implemented 456.057, 456.058, 463.005(1)(a),(d) FS. History--New 11-13-79, Amended 12-19-84, 4-8-85, Formerly 21Q-3.03, Amended 12-16-86, 7-11-88, Formerly 21Q-3.003, 61F8-3.003, Amended 2-14-96, Formerly 59V-3.003, Amended 3-29-98, 4-3-00, 1-2-02, _____.

64B13-3.004 Minimum Equipment Requirements.

The following shall constitute the minimum equipment which a licensed practitioner must possess in each office in which he engages in the practice of optometry:

(1) through (3) No change.

(4) Ophthalmometer, ~~or~~ keratometer or corneal topographer;

(5) through (8) No change.

Specific Authority 463.005(1) FS. Law Implemented 463.005(1)(b) FS. History--New 11-13-79, Formerly 21Q-3.04, Amended 12-16-86, 7-11-88, Formerly 21Q-3.004, 61F8-3.004, 59V-3.004, Amended _____.

64B13-3.010 Standards of Practice for ~~Licensed~~ Optometrists.

(1) through (3) No change.

(4) Certified optometrists employing the topical ocular pharmaceuticals listed in subsection 64B13-18.002(9), F.A.C., Anti-Glaucoma Agents, shall comply with the following:

(a) through (b) No change.

(c) The certified optometrist shall have available, and be proficient in the use of, the following instrumentation ~~or procedure is~~:

1. through 6. No change.

(5) through (8) No change.

Specific Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0135(1), 463.016(1) FS. History--New 9-16-80, Amended 12-20-82, Formerly 21Q-3.10, Amended 7-11-88, 6-18-92, 1-28-93, Formerly 21Q-3.010, Amended 3-16-94, Formerly 61F8-3.010, Amended 8-24-94, 9-21-94, 2-13-95, 12-31-95, Formerly 59V-3.010, Amended 6-15-00, 2-7-01, _____.

64B13-3.015 Performance of Delegated Tasks by Non-Licensed Personnel.

(1) No change.

(2) Non-licensed personnel, who need not be employees of the licensed practitioner, may perform ministerial duties, tasks and functions assigned to them by and performed under the general supervision of a licensed practitioner, including obtaining information from patients ~~customers~~ for the purpose of making appointments for the licensed practitioner. Tasks and functions that may be performed shall include, but not be limited to, delivery of eyeglasses, selection of frames, adjustment of frames, and instruction for the insertion, removal and care of contact lenses. However, to ensure patient confidentiality of examination records in accordance with Section 456.057(5), Florida Statutes, a non-employee shall not be allowed to perform any task or function which would require or give them access to patient records or examination reports of any person without prior written authorization of that patient.

(3) through (4) No change.

Specific Authority 463.005(1) FS. Law Implemented 463.009 FS. History--New 10-23-88, Formerly 21Q-3.015, 61F8-3.015, 59V-3.015, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 19, 2005

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLE: Manner of Application
RULE NO.: 64B13-4.004

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

SUMMARY: The existing language in this rule is updated.
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: 456.033, 463.006(1)(b),(2) FS.
LAW IMPLEMENTED: 456.013(7), 456.033, 463.006(1)(b),(2) 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2005
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 19, 2005

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-4.004 Manner of Application.

(1) Any person desiring to be a licensed practitioner shall apply to the department to take the licensure examination. The board will determine if an applicant qualifies for examination. The board will approve each applicant who:

- (a) No change.
- (b) Submits satisfactory proof that the applicant ~~he~~:
 1. through 2. No change.

3. Has graduated from a school or college of optometry approved by the board which has been accredited by the Accreditation Council on Optometric Education ~~of the American Optometric Association~~ (ACO) and which remains accredited by ACO. Provisional status accreditation shall meet the requirements of accreditation as used in this rule.

- 4. through 5. No change.

(2) All applications for examination shall be made on the form titled "Application for Optometry Examination" number DPR-OPA-0001 effective 4/8/92, which is hereby incorporated by reference and can be obtained from the board office. All applications for examination shall include the application fee as specified in subsection 64B13-6.001(9), F.A.C., the examination fee as specified in subsection 64B13-6.001(1), F.A.C., and the initial licensure fee as specified in subsection 64B13-6.001(2) or (3), F.A.C. No application shall be deemed complete which does not set forth all the information required by said forms and which fails to include all fees as set forth in this rule. Applications for licensure must be received by the Department at least 60 days prior to the examination.

(3) ~~As of July 1, 1989;~~ Each applicant for examination must complete an educational course on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) approved by the Board of Optometry. To be Board approved an educational course on HIV/AIDS must:

- (a) through (c) No change.
- (4) through (5) No change.

Specific Authority 456.033, 463.006(1)(b),(2) FS. Law Implemented 456.013(7), 456.033, 463.006(1)(b),(2) FS. History—New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, 5-29-95, Formerly 59V-4.004, Amended 7-15-02, 11-3-03,

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLE: Criteria for Approval
 RULE NO.: 64B13-5.002

PURPOSE AND EFFECT: The Board proposes to clarify the continuing education requirements.

SUMMARY: The continuing education requirements in this rule are clarified.

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: 463.005(1) FS.

LAW IMPLEMENTED: 463.007(4) 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-5.002 Criteria for Approval.

- (1) No change.
- (2) A non-transcript quality continuing education program that satisfies the following criteria or course content shall be approved upon presentation of the information specified in subsection (4) below:

- (a) through (g) No change.

(3) A transcript-quality course that satisfies the following requirements, in addition to the criteria or course content in subsection (2) above, shall be approved upon presentation of the information specified below as well as the information specified in subsection (4) below:

- (a) through (b) No change.

(c) The course must be taught by instructors approved by the Board. Faculty members that instruct regular courses for the sponsoring school or equivalent ~~or~~ educational entity will automatically be approved. Instructors not fitting into this category must be approved by the Board.

- (d) through (e) No change.

(4) To obtain Board approval, the following information must be provided by the program or course provider or by a licensed practitioner who attended the course:

(a) through (g) No change.

(h) Notwithstanding paragraphs ~~(3)~~(a)-(c) above, if the program is non-transcript quality and has been previously approved by the Council on Optometric Practitioner Education (COPE), or by any other recognized optometric organization that sponsors optometric education utilizing the criteria set forth in subsection (2) above, the Board shall approve the program upon submission of the approved course number issued by COPE or other recognized optometric organization and in compliance with paragraph (g) above.

(5) through (6) No change.

Specific Authority 463.005(1) FS. Law Implemented 463.007(4) FS. History—New 11-13-79, Formerly 21Q-5.02, Amended 12-16-86, 12-11-88, 7-10-91, 10-28-92, Formerly 21Q-5.002, 61F8-5.002, Amended 11-29-94, 7-5-95, 8-18-96, Formerly 59V-5.002, Amended 3-21-00, 5-8-02, 8-19-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Optometry
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 19, 2005

DEPARTMENT OF HEALTH

Board of Optometry

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

PURPOSE AND EFFECT: The Board proposes to add a “retired-status fee” to this rule in accordance with 2005 statutory amendments.

SUMMARY: A “retired-status fee” is added to this rule in accordance with 2005 statutory amendments.

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

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

SPECIFIC AUTHORITY: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-6.001 Fees.

The following fees are prescribed by the Board:

(1) through (16) No change.

(17) The retired-status fee is \$50.00.

Specific Authority 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS. Law Implemented 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 FS. History—New 12-13-79, Amended 2-14-82, 8-18-82, 12-2-82, 5-6-84, 7-29-85, Formerly 21Q-6.01, Amended 11-20-86, 7-21-88, 2-5-90, 5-29-90, 7-10-91, 4-14-92, 7-1-93, Formerly 21Q-6.001, Amended 1-24-94, Formerly 61F8-6.001, Amended 12-22-94, 2-13-95, 4-5-95, 5-29-95, 12-31-95, Formerly 59V-6.001, Amended 12-24-97, 3-21-00, 11-18-01, 5-9-02, 9-10-02, 7-3-03, 10-30-03, 8-29-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Optometry
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 19, 2005

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLE: Citations
RULE NO.: 64B13-15.009

PURPOSE AND EFFECT: The Board proposes to delete irrelevant term in this rule.

SUMMARY: Irrelevant term is deleted.

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: 456.077, 463.005 FS.

LAW IMPLEMENTED: 456.077 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-15.009 Citations.

(1) Definitions.

(a) No change.

(b) "Subject" means the licensee, ~~trainee~~, or applicant alleged to have committed a violation designated in this rule.

(2) through (5) No change.

Specific Authority 456.077, 463.005 FS. Law Implemented 456.077 FS. History—New 1-1-92, Formerly 21Q-15.009, 61F8-15.009, 59V-15.009, Amended 3-21-00, 4-17-01, 12-26-01, 5-1-02, 7-15-02, 6-13-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 19, 2005

DEPARTMENT OF HEALTH

Board of Optometry

RULE TITLE: Requirements and Restrictions for Mobile Branch Offices
RULE NO.: 64B13-16.003

PURPOSE AND EFFECT: The Board proposes to clarify the requirements for mobile branch offices.

SUMMARY: The requirements in this rule for mobile branch offices are clarified.

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: 463.005(1)(a) FS.

LAW IMPLEMENTED: 463.001, 463.011 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-16.003 Requirements and Restrictions for Mobile Branch Offices.

Each licensed practitioner or certified optometrist using a mobile operation to practice optometry shall:

(1) through (6) No change.

(7) Meet all the requirements of Sections 463.0135 and 463.014, Florida Statutes, and Rule Chapter 64B13-3, Florida Administrative Code.

Specific Authority 463.005(1)(a) FS. Law Implemented 463.001, 463.011 FS. History—New 5-29-90, Formerly 21Q-16.003, 61F8-16.003, 59V-16.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 19, 2005

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

DEPARTMENT OF REVENUE

RULE NO.: 12A-19.072
RULE TITLE: Certification of Service Address Databases
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to proposed new Rule 12A-19.071, F.A.C., published in the July 22, 2005, issue of the Florida Administrative Weekly, Vol. 31, No. 29, pp. 2586-2597.

In response to written comments received from Ms. Sharon Fox, City of Tampa, regarding the changes to paragraph (a) of subsection (2) of Rule 12A-19.072, F.A.C., as published in the September 16, 2005, issue of the Florida Administrative Weekly, that paragraph has been changed, so that, when adopted, that paragraph will read as follows:

(b) Local taxing jurisdictions must submit information requesting changes to the Address/Jurisdiction Database electronically following the on-line Guide for Address Change Requests (R. 08/26/05, hereby incorporated by reference). Only local taxing jurisdictions that are registered users of the Department's electronic change submission process can access the Guide for Address Change Requests. Authorized local jurisdictions may access the login screen for registered users at <http://geotax.state.fl.us/dorPubIdx.jsp>. Local taxing jurisdictions that do not have access to computers with Internet access should contact the Department to request authorization to submit changes through alternative electronic media. The information must also be submitted on Form DR-700022, Local Communications Services Tax Notification of Jurisdiction Change (incorporated by reference in Rule 12A-19.100, F.A.C.).

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

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

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 15, April 15, 2005, and Vol. 31, No. 31, August 5, 2005 Florida Administrative Weekly, has been withdrawn.

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

Division of Children's Medical Services

RULE NO.: 64C-4.003
 RULE TITLE: CMS Cardiac Facilities Diagnostic and Treatment Facilities or Services – Specific
 NOTICE OF RULE CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 30, No. 29, July, 16, 2004, issue of the Florida Administrative Weekly. The changes are in response to comments received from two public hearings, a challenge to the proposed rule and comments from the Joint Administrative Procedures Committee. The rule shall now read as follows:

CMS approved cardiac facilities must comply with the CMS Cardiac Facilities Standards, September 2005, which are incorporated herein by reference and available from CMS Headquarters, 4052 Bald Cypress Way, Bin #A06, Tallahassee, FL 32399-1707.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tobi Goodman, Government Analyst II, CMS Network Operations Bureau

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-1.205
 RULE TITLE: Eligibility Determination Process
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 16, April 22, 2005, Florida Administrative Weekly has been withdrawn.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NOS.: 69O-149.0025, 69O-149.003
 RULE TITLES: Definitions, Rate Filing Procedures
 NOTICE OF PUBLIC HEARING

The Financial Services Commission announces a public hearing to which all persons are invited:

DATE AND TIME: October 25, 2005, 9:00 a.m., during a regular meeting of the Financial Services Commission.

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

SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rules 69O-149.0025 and 69O-149.003, F.A.C., published on July 15, 2005, in Vol. 31, No. 28, Florida Administrative Weekly. No notice of change has been published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting: Frank Dino, e-mail: frank.dino@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULES IS:

69O-149.0025 Definitions.

(1) through (22) No change.

(23) Stop-Loss Insurance: Coverage purchased by an entity, generally an employer, for the purpose of covering the entity's obligation for the excess cost of medical care provided under a self-insured health benefit plan. Stop-loss coverage issued to a small employer shall not be subject to the requirements of Section 627.6699, F.S. The For coverage shall to be considered as a health insurance policy, rather than as a stop-loss insurance policy if the policy, the following standards shall be met:

(a) If the coverage provides specific excess, Hhas an attachment point for claims incurred per individual which is lower than at least equal to \$20,000; or-

(b)1. For insured employer groups with fifty (50) or fewer covered employees, ~~if the coverage provides aggregate excess, has an aggregate attachment point which is lower than the greater of at least equal to:~~

- ~~i. \$4,000 times the number of employees;~~
- ~~ii. 120 percent of expected claims; or~~
- ~~iii. \$20,000; or ~~The greater of \$20,000 and 120 percent of expected claims for coverage issued to a small employer meeting the definition in Section 627.6699(3)(v), F.S., or~~~~

2. For insured employer groups with fifty-one (51) or more covered employees, ~~has an aggregate attachment point which is lower than 110 percent of expected claims for coverage issued to groups not meeting the definition of small employer.~~

3. Insurers shall determine the number of covered employees of an employer on a consistent basis (such as annually and at a uniform time).

(24) No change.

Specific Authority 624.308(1), 627.410(6)(b),(e) FS. Law Implemented 627.410(1),(2),(6), 627.411(1)(e) FS. History—New 6-19-03, Formerly 4-149.0025, Amended 5-18-04, _____.

69O-149.003 Rate Filing Procedures.

(1) through (5) No change.

(6)(a) The following tables shall apply to filings made pursuant to subsection (5) above.

(b) A company without fully credible data may, at its option, use an annual medical trend assumption not to exceed the values in the following tables for the medical trend assumption used in a complete filing made pursuant to paragraph 69O-149.003(2)(b), F.A.C., including the actuarial memorandum required by Rule 69O-149.006, F.A.C., without providing explicit trend justification.

(c) Use of an annual medical trend assumption exceeding the maximum medical trend in the following tables shall be filed pursuant to subparagraph 69O-149.006(3)(b)18., F.A.C.

(d) The maximum medical trend for medical expense coverage described in Section 627.6561(5)(a)2., F.S., is:

Category	Individual		Group	
	Without Rx	With Rx	Without Rx	With Rx
Major Medical	12% 15%	14% 16%	13.5% 15%	14.5% 16%
Health Maintenance Organizations	11.5% 14%	12.5% 15%	13.5% 15%	14.5% 16%

(e) The maximum medical trend for Medicare supplement coverage is:

Medicare supplement	5.5%	10%	5.5%	10%

Specific Authority 624.308(1), 624.424(1)(c), 624.424(1)(e), 627.410(6)(b), (e) FS. Law Implemented 119.07(1)(b), 624.307(1), 626.9541(1), 627.410 FS. History—New 7-1-85, Formerly 4-58.03, 4-58.003, Amended 8-23-93, 4-18-94, 8-22-95, 4-4-02, 10-27-02, 6-19-03, Formerly 4-149.003, Amended 5-18-04, _____.

Section IV Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: RULE NO.:

Physician Licensure in Florida Following 64B8ER05-3
Hurricane Katrina

SPECIFIC REASON FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Due to the recent hurricane disaster that has befallen the Southeastern United States, numerous physicians and their patients from hurricane affected areas have converged on the state of Florida seeking healthcare services in hospitals and other healthcare facilities. These physicians are seeking licensure in Florida in order to continue to care for their patients who, for the most part, have arrived without any medical records or any other documentation of their medical histories.

In order to avoid any adverse impact upon Florida residents and to assure that hurricane victims are provided appropriate healthcare services in a safe and efficient manner, the Florida Board of Medicine intends to waive subsections 64B8-4.009(3)-(6), F.A.C., by emergency rule. The proposed emergency rule will expedite the processing of licensure applications for the aforementioned physicians and will assure their ability, and that of Florida physicians, to treat hurricane affected patients within Florida in a manner that protects the health, safety and welfare of Floridians and others who have sought shelter and care within Florida during their time of need.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: Given that the licensure process may take up to 90 days from the date of receipt of a complete application and that hurricane victims are in immediate need of care that can be best provided by their physicians, the Board believes that there is an immediate need for this emergency rule.

In addition, the promulgation of this emergency rule is fair given the disastrous circumstances brought upon victims by Hurricane Katrina and the immediate need for hurricane affected physicians to obtain Florida licensure so they may serve those in need. This rule will in no way adversely affect Floridians, physicians or those seeking medical licensure in this state.

SUMMARY OF THE RULE: The emergency rule waives the provisions of subsections 64B8-4.009(3) through (6), F.A.C., with regard to transcripts and primary source verification, for those physicians affected by Hurricane Katrina, and who are seeking to care for their patients in the State of Florida.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B8ER05-3 Physician Licensure in Florida Following Hurricane Katrina.

(1) Any applicant for licensure in Florida who resided or practiced in areas adversely affected by Hurricane Katrina will not be required to strictly comply with the provisions of subsections 64B8-4.009(3) through (6), F.A.C., if they can demonstrate that their medical school and/or training program facility was damaged or destroyed by Hurricane Katrina or otherwise was adversely affected to such an extent that the facility is unable to provide the applicant or the Board office with the documentation required by subsections 64B8-4.009(3) through (6), F.A.C.

(2) In lieu of compliance with subsections 64B8-4.009(3) through (6), F.A.C., the Board shall accept verification of an applicant's medical education and training from the Federation Credentialing Verification Service.

(3) Upon licensure, the applicant shall have six (6) months to provide the Board office with the letters of recommendation required by subsection 64B8-4.009(3), F.A.C.

(4) Application fees for physicians in training shall be waived.

Specific Authority 458.309, 458.311, 458.313 FS. Law Implemented 458.311, 458.313 FS. History—New 9-8-05.

THIS RULE SHALL TAKE EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: September 8, 2005

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on August 17, 2005, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(2)(a), F.A.C., from Toastissimo located in Orlando. The above referenced Florida Administrative Code states "...public lodging and food service establishment shall be provided with adequate and conveniently located bathroom facilities for its employees and guests.... The Petitioner is requesting to use Lincoln Property Company bathroom facilities for patrons and employees and have seating for 66 people.

This variance was approved September 6, 2005 and is contingent upon the Petitioner ensuring the public restrooms are functional, have hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed sixty-six seats (66) inside and outside of the establishment. Approval is also contingent upon Petitioner notifying guests to the location of the bathroom facilities by directional signage. All provisos and plan review deficiencies shall be met prior to licensing. This variance is not transferable under any conditions. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

NOTICE IS HEREBY GIVEN that on August 23, 2005, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), F.A.C., from Sushi-Ko Express located in Ft. Lauderdale. The above referenced Florida Administrative Code states "...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to add an additional eight (8) seats for a total of eighteen (18) seats which exceeds the seating capacity with only one accessible bathroom facility accessible to customers.

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

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

NOTICE IS HEREBY GIVEN that on September 6, 2005, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraphs 61C-1.004(1)(d) and 61C-4.010(7)(d), F.A.C., from Dippin Dots Ice Cream located in St. Petersburg. The above referenced Florida Administrative Code states respectively that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C., and accessible bathroom facilities means within 300 feet of the establishment. Petitioner is requesting a variance to not have hard plumbing in their kiosk and use alternative methods for sewage disposal and use alternative bathroom facilities.

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

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

NOTICE IS HEREBY GIVEN that on August 8, 2005, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-4.0161(7)(a), F.A.C., from Dippin Dots (Busch Gardens) located in Tampa. The above referenced Florida Administrative Code states potentially hazardous food, which has been portioned for individual service at approved fixed food service establishments, may be served from an enclosed theme park food cart as long as the food is protected from contamination by way of enclosures... They are requesting to do open food service without the proper enclosures.

Approval is contingent upon Petitioner using a 5 gallon or greater potable water tank and utilizing a wastewater holding tank that is at least 15% larger than the potable water holding tank. Water and wastewater holding tanks are to be emptied at a minimum of twice a day as to not create a sanitary nuisance. Petitioner must adhere strictly to the following operating procedures: Supply for potable water tank must be from an approved source with written documentation provided; sanitize the fresh water tank and wastewater tank at least once every 24 hours by pouring 1/4 cup of bleach or other approved sanitizer in the sink drain. Petitioner must store the in-use utensils on a clean, sanitized dry surface, and those utensils are to be

washed, rinsed, sanitized and air-dried any time during the operation when contamination may have occurred or a minimum of every 4 hours or provide an adequate supply of spare scoops stored in an enclosed cabinet or container.

Approval is also contingent upon the food display to be protected from contamination by effective sneeze guards and self-closing sliding doors for the bulk food, pre-wrapped spoons shall be given to customers, single service items shall be stored in an enclosed cabinet or container, product containers shall be refilled at the Division approved commissary, and no cone service. Handwashing procedures are to be strictly adhered to as specified in the Federal Food and Drug Administration 2001 Food Code Section 2-301.14. Any violation of the variance is the equivalent of a violation of the rule and may result in a recession of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

NOTICE IS HEREBY GIVEN that on August 16, 2005, the Bureau of Elevator Safety received Petitions for Variance from Rule ANSI/ASME A17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., prohibiting elevators from opening directly into private residences from Tim Hawthorne of Otis Elevator Company. The request was for La Vista Del Sol Condominium in Daytona Beach (VW 2005-125).

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

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

NOTICE IS HEREBY GIVEN that on August 22, 2005, the Bureau of Elevator Safety received a Petition for Variance from Rules 101.1a (2), 101.1a (3), 101.6, 212.1, 212.9a, A.S.M.E. 17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., which require a machine room, steel ropes and non welded terminations, from Patricia Serley of Otis Elevator Company. The Petitioner is requesting a variance to allow the installation of Gen2™ elevator systems in the following location: La Belle Maison (Petition VW 2005-129).

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

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

NOTICE IS HEREBY GIVEN that on August 26, 2005, the Bureau of Elevator Safety received a Petition for Variance from Rule 211.3b, A.S.M.E. 17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., requiring heat detectors in the elevator lobby. The petition was received from Lee Rigby of Vertical Assessments, for the following location: Royal Cove Condominium in Naples, Florida (Petition VW 2005-131).

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

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

NOTICE IS HEREBY GIVEN that on September 6, 2005, the Bureau of Elevator Safety received a Petition for Variance from Rules 100.3a, 101.6, 206.5a, 208.2a, 208.2b, and 212.1, A.S.M.E. 17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., requiring access to the overspeed governor from outside the hoistway, a machine room, a minimum 3/8 inch governor rope, metallic sheaves and steel ropes with sheaves 40 times the diameter of the rope. The petition was received from Lee Rigby of Vertical Assessments, requesting a variance to allow the installation of an ISIS™ elevator system in the following location: DEX Imaging Office Building, located in Tampa, Florida (Petition VW 2005-133).

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

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

NOTICE IS HEREBY GIVEN that on September 6, 2005, the Bureau of Elevator Safety received a Petition for Variance from Rules 101.1a (2), 101.1a (3), 101.6, 212.1, 212.9a, A.S.M.E. 17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., which require a machine room, steel ropes and non welded terminations, from Patricia Serley of Otis Elevator Company. The Petitioner is requesting a variance to allow the installation of Gen2™ elevator systems in the following location: Harbour Point Condominium (Petition VW 2005-134).

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

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

NOTICE IS HEREBY GIVEN that on September 8, 2005, the Bureau of Elevator Safety received a Petition for Emergency Variance from 2007.7a, A.S.M.E. 17.1, 1996 edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., prohibiting wheelchair lifts from traveling more than 12 feet. The petition was received from David Blotnick on behalf of DAVCO Electric located at 4885 Park Ridge Blvd., Boynton Beach, Florida (Petition VW 2005-136).

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

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

The Florida Real Estate Appraisal Board hereby gives notice that it has received a petition, filed on September 2, 2005 by Mahartney Franklin Strickland, Jr., seeking a waiver or variance of Section 475.617(3)(a), F.S., requesting the Board to waive the requirement of the statute that the applicant must have completed at least 2,500 hours of experience obtained over a 24 month period in real property appraisal as defined by rule.

Comments on this petition should be filed with: Florida Real Estate Appraisal Board, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801, within 14 days of publication of this notice.

For a copy of the petition, contact Michael E. Murphy, Acting Director, Florida Real Estate Appraisal Board, at the above address or telephone (850)245-4161.

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 Hearing Aid Specialists hereby gives notice that it has received a petition, received and filed by the Office of the Clerk on August 29, 2005, from Petitioner, Solomon Gross, seeking a waiver or variance of subsection 64B6-8.003(8), F.A.C., with respect to being allowed to sit for Licensure Examination for the third time.

Comments on this petition should be filed with Board of Hearing Aid Specialist/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, Board of Hearing Aid Specialists, at above address or telephone (850)245-4460.

The Board of Medicine hereby gives notice that it has received a Petition for Variance or Waiver filed on September 1, 2005 on behalf of Rahul Jindal, M.D. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S., petitioner seeks a waiver of the provisions of Rule 64B8-4.004, F.A.C. Specifically, the Petitioner requests a waiver so that the Board will allow the training that he has received which has been accepted by the RCPSC to fulfill the two (2) year residency or fellowship requirement. This request is made considering hardship circumstances facing the petitioner.

Copies of the petition may be obtained by writing: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on September 12, 2005, Florida Housing Finance Corporation received a Petition for Waiver of paragraph 67-21.008(1)(g), F.A.C., from SHA Associates, Ltd. ("Petition"). The Petition is seeking a variance from the rule which provides that certain financial reporting requirements be met.

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

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

NOTICE IS HEREBY GIVEN that on September 13, 2005, Florida Housing Finance Corporation received a Petition for Waiver of subsection 67-48.0002(111), F.A.C., from Liberty Center IV, Ltd. ("Petition"). The Petition is seeking a variance from the rule which prohibits a material change in the ownership structure of an applicant.

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

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

NOTICE IS HEREBY GIVEN that on September 13, 2005, Florida Housing Finance Corporation received a Petition for Waiver from subsections 67-48.002(31), 67-48.004(14) and (15), F.A.C., from Brookwood Forest Partners, Ltd. ("Petition"). The Petition is seeking a variance from the rules which provides that there cannot be a change in the application and selection procedures for the development.

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

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

NOTICE IS HEREBY GIVEN that on September 13, 2005, Florida Housing Finance Corporation received a Petition for Waiver from subsections 67-48.002(31), 67-48.004(14) and (15), F.A.C., from Lake Harris Cove Partners, Ltd. ("Petition"). The Petition is seeking a variance from the rules which provides that there cannot be a change in the application and selection procedures for the development.

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

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

NOTICE IS HEREBY GIVEN that on September 9, 2005, Florida Housing Finance Corporation received a Petition for Variance/Waiver from subsection 67-48.004(14), F.A.C., from The Corinthian Apartments, Ltd. ("Petition"). The Petition is seeking a variance from the rule which provides that there be no change in the development plan.

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

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

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

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

DATE AND TIME: Friday, October 7, 2005, 10:00 a.m. (EDT)

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

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

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

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

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

The **Department of State, Office of Cultural and Historical Programs, Division of Cultural Affairs**, Florida Arts Council announces a public meeting, via conference call, to which all persons are invited.

DATE AND TIME: Monday, October 3, 2005, 1:00 p.m. (EST)

PLACE: Office of Cultural and Historical Programs, R. A. Gray Building, 500 South Bronough Street, Suite 305, Tallahassee, Florida (Access Numbers: Toll Free 1(800)416-4254, Local (Tallahassee Area) (850)922-2903, Suncom 292-2903)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold election of officers for the Florida Arts Council to fill the offices of Chairman, Vice-Chairman, and Secretary for the 2005-06 term and to conduct any necessary business items due to the emergency cancellation of the quarterly September meeting.

ACTION TO BE TAKEN: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken. If you have questions, please call (850)245-6473.

A copy of the agenda may be obtained by writing: Dianne Alborn, Executive Assistant, 500 South Bronough Street, R. A. Gray Building, Tallahassee, Florida 32399-0250, (850)245-6473, e-mail: dalborn@dos.state.fl.us.

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 Office of Cultural and Historical Programs/Division of Cultural Affairs will not record these meetings.

Pursuant to the provisions of the Americans with Disabilities Act, persons with disabilities are asked to contact the office by the 28th day of September 2005, if you need an accommodation. Accommodations can be arranged through: Dana DeMartino, ADA Coordinator, Division of Cultural Affairs, (850)245-6477, Fax (850)245-6497, e-mail: ddemartino@dos.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

NOTICE OF CHANGE – The Honey Bee Technical Council announces a change of date for a public meeting to which all persons are invited.

MEETING CANCELLED: Wednesday, September 28, 2005

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

PLACE: Doyle Conner Building, 1911 South West 34 Street, Gainesville, Florida 32608, (352)372-3505

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider the following agenda items: 1. Welcoming and Opening Remarks; 2. Roll Call; 3. Review of Honey Bee Technical Council Minutes from June 29, 2005; 4. Review of African Honey Bee Certification/Compliance Program; 5. Open Discussion on the Proposed African Honey Bee Certification/Compliance Program; 6. Other Issues (South Florida Water Management Proposal); 7. Adjourn.

A copy of the agenda may be obtained by contacting: Division of Plant Industry, P. O. Box 147000, Gainesville, Florida 32614-7100. Please contact Mr. Gerald Hayes, (352)372-3505, if you have any questions.

The Florida **Department of Agriculture and Consumer Services** announces a meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 4, 2005, 1:30 p.m.

PLACE: 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Motor Vehicle Repair Advisory Council will be meeting to discuss consumer-related issues; proposed legislation for the 2006 Florida session addressing issues of interest to consumers; and issues to advise and assist the department.

A copy of the agenda may be obtained by contacting: Mr. James R. Kelly, Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)922-2966.

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida Aquaculture Interagency Coordinating Council.

DATE AND TIME: October 6, 2005, 1:00 p.m.

PLACE: Division of Aquaculture Conference Room, 1203 Governor's Square Boulevard, Fifth Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in Florida.

A copy of the agenda can be obtained by contacting: Karen Metcalf, 1203 Governor's Square Boulevard, Tallahassee, FL 32301, (850)488-4033.

If special accommodations are needed to attend this meeting because of disability, please contact Karen Metcalf as soon as possible.

The **Florida State Fair Authority** announces meetings of the Sports Fest Planning Committee to which all interested persons are invited to participate.

DATES AND TIME: Tuesday, October 4, 2005; Tuesday, October 11, 2005; Tuesday, October 18, 2005; Tuesday, October 25, 2005, 10:00 a.m.

PLACE: Florida State Fairgrounds, 4800 U.S. Highway 301, North, Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: Planning and Finalization of Details for Sports Fest.

*There will not be a formal agenda for these meetings. The subject matter will be discussed on an as needed basis, meeting to meeting.

If special accommodations, due to a disability, need to be arranged for attendance to this meeting, please contact Ms. Joyce Covington at the address above or (813)627-4216.

DEPARTMENT OF EDUCATION

The Florida **Juvenile Justice Education Programs** will hold a meeting to which all interested persons are invited to participate.

DATES AND TIME: October 4-7, 2005, 8:00 a.m. – 5:00 p.m.

PLACE: Turlington Building, Room 1721/25, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and evaluate proposals received in response to Bid No. Request for Proposals 2006-02, Common Assessment Instrument.

To obtain additional information for this meeting, please contact: Dr. Judith Keck, (850)245-0513.

The **Florida Rehabilitation Council** announces the following Conference Calls to which all interested persons are invited to participate.

READVERTISEMENT

MEETING: Evaluation Committee Conference Call

DATE AND TIME: September 26, 2005, 2:00 p.m. – 3:00 p.m.

MEETING: Region IV, SRC Planning of Future Workshops

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

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

A copy of the agenda and/or the conference call numbers 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. (Section 286.0105, F.S.)

DEPARTMENT OF LAW ENFORCEMENT

The **Region XIV, Advisory Council** will hold a meeting to which all interested persons are invited to participate.

DATE AND TIME: Thursday, October 6, 2005, 10:00 a.m.

PLACE: School of Justice, Miami Dade College, North Campus, 11380 N. W. 27th Avenue, Room 9118, Miami, Florida 33167

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is the allocation of the interest earned during the Region XIV fiscal year 2004-2005.

Contact person: Josefina de Lage, Region XIV, Secretary, (305)237-1329.

DEPARTMENT OF TRANSPORTATION

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.

DATE AND TIME: September 29, 2005, 9:00 a.m. – 6:00 p.m.

PLACE: Crown Plaza Hotel, 7800 Universal Boulevard, Orlando, Florida 32819

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.

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>.

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 **Department of Transportation** announces an eighth public workshop regarding the proposed Interstate 75 Outdoor Advertising Pilot Project to which all interested parties are invited.

DATE AND TIME: October 4, 2005, 8:30 a.m. – 12:00 Noon

PLACE: This proceeding will be conducted by CMT (communications media technology) utilizing a telephone conference hookup (The teleconference will be initiated from the Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida. Anyone needing the telephone conference number may contact Juanice Hagan, Florida Department of Transportation, Office of Right of Way, 605 Suwannee Street, MS#22, Tallahassee, Florida 32399-0450 (850)414-454, e-mail: juanice.hagan@dot.state.fl.us)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Eighth Workshop Regarding Outdoor Advertising Signs along a stretch of Interstate 75 that runs through Marion and Sumter Counties. The Department of Transportation is responsible for the State of Florida's compliance with federal and state law relating to outdoor advertising signs.

The workshop will be attended by staff members of FHWA and FDOT, and representatives from affected local governments, the sign industry, and related parties (e.g., persons representing the interests of Scenic America, Garden Clubs, 1000 Friends of Florida).

This is the eighth workshop.

The objectives of the workshop are to establish:

1. A process for application for modification or relocation of a nonconforming outdoor advertising sign.
2. An expeditious process for review of the applications by local government, FDOT, and FHWA.
3. Criteria for approval of such applications acceptable to local government, FHWA and FDOT, including:
 - a. Zoning and land use
 - b. Sign spacing distance
 - c. Surrender of existing permit(s)
 - d. Required vegetation plantings
 - e. Aesthetic enhancements to sign structures
 - f. Length of the pilot project, required monitoring, and reporting

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, (850)414-4545.

Anyone wishing to submit written material or other physical evidence should write to the address given below or call, (850)414-4545.

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: Juanice Hagan, Florida Department of Transportation, Office of Right of Way, 605 Suwannee Street, MS#22, Tallahassee, Florida 32399-0450.

The **Department of Transportation**, District 3 announces a public hearing to which all persons are invited.

DATE AND TIME: October 17, 2005, 5:30 p.m. – 7:30 p.m. (CST)

PLACE: Chipley High School Gymnasium, 1545 Brickyard Road, Chipley, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public hearing is being conducted to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of FDOT Financial ID No. 217909-2-22-01, F.A.P. No. N/A, otherwise known as PD&E Study of SR 77 in Washington County. The limits of the project corridor are the Bay County Line to the Jackson County Line. The Hearing will include a segment dedicated to a proposed change in access management classification from Access Class 4 (with areas of Class 6) to Access Class 3 as described in Rule Chapter 14-97, F.A.C. and Section 335.188, F.S.

The project has been developed in accordance with the Civil Rights Act of 1964 and the Civil Rights Act of 1968. Under Title VI and VIII of the United States Civil Rights Acts, any person(s) or beneficiary who believes they have been subjected to discrimination because of race, color, religion, sex, age, national origin, disability or familial status may file a written complaint with the Florida Department of Transportation's Equal Opportunity Office in Tallahassee or contact the District's Title VI/Title VIII Coordinator.

Central Office: Florida Department of Transportation, Equal Opportunity Office, 605 Suwannee Street, MS 65, Tallahassee, Florida 32399-0450, (850)414-4753.

District 3: Florida Department of Transportation, District 3, Title VI/VIII Coordinator, P. O. Box 607, Chipley, Florida 32428-0607, (850)638-0250, Ext. 511.

Persons with disabilities who may require special accommodations at the Hearing pursuant to the Americans with Disabilities Act of 1990 should contact Ms. Kathy Rich, FDOT Project Manager, (850)638-0250, at least seven (7) days before the meeting.

Persons with questions about the Hearing or the project should contact: Ms. Rich or Mr. Tommie Speights, Public Information Director, (850)638-0250.

A copy of the agenda may be obtained by writing: Ms. Blair Martin, P.E., District Environmental Management Engineer, Department of Transportation, P. O. Box 607, Chipley, Florida 32428-0607.

The **Florida Seaport Transportation and Economic Development Council** announces a meeting to which all interested persons are invited.

DATE AND TIME: October 7, 2005, 9:00 a.m. – 1:00 p.m.

PLACE: Room 110, Senate Office Building (EL), The Capitol, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

Information on the meeting may be obtained by contacting: Toy Keller, Florida Ports Council, 502 East 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

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

DATE AND TIME: Wednesday, October 19, 2005, 1:00 p.m. – 5:00 p.m. (EDT)

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, FL 32308 (Persons who wish to participate by phone may call (850)414-1707, Suncom 994-1707, on the date and at the time indicated for access to the meeting.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The discussion will include the October bonding estimates, legislative issues, and other general business of the Council.

Anyone wishing a copy of the agenda should contact: Donna Sirmons, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300.

In compliance with the Americans with Disabilities Act, any person needing special accommodations to participate in the meeting is requested to call Donna Sirmons, (850)413-1349, five days prior to the meeting so that appropriate arrangements can be made.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, October 5, 2005, 9:00 a.m.

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

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

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

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

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

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

DATE AND TIME: Wednesday, October 12, 2005, 9:00 a.m.

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

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

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

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

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

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** will consider at its October 18, 2005, Agenda Conference, Docket No. 050582-GU, Application by Florida Public Utilities Company (FPUC or Company) for authority to issue and sell securities pursuant to Section 366.04, F.S., and Chapter 25-8, Florida

Administrative Code. The Company seeks PSC approval pursuant to Section 366.04, F.S., to issue, sell, and/or exchange any combination of the long-term debt, short-term notes, and equity securities and/or to assume liabilities or obligations as guarantor, endorser, or surety in an incremental amount not to exceed \$45,000,000, excluding retained earnings during the calendar year 2006.

DATE AND TIME: Tuesday, October 18, 2005, 9:30 a.m. although the time at which this item will be heard cannot be determined at this time

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action in Docket No. 050582-GU.

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

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

REGIONAL PLANNING COUNCILS

The **Southwest Florida Regional Planning Council** announces that it will be sponsoring the Mayors' Caucus "A Regional Planning Conference for Southwest Florida."

DATES AND TIMES: October 6, 2005, 4:00 p.m. – 8:00 p.m.; October 7, 2005, 8:00 a.m. – 4:00 p.m.

PLACE: Lido Beach Resort, 700 Ben Franklin Drive, Sarasota, Florida 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mayors' Caucus "A Regional Planning Conference for Southwest Florida."

A copy of the proposed agenda may be obtained by contacting: Mr. Kenneth Heatherington, Planning Director, Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, FL 33901, (239)338-2550, Ext. 222, e-mail: kheatherington@swfrpc.org.

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

DATE AND TIME: Monday, October 3, 2005, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Proposed

Local Government Comprehensive Plan Amendments for Doral, Coconut Creek, Lauderdale Lakes, Miramar, North Lauderdale, Broward County and Pembroke Pines; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Local Government Comprehensive Plan Amendment for Islamorada; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD), if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: October 21, 2005, 9:30 a.m.

PLACE: Wolf High – Technology Center, Indian River Community College, Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER: To conduct the monthly meeting of the Council.

A copy of the Agenda may be obtained by contacting: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, Florida 34994.

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

Any persons needing special accommodations at this meeting because of a disability or physical impairment should contact Liz Gulick, (561)221-4060, at least 48 hours before the meeting.

The **Treasure Coast Regional Planning Council** announces a Workforce Housing Symposium to which all persons are invited.

DATE AND TIME: October 27, 2005, 7:45 a.m. – 4:00 p.m.

PLACE: Treasure Coast Regional Planning Council, 301 East Ocean Boulevard, Suite 300, Stuart, FL 34994

Please see our website for more details: www.tcrpc.org.

A copy of the Agenda may be obtained by contacting: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, Florida 34994.

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

Any persons needing special accommodations at this meeting because of a disability or physical impairment should contact Liz Gulick, (772)221-4060, at least 48 hours before the meeting.

The Florida District X, **Local Emergency Planning Committee** announces the following meeting to which all persons are invited.

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

PLACE: Wolf High – Technology Center, Indian River Community College, Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida District X, Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, Florida 34994.

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

WATER MANAGEMENT DISTRICTS

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

COASTAL RIVERS BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Tuesday, October 4, 2005, 9:00 a.m.
 PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business and annual planning workshop.

PINELLAS-ANCLOTE RIVER BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Wednesday, October 5, 2005, 9:00 a.m.
 PLACE: West Pasco Government Center, 7530 Little Road, New Port Richey, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business and annual planning workshop.

ALAFIA RIVER BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Thursday, October 6, 2005, 9:30 a.m.
 PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business and annual planning workshop.

NORTHWEST HILLSBOROUGH BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Friday, October 7, 2005, 9:00 a.m.
 PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business and annual planning workshop.

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

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

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

DATE AND TIME: September 29, 2005, 10:00 a.m. – 1:00 p.m.

PLACE: Osceola County Extension Services, Room #1, 1921 Kissimmee Valley Lane, Kissimmee, Florida 34744

GENERAL SUBJECT MATTER TO BE CONSIDERED: Kissimmee Basin Water Supply Plan Update Meeting.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, MSC 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District website: <http://www.sfwmd.gov/wrac/agenda.html>.

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

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

Those who want more information, please contact: Chris Sweazy, Project Manager, District Service Center, Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809, (407)858-6100, Ext. 3822.

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

DATE AND TIME: September 30, 2005, 9:00 a.m.

PLACE: The South Florida Water Management District, Richard Rogers Conference Room in Building B-1, 3301 Gun Club Road, West Palm Beach, Florida, Meet Me Number: (850)921-5551, Suncom 291-5551

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee, created pursuant to Section 373.41492, F.S., to review and discuss draft minutes from the May 2005 meeting and other Lake Belt Mitigation Committee matters.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, MSC 7310, P. O. Box 24680, West Palm Beach, FL 33416-4680, District website: <http://www.sfwmd.gov/org/pld/proj/lakebelt/mitigcom.html>.

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

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

Those who want more information, please contact: Beth McArdle, Land Resources Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 7310, West Palm Beach, FL 33406, (561)682-6172.

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

DATE AND TIME: October 4, 2005, 9:00 a.m.

PLACE: SFWMD Headquarters, 3301 Gun Club Road, B1 Auditorium, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Regional Water Supply Plan Update.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, MSC 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District website: <http://www.sfwmd.gov/wrac/agenda.html>.

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

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

Those who want more information, please contact: Jim Jackson, Project Manager, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6334.

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

DATE AND TIME: Thursday, October 6, 2005, 9:00 a.m.

PLACE: SFWMD Headquarters, 3301 Gun Club Road, B1 Auditorium, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission Regular Meeting.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, MSC 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District website: <http://www.sfwmd.gov/wrac/agenda.html>.

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

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

Those who want more information, please contact: Rick Smith, Project Manager, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6517.

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

DATE AND TIME: Thursday, October 6, 2005, 9:30 a.m. – 12:00 p.m.

PLACE: University of Florida, Institute of Food and Agricultural Sciences (IFAS), Indian River Research and Education Center, South Auditorium Rooms 1 & 2, 2199 South Rock Road, Ft. Pierce, FL 34945-3138

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC) Upper East Coast Water Supply Plan Meeting.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, MSC 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District website: <http://www.sfwmd.gov/wrac/agenda.html>.

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

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

Those who want more information, please contact: Jim Jackson, Project Manager, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6334.

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

DATE AND TIME: Wednesday, October 12, 2005, 9:00 a.m. – completed

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Fla. Stat. Section 286.011(8) (2001) to discuss strategy related to litigation expenditures in South Florida Water Management District v. Sanchez et al., Circuit Court, 11th Circuit, Dade County, Case No. 03-27464-CA-32. The subject matter shall be confined to the pending litigation.

ATTENDEES: Governing Board Members: Kevin McCarty, Irela Bagué, Pamela Brooks-Thomas, Alice Carlson, Michael Collins, Nicolás Gutiérrez, Jr., Lennart Lindahl, Harkley Thornton, Malcolm Wade, Jr.; Executive Director Carol Wehle; District attorneys Sheryl Wood, Scott Glazier, Dykes

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

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

Those who want more information, please contact Paula Moree, Deputy District Clerk, in the Office of District Clerk, District Headquarters, 3301 Gun Club Road, Mail Stop Code 6115, West Palm Beach, FL 33406, (561)682-6447.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water announces the following regular board meeting to which all persons are invited.

DATE AND TIME: Monday, October 17, 2005, 9:00 a.m.

PLACE: Tampa Bay Water's Administrative Office, 2575 Enterprise Road, Clearwater, Florida 33763 (NEW ADDRESS – One block south of S.R. 580 on Enterprise Road; Location Map available at www.tampabaywater.org)

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.

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.

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

DATE AND TIME: Wednesday, October 5, 2005, 10:00 a.m.

PLACE: Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will convene to conduct regular business of the Authority.

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

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

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

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the Comprehensive Health Information System Advisory Council Hospital Acquired Infections Technical Workgroup, to which all interested parties are invited.

DATE AND TIME: Wednesday, October 5, 2005, 10:00 a.m.

PLACE: Anyone interested in participating may telephone (850)922-2904, Suncom 292-2904

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Hospital Acquired Infections Technical Workgroup to discuss infection measures.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Beth Eastman, (850)922-3803, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Beth Eastman, 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_hai.shtml seven (7) days prior to the meeting.

The **Agency for Health Care Administration** announces a Public Hearing to which all persons are invited.

DATE AND TIME: October 5, 2005, 9:00 a.m.

PLACE: The Florida Department of Law Enforcement Conference Center, 921 North Davis Street, Building E, Jacksonville, FL 32209

GENERAL SUBJECT MATTER TO BE CONSIDERED: The hearing is being held to afford interested persons the opportunity to express their views concerning the development of Choice Counseling as a part of Medicaid Reform. As stated in Section 409.91211(3)(k), F.S., the Agency for Health Care Administration will “develop and recommend a choice counseling system to ensure that the choice counseling process and related materials are designed to provide counseling through face-to-face interaction, by telephone, and in writing and through other forms of relevant media.”

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 (850)488-3560. Special Accommodations requests 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: Dennis Ngin, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #8, Tallahassee, FL 32308

The **Agency for Health Care Administration** announces an additional public hearing to which all persons are invited.

DATE AND TIME: November 16, 2005, 10:00 a.m. – 11:00 a.m.

PLACE: The Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32312 (Contact Name and Number: Edwin Stephens, (850)413-8067)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule 59G-6.020, F.A.C., Payment Methodology for Inpatient Hospital Services. The purpose of the proposed Rule 59G-6.020, F.A.C., is to incorporate changes to the Florida Title XIX Inpatient Hospital Reimbursement Plan (the Plan) payment methodology, effective June 1, 2005. These changes are based upon a recalculation of the 2004-05 Special Medicaid payment methodology to reflect final total payments and the estimated payments for 2005-06 to reflect interim payments.

Effective June 1, 2005 and ending June 30, 2005, the final total of all special Medicaid payments (SMPs) will be the lower of (1) – 85.90 percent of the total Upper Payment Limit (UPL) for private hospitals and – 195.00 percent of the total Upper Payment Limit for non-state public hospitals, or (2) 100 percent of the difference between Medicaid payments and 100 percent of what would have been paid under Medicare payment principles. Interim payments will be adjusted to match this total. The total of all special Medicaid payments will not exceed the Upper Payment Limit.

Effective July 1, 2005, the final total of all special Medicaid payments (SMPs) will be the lower of (1) 35 percent of the total Upper Payment Limit (UPL) for private hospitals and 80 percent of the total Upper Payment Limit for non-state public hospitals, as defined in section VII. B, or (2) 100 percent of the difference between Medicaid payments and 100 percent of what would have been paid under Medicare payment principles. Interim payments will be adjusted to match this total. The total of all special Medicaid payments will not exceed the Upper Payment Limit.

If you are unable to attend this public hearing, please forward your comments to: Edwin Stephens, e-mail: stephene@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone Edwin Stephens, (850)413-8067, at least 48 hours before the hearing.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco** announces a rule development workshop to which all persons are invited.

DATE AND TIME: Thursday, October 20, 2005, 10:00 a.m. – 11:00 a.m.

PLACE: Division of Alcoholic Beverages and Tobacco, Roscoe Hargett Conference Room, Suite 26, 1940 North Monroe Street, Tallahassee, Florida 32399-1020

GENERAL SUBJECT MATTER TO BE CONSIDERED: This rule development workshop will consider changes to existing Rule 61A-4.056, F.A.C., as noticed in the September 23, 2005 Florida Administrative Weekly, Vol. 31, No. 38.

A copy of the public portion of the agenda may be obtained by writing: Angela Desmond, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)487-2563.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceeding should contact the General Counsel's Office no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The General Counsel's Office may be contacted at the address and phone number listed above.

The **Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco** announces a rule hearing to which all persons are invited.

DATE AND TIME: Thursday, October 20, 2005, 11:00 a.m. – 5:00 p.m.

PLACE: Division of Alcoholic Beverages and Tobacco, Roscoe Hargett Conference Room, Suite 26, 1940 North Monroe Street, Tallahassee, Florida 32399-1020

GENERAL SUBJECT MATTER TO BE CONSIDERED: This rule hearing will consider the rule language of Chapters 61A-1, 61A-2, 61A-3, 61A-4 and 61A-5, F.A.C., as noticed in the May 27, 2005, Florida Administrative Weekly, Vol. 31, No. 21, that addresses Alcoholic Beverages and Tobacco licensing policies and procedures. The meeting will commence at 11:00 a.m. and continue until all business is exhausted or until 5:00 p.m., whichever comes first. A rule hearing was held on September 9, 2005, but due to schedule conflicts and proposed language changes, another date was requested.

A copy of the public portion of the agenda may be obtained by writing: Angela Desmond, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)487-2563.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceeding should contact the General Counsel's Office no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The General Counsel's Office may be contacted at the address and phone number listed above.

The **Florida Mobile Home Relocation Corporation** announces a meeting of its Board of Directors. The board will consider mobile home applications for abandonment and relocation compensation due to evictions as a result of a change in land use.

DATE AND TIME: Wednesday, October 5, 2005, 9:30 a.m.

PLACE: Shady Lane Oaks, 15777 Bolesta Rd., Clearwater, FL 33760

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for the next meeting will be determined.

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, 1(888)862-7010.

Additional information may be obtained by contacting: Mandy Lemons, Executive Director, FMHRC, P. O. Box 14125, Tallahassee, FL 32317-4125, 1(888)862-7010.

The **Elevator Safety Technical Advisory Council** announces a meeting to which all interested persons are invited to participate.

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

PLACE: City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139

For additional information, please contact: John Calpini, Chief, Bureau of Elevator Safety, (850)488-9098.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIMES: September 27, 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 **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official general business meeting and legislative discussion to which all persons are invited.

DATES AND TIMES: Legislative Discussion – Tuesday, October 18, 2005, 1:00 p.m.; General Business Meeting – Wednesday, October 19, 2005, 10:00 a.m. or soon thereafter

PLACE: The Renaissance Tampa Hotel International Plaza, 4200 Jim Walter Blvd., Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Discussion and General Business Meeting of the Board.

A copy of the agenda may be obtained by writing: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting the board office at (850)922-5012. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771(TDD).

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

For further information, contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Pilot Commissioners** announces a telephone conference call to which all persons are invited to participate.

DATE AND TIME: October 10, 2005, 10:00 a.m.

PLACE: Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL, Telephone Number To Call: (850)921-6513, Suncom 291-6513

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement.

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Department of Business and Professional Regulation, Board of Pilot Commissioners, (850)922-6096, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Professional Geologists** announces a General Business Meeting, to which all interested parties are invited to attend.

DATES AND TIMES: October 26, 2005, 1:00 p.m.; October 27, 2005, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Board Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct General Business.

A copy of the agenda may be obtained by writing: John Knap, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System, 1(800)955-8771.

Persons requiring special accommodations due to disability or physical impairment should contact John Knap by Tuesday, October 25, 2005.

The **Board of Professional Surveyors and Mappers** announces a Probable Cause Panel meeting. All interested parties are invited to attend at the address listed below.

DATE AND TIME: October 11, 2005, 2:00 p.m.

PLACE: Crowne Plaza Oceanfront, 3200 North Ocean Drive, Singer Island, Florida 33404

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Meeting (portions may be closed to the public).

A copy of the agenda may be obtained by writing: John Knap, Executive Director, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, Florida, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least forty-eight (48) hours before the meeting by contacting: John Knap, Executive Director, (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by the Board with respect to any matter considered at this meeting, will need a record of the proceedings, which record shall include all testimony and evidence upon which the appeal is based; and, for such purpose may need to ensure that a verbatim record of the proceedings is made.

The **Board of Professional Surveyors and Mappers** announces a Probation Review Committee, Continuing Education Committee, Application Review Committee, Privatization Committee, Rules Workshop, and a General Business Meeting. All interested parties are invited to attend at the address listed below.

DATES AND TIMES: October 12, 2005, 8:30 a.m. – Continuing Education Committee meeting followed by a Application Review Committee meeting, followed by a Privatization Committee meeting, followed by a Rules Workshop followed by a General Business Meeting, if time allows; October 13, 2005, 8:00 a.m. – Probation Review Committee meeting followed by a General Business meeting

PLACE: Crowne Plaza Oceanfront, 3200 North Ocean Drive, Singer Island, Florida 33404

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 Monday, October 3, 2005.

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

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review Committee Meeting.

DATES AND TIME: October 13-14, 2005, 9:00 a.m.

PLACE: Hampton Inn & Suites, 19 South Second Street, Fernandina Beach, FL 32034

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

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

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, (850)922-6096, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Accountancy** announces the following public meetings to which all person are invited.

Probable Cause Panel

DATE AND TIME: Thursday, October 6, 2005, 9:00 a.m. – all business is concluded

Rules Committee

DATE AND TIME: Thursday, October 6, 2005, 2:00 p.m. – all business is concluded

Meeting of the Board

DATE AND TIME: Friday, October 7, 2005, 9:00 a.m. – all business is concluded

PLACE: Hilton Tampa Airport, 2225 North Lois Avenue, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously found which are to be reconsidered. The Rules Committee will meet to discuss rule changes. This is a public meeting. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports and other general business. This is a public meeting.

A copy of any probable cause materials which are open to the public and/or the Board agenda may be obtained by writing: John W. Johnson, Division Director, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

Note: Portions of the Probable Cause Panel meeting may be closed to the public.

If a person decides to appeal any decision made by the Board with respect to any matter considered at these meetings, he/she may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

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 agency at least 48 hours before the workshop/hearing/meeting by contacting: John W. Johnson, (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

The **Florida Real Estate Appraisal Board (FREAB)** announces a meeting to which all persons are invited.

DATES AND TIMES: Monday, October 3, 2005, 9:00 a.m. or the soonest thereafter; reconvening Tuesday, October 4, 2005, 8:30 a.m. or the soonest thereafter

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Chapter 61J1, F.A.C., rule amendments, disciplinary actions and general subject matter.

If a person decides to appeal a decision made by the Board, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)481-5632, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Ashley Dashnaw, Regulatory Specialist III, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, October 5, 2005, 9:30 a.m., or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida, Meet Me Number (850)921-6545

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.

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, any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)481-5632 (between the hours of 9:00 a.m. – 4:00 p.m.), at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Florida **Emergency Medical Services Advisory Council Committees**, Constituency Groups, Florida Emergency Medical Services for Children Advisory Committee, and the Florida Emergency Medical Advisory Council will hold their quarterly meetings.

DATES AND TIMES: November 2, 2005, 8:00 a.m. – 6:00 p.m.; November 3, 2005 8:00 a.m. – 6:00 p.m.; November 4, 2005, 8:00 a.m. – 2:00 p.m.

PLACE: St. Petersburg Hilton, 333 1st Street, South, St. Petersburg, FL 33701, (727)894-5000, 1(800)HILTONS

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

A schedule of meetings or an agenda may be obtained by contacting: Desi Lassiter, Bureau of Emergency Medical Services, (850)245-4055.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact the Bureau of Emergency Medical Services, (850)245-4055, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Bureau of Emergency Medical Services using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For further information, write: Desi Lassiter, 4052 Bald Cypress Way, Bin #C18 (HEMS), Tallahassee, Florida 32399-1738, (850)245-4440.

The Department of Health, Board of Clinical Laboratory Personnel hereby gives notice that a public workshop for the purpose of rule development for Rule 64B3-5.003, F.A.C., Technologist. All interested persons are invited to participate.

DATE AND TIME: October 6, 2005, 2:00 p.m. or as soon thereafter as it can be heard

PLACE: Board Meeting at the Orlando Rosen Centre, 9840 International Drive, Orlando, FL 32819

A notice of rule development was published in Vol. 31, No. 38, September 23, 2005, Florida Administrative Weekly.

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

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

The Board of Clinical Laboratory Personnel will hold a duly noticed rules workshop, to which all persons are invited to attend.

DATE AND TIME: Thursday, October 6, 2005, 2:00 p.m.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, FL, (407)996-2344

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Rule Chapter 64B3, F.A.C.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are 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: Joe Baker, Jr., Board of Clinical Laboratory Personnel, Executive Director, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257, website: www.doh.state.fl.us/mqa/ClinLab/index.html.

The **Board of Clinical Laboratory Personnel** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, October 7, 2005, 9:00 a.m.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, FL, (407)996-2344

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are 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: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257, website: www.doh.state.fl.us/mqa/ClinLab/index.html.

The **Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

DATES AND TIMES: October 27, 2005, 1:00 p.m.; October 28, 2005, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, 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, at least one week prior to the meeting.

The Florida **Board of Massage Therapy** will hold the following meeting to which all persons are invited.

DATES AND TIMES: Thursday, October 27, 2005, 9:00 a.m. or shortly thereafter; Friday, October 28, 2005, 9:00 a.m. or shortly thereafter

PLACE: Ramada, 2900 North Monroe Street, Tallahassee, FL 32303, (850)386-1027

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

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

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4161. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons, who are hearing or speech impaired, can contact Christy Robinson using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the **Board of Massage Therapy** announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, October 26, 2005, 6:00 p.m. or soon thereafter

PLACE: Ramada, 2900 North Monroe Street, Tallahassee, FL 32303, (850)386-1027

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing: Samantha DiConcilio, Department of Health, Prosecution Services, 4052 Bald Cypress Way, #C65, Tallahassee, FL 32399.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Practitioner Regulation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Practitioner Regulation Section may be contacted at 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399, 1(800)955-8771 (TDD) or 1(800)955-8770 via Florida Relay Service.

The Florida **Board of Medicine**, Expert Witness Committee announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, October 12, 2005, 12:30 p.m.

PLACE: Contact Florida Board of Medicine, (850)245-4131 for the meet me number

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The **Department of Health**, Electrolysis Council, under the **Board of Medicine**, announces a conference call to which all persons are invited.

DATE AND TIME: December 5, 2005, 9:00 a.m. or soon thereafter

PLACE: NUMBER – Nonsuncom (850)922-2903, Suncom 292-2903, Toll free (800)416-4254

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

A copy of the agenda may be obtained by writing: Department of Health, Electrolysis Council, 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 council office, (850)245-4373. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the council 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, Board of Physical Therapy Practice** announces a meeting to which all persons are invited.

DATES AND TIMES: November 3, 2005, 6:30 p.m. or soon thereafter; November 4, 2005, 8:00 a.m. or soon thereafter

PLACE: The Rosen Centre Hotel, 9840 International Drive, Orlando, FL 32819, 1(800)800-9840

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

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Tallahassee, FL 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, Board of Physical Therapy** announces a conference call of the board:

DATE AND TIME: November 15, 2005, 11:30 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 Physical Therapy, 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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a series of conference call meetings of its Barriers and Support Services, Data Collections, Supportive Housing Development and Executive Committees, to which all persons are invited.

COMMITTEE: Barriers and Support Services

DATES AND TIME: 1st Tuesday, October 6, 2005; November 3, 2005; December 1, 2005, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)487-8783, Suncom 277-8783, Confirmation Number: 30i0907

COMMITTEE: Data Collection

DATES AND TIMES: 1st Thursday, October 4, 2005; November 1, 2005; December 6, 2005, 11:00 a.m. – 12:00 Noon

PLACE: Conference Call (850)488-7483, Suncom 278-7483, Confirmation Number: 30p0907

COMMITTEE: Planning/Executive

DATES AND TIMES: 1st Monday, October 3, 2005; November 7, 2005; December 5, 2005, 3:00 p.m. – 4:00 p.m.

PLACE: Conference Call (850)414-1706, Suncom 994-1706, Confirmation Number: 30c0907

COMMITTEE: Supportive Housing

DATES AND TIMES: 4th Thursday, October 27, 2005; November 17, 2005 (3rd Thursday); December 22, 2005, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)488-3676, Suncom 278-3676, Confirmation Number: 3010907

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Councils' Strategic Plan to reduce the number of persons who may be facing homelessness in Florida.

A copy of the agenda may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, e-mail: Tom_Pierce@dcf.state.fl.us.

Pursuant to Section 286.26, F.S., any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness (850)922-4691, at least 48 hours in advance of this meeting.

The **Department of Children and Family Services**, Substance Abuse and Mental Health Program Office, announces a public meeting to which all persons are invited.

DATE AND TIME: September 29, 2005, 10:00 a.m. – 11:00 a.m.

PLACE: Hurston Building (South Tower), Conference Room A, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is seeking public input and information regarding the designation of a receiving facility in District 7.

LAKESIDE ALTERNATIVES, INC. a public receiving facility located at 434 W. Kennedy Blvd, 2nd Floor Building C, Orlando, Florida 32810.

NOTE: Persons with disabilities requiring accommodations in order to participate in this event should contact the following person(s) by telephone or in writing: Geovanna Dominguez, 400 West Robinson Street, S-930, Orlando, Florida 32801, Telephone (407)245-0420, Ext. 114, or 1(800)955-8771 (TDD/TTY) or 1(800)955-8770 (Voice), by close of business (5:00 p.m.) on Tuesday, September 27, 2005.

FOR FURTHER INFORMATION CONTACT: Geovanna Dominguez, 400 West Robinson Street, Suite S430, Orlando, Florida 32801, (407)245-0420

The **Florida Diabetes Advisory Council (DAC)**, Health Care and Professional Development Committee will hold a committee meeting via conference call.

DATE AND TIME: Tuesday, September 27, 2005, 6:15 p.m. – 7:15 p.m.

PLACE: A toll-free number is available for participants

If you would like to participate on the conference call, have questions, or require additional information, please contact: M.R. Street, (850)245-4330.

All requests for special accommodations must be received by Friday, September 23, 2005, 1:00 p.m. Eastern Time.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces the following Review Committee meetings to which all persons are invited to attend.

DATE AND TIME: Friday, September 30, 2005, 11:00 a.m. (EDT)

PLACE: Florida Housing Finance Corporation, Closing Room B, Suite 6000, 227 North Bronough Street, Tallahassee, Florida 32301-1329

DATE AND TIME: Wednesday, October 5, 2005, 3:30 p.m. (EDT)

PLACE: Florida Housing Finance Corporation, Rick Seltzer Conference Room, Suite 6000, 227 North Bronough Street, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the evaluations of responses submitted for Florida Housing Finance Corporation's Request for Qualifications #2005-04 for Guaranteed Investment Contract Broker Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robin Grantham, Florida Housing Finance Corporation, (850)488-4197, at least five (5) calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing Finance Corporation using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition of land and new construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Heron Pond Apartments Phase II, a 155-unit multifamily residential rental development to be located on the north side of Village Lakes Boulevard at the intersection of Village Lakes Boulevard and Williams Avenue, Lehigh Acres, Lee County, Florida 33936. The prospective owner and operator of the proposed development is Heron Pond Apartments II Ltd., c/o Carlisle Development Group LLC, 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group LLC, or an affiliate thereof, is a managing member, general partner and/or

controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc. The total tax-exempt bond amount is not to exceed \$8,000,000. All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The Outrigger Apartments, a 184-unit multifamily residential rental development in which the clubhouse for this scattered site development is to be located at 1001 Shoreview Drive, Orlando, Orange County, Florida 32807. The prospective owner and operator of the proposed development is Creative Choice Homes XXXV Ltd., c/o Creative Choice Homes Inc.,

4243-D Northlake Boulevard, Palm Beach Gardens, Florida 33410, or such successor in interest in which Creative Choice Homes Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Innovative Management Services, Inc. The total tax-exempt bond amount is not to exceed \$9,200,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition of land and new construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Alabaster Gardens, a 147-unit multifamily residential rental development to be located at 929 Massachusetts Avenue, Pensacola, Escambia County, Florida 32505. The prospective owner and operator of the proposed development is Alabaster Gardens Ltd., c/o Carlisle Development Group LLC and Circle Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group LLC and Circle Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc. The total tax-exempt bond amount is not to exceed \$7,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the

acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Bell Ridge II Apartments, a 48-unit multifamily residential rental development located on Pace Lane, directly east abutting the intersection of Pace LN and Skipper LN, Pace, Santa Rosa County, FL 32571. The prospective owner and operator of the proposed development is Bell Ridge II, Ltd., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133. The total tax-exempt bond amount is not to exceed \$7,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Country Walk Apartments, a 64-unit multifamily residential rental development located south of Maxwell Drive 400' east of the intersection of Maxwell and US17 at 250 Maxwell Drive, Wauchula, Hardee County, FL 33873. The prospective owner and operator of the proposed development is Country Walk, Ltd., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133. The total tax-exempt bond amount is not to exceed \$8,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Cypress Trail Apartments, a 50-unit multifamily residential rental development located at the NW Corner of Airport Road and Hargrave Street, Arcadia, DeSoto County, FL 34266. The prospective owner and operator of the proposed development is Cypress Trail, Ltd., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133. The total tax-exempt bond amount is not to exceed \$6,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Madison Cay Apartments, a 120-unit multifamily residential rental development located at 9121 N. David Highway, Pensacola, Escambia County, FL 32514. The prospective owner and operator of the proposed development is Madison Cay, Ltd., 615 Crescent Executive Court, Suite 120, Lake Mary, FL 32746, or such successor in interest in which Wendover Madison, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Banyan Realty Management, LLC, 501 North Magnolia Avenue, Suite 100, Orlando, FL 32801. The total tax-exempt bond amount is not to exceed \$7,250,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Magnolia Crossing Apartments, a 56-unit multifamily residential rental development located on Thornton Street, NE of the intersection of Thornton Street and Albany Street, Pace, Santa Rosa County, FL 32571. The prospective owner and operator of the proposed development is Magnolia Crossing, Ltd., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133. The total tax-exempt bond amount is not to exceed \$8,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Magnolia Ridge Apartments, a 72-unit multifamily residential rental development located 2260 Olive Road, Pensacola, Escambia County, FL 32514. The prospective owner and operator of the proposed development is Magnolia Ridge Apartments, Ltd., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133. The total tax-exempt bond amount is not to exceed \$10,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Orange Blossom Apartments, a 96-unit multifamily residential rental development located directly across from the intersection of S. E. 18th Terrace & S. E. 30th Street, West of the point where S. E. 30th Street dead ends into S. E. 18th Terrace, Okeechobee, Okeechobee County, FL 34974. The prospective owner and operator of the proposed development is Orange Blossom Apartments, Ltd., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133, or such successor in interest in which Carlisle Development Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Carlisle Property Management, Inc., 2950 S. W. 27th Avenue, Suite 200, Miami, Florida 33133. The total tax-exempt bond amount is not to exceed \$10,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Palmetto Ridge Estates Apartments, a 92-unit multifamily residential rental development located at 1225 S. Deleon Avenue, Titusville, Brevard County, FL 37280. The prospective owner and operator of the proposed development is Palmetto Ridge Estates, LP, 5354 Parkdale Drive, Suite 350, St. Louis Park, MN 55416, or such successor in interest in which Gandolf Group, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is LEDIC Management Group, LLC, 2650 Thousand Oaks Blvd., Suite 3100, Memphis, TN 38118. The total tax-exempt bond amount is not to exceed \$11,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should

be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Timber Trace Apartments, a 224-unit multifamily residential rental development located approximately 500' northwest of Sisson Road and Wendy Lee Drive, Titusville, Brevard County, FL 32870. The prospective owner and operator of the proposed development is Timber Trace Apartments, Ltd., 580 Village Blvd., Suite 120, West Palm Beach, FL 33409, or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WRMC, Inc., 340 Pemberwick Road, Greenwich, CT 06831. The total tax-exempt bond amount is not to exceed \$12,800,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Townparc at Okeechobee Apartments, a 96-unit multifamily residential rental development located at the North side of S. E. 6th Street between S. W. 7th Avenue and S. W. 10th Avenue, Okeechobee, Okeechobee County, FL 34974. The prospective owner and operator of the proposed development is Finlay Interests 35, Ltd., 4300 Marsh Landing Blvd., Suite 101, Jacksonville Beach, FL 32250, or such successor in interest in which Finlay Development, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling

stockholder. The prospective manager of the proposed development is Calex Realty Group, 3020 Hartley Road, Suite 200, Jacksonville, FL 32257. The total tax-exempt bond amount is not to exceed \$6,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

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PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The Palms Apartments, a 60-unit multifamily residential rental development located at the four corners of the intersection of Harris Road and S. Orange Avenue (excluding an area of approximately 140' at the northwest corner of this intersection), Arcadia, DeSoto County, FL 34265. The

prospective owner and operator of the proposed development is The Arcadia Palms Associates, Ltd., 7 Booker T. Washington Road, Arcadia, FL 34265, or such successor in interest in which Judd K. Roth, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Arcadia Housing Authority, 7 Booker T. Washington Road, Arcadia, FL 34265. The total tax-exempt bond amount is not to exceed \$4,200,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

Concerning Issuance of Bonds to Finance Multifamily Residential Rental Developments

Notice is hereby given that the **Florida Housing Finance Corporation** ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

DATE AND TIME: October 5, 2005, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

A 216-unit multifamily residential rental development located on the southeast corner of Wickham Road and Parkway Drive, Melbourne, Brevard County, Florida 32935. The prospective owner and operator of the proposed development is Wickham Park LLC, c/o The Richman Group of Florida, Inc., 340 Pemberwick Road, Greenwich, CT 06831, or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WRMC, Inc., 340 Pemberwick Road, Greenwich, CT 06831. The total tax-exempt bond amount is not to exceed \$12,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 4, 2005, and should be addressed to the attention of David Westcott, Multifamily Bond Administrator. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact David Westcott, Multifamily Bond Administrator, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the Florida Housing using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

The **Florida Housing Finance Corporation** announces a meeting of the Board of Directors to which all interested parties are invited.

DATE AND TIME: October 14, 2005, 9:00 a.m. – adjourned

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, and; 26. Such other matters as may be included on the Agenda for the October 14, 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.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services** announces a 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: September 28, 2005, 10:00 a.m. – 5:00 p.m.

PLACE: Room 110, Senate Office Building, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentations and Task Force Discussion regarding both Citizens Property Insurance Corporation and the Florida Catastrophe Fund, as well as general business of the Task Force.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Patty Cromartie, (850)413-2866 or 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 contacting: Patty Cromartie, (850)413-2866 or Robbie Simpson, (850)413-2963.

FINANCIAL SERVICES COMMISSION

CORRECTED NOTICE OF PROPOSED RULE DEVELOPMENT – The Financial Services Commission announces a correction to the Time and Date as published in Vol. 31, No. 36, September 9, 2005, Florida Administrative Weekly, regarding Rule 690-125.003, F.A.C., Unfair Discrimination – Travel.

The Date was published as October 3, 2004, The correct Time and Date is:

TIME AND DATE: October 3, 2005, 9:30 a.m.

The remainder of the notice of proposed rule development remains the same as previously published.

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: October 7, 2005, 9:00 a.m. – conclusion.

PLACE: The Knott Building, Room 212, 402 S. Monroe Street, Tallahassee, Florida

PURPOSE: To consider a Workers' Compensation filing made by the National Council on Compensation Insurance, Inc., by which the Council requests an overall average decrease in rate levels of 7.2% for the voluntary market for all new and renewal Workers' Compensation Insurance policies written in the State of Florida, effective January 1, 2006.

A copy of the agenda may be obtained by writing: Office of Insurance Regulation, James Watford, Actuary, Room 212-F, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office of Insurance Regulation at least 5 calendar days before the program by contacting the person listed above.

The **Financial Services Commission, Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: November 1, 2005, 1:00 p.m.

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: First American Title Insurance Company has submitted Mortgage Foreclosure Title Insurance and Mortgage Priority Guarantee Title Insurance forms, to the Financial Services Commission, Office of Insurance Regulation, for review and approval, pursuant to Section 627.777, F.S. Section 624.324, F.S., allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to: Jamie Metz, jamie.metz@fldfs.com.

CONTACT NAME AND NUMBER: Peter Rice, Insurance Analyst II, Property and Casualty Product Review, (850)413-5249 or Jamie Metz, Esquire, (850)413-4108.

Copies of the proposed forms may be obtained in advance of the public hearing by contacting the Office of Insurance Regulation, Property and Casualty Product Review, (850)413-5312.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone Jamie Metz, (850)413-4108, at least 5 calendar days before the hearing.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The **Florida Self-Insurers Guaranty Association**, Inc. announces a telephone conference meeting of its Board of Directors. All interested persons are invited to attend.

DATE AND TIME: Monday, September 26, 2005, 4:00 p.m.

PLACE: Florida Hotel and Motel Association Building, 200 W. College Avenue, Suite 115, Tallahassee, 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.

FLORIDA AEROSPACE FINANCE CORPORATION

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

DATE AND TIME: September 27, 2005, 11:00 a.m. – 1:00 p.m.

PLACE: Office of Florida Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, FL 32399 (To attend via telephone the number, call 1(866)249-5325, participant code 393255)

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

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

To obtain a copy of the agenda write: The Florida Commercial Space Financing Corporation, 403 Brevard Avenue, Suite 1, Cocoa, Florida 32922.

Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Aerospace Finance Corporation.

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

BLUE RIBBON TASK FORCE IMPLEMENTATION WORKING GROUP

The **Blue Ribbon Task Force Implementation Working Group (BIWG)** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: September 28, 2005, 9:00 a.m. – 1:00 p.m.

PLACE: 2002 Old St. Augustine Road, Building A, Tallahassee Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled monthly meeting of BIWG members and participants to report activities and progress in implementation of Blue Ribbon Task Force recommendations for inclusion of persons with developmental disabilities.

Call (850)212-7873 with questions.

SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION

The **Sunshine State Governmental Financing Commission** announces a public meeting, where all interested parties are invited.

DATE AND TIME: Friday, September 30, 2005, 11:00 a.m.

PLACE: The Biltmore Hotel, Board Room, 1200 Anastasia Avenue, Coral Gables, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Business Meeting.

A copy of the agenda may be obtained by contacting: Mr. Richard C. Dowdy, Program Administrator, (850)878-1874.

INDEPENDENT COLLEGES AND UNIVERSITIES OF FLORIDA

The **Florida Higher Education Facilities Financing Authority** will hold a telephone conference to which all interested persons are invited to participate.

DATE AND TIME: Tuesday, October 4, 2005, 10:30 a.m.

PLACE: Call (850)681-3188 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss consideration of Flagler College Series 2005 bond issue and to conduct regular board business.

For more information or to obtain a copy of the agenda, please contact: Jennifer Mock, Independent Colleges and Universities of Florida, 111 South Monroe St., Ste. 2000A, Tallahassee, Florida 32301, (850)681-3188.

Any person requiring special accommodations due to a disability should contact the agency at least five days prior to the meeting in order to request any special assistance by calling: Jennifer Mock, (850)681-3188.

LAKE ST. CHARLES CDD

The **Lake St. Charles CDD** announces a public workshop to which all Lake St Charles residents are invited.

DATE AND TIME: Tuesday, October 4, 2005 6:30 p.m

PLACE: 6801 Colonial Lake Drive, Riverview, Florida 33569

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Trespassing/Security/No Alcohol Policy.

For additional information, please contact: CDD Administrative Office, (813)741-9768.

COMMISSION ON MARRIAGE AND FAMILY SUPPORT INITIATIVES

The **Commission on Marriage and Family Support Initiatives** announces the following meeting of the commission to which all persons are invited to attend.

MEETING TYPE: Executive Committee

DATE AND TIME: Wednesday, October 5, 2005, 8:30 a.m. – 9:30 a.m.

PLACE: Via conference call at 111 N. Gadsden Street, Suite 100, Tallahassee, FL 32301-1507

For a copy of the agenda and more information about how to attend the meeting contact: Heidi Rodriguez, (850)488-4952, Ext. 135, e-mail: hrodriguez@ounce.org.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the commission office at the same address or telephone number above at least seven days in advance so that their needs can be accommodated.

FLORIDA PORTS FINANCING COMMISSION

The **Florida Ports Financing Commission** announces a meeting to which all interested persons are invited.

DATE AND TIME: October 6, 2005, 1:45 p.m. – 4:00 p.m.

PLACE: Turnbull Conference Center, 555 W. Pensacola St., Tallahassee, FL 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

Information on the meeting may be obtained by contacting: Toy Keller, Florida Ports Council, 502 East 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.

FLORIDA ALLIANCE FOR ASSISTIVE SERVICES AND TECHNOLOGY

The **Florida Alliance for Assistive Services and Technology, Inc.**, Board of Directors announces a public meeting to which all persons are invited to attend.

DATE AND TIME: Friday, October 14, 2005, 8:30 a.m. – 4:30 p.m.

PLACE: Quorum Hotel, 700 N. Westshore Blvd., Tampa, FL 33609, (813)289-8200

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to conduct such business as specifically on the agenda. Time will be set aside to solicit input from the public concerning assistive technology needs and services.

If you have any questions, please contact: FFAST, Inc., 325 John Knox Road, Bldg. 400, Suite 402, Tallahassee, FL 32303, (850)487-3278.

If you would like to present information to the Board of Directors, or if you require reasonable accommodations due to a disability, please contact FFAST, Inc. at the above address at least 14 working days in advance of the meeting.

If a person decides to appeal any decision made by the Board of Directors with respect to any matter considered at such meetings, the person will need a record of the proceedings. Additionally, the Board of Directors conduct committee teleconferences, at the call of the committee Chairs, to accomplish the goals and objectives of the committees between full Board meetings. If you would like to present information to a FFAST committee, attend a committee teleconference, or require reasonable telecommunication accommodations due to a disability, please contact the FFAST, Inc. office in writing at the above address.

VISIT FLORIDA

The **VISIT FLORIDA**, Board of Directors announces a public meeting to which all interested persons are invited to participate.

Meeting: The VISIT FLORIDA Public Relations Committee

DATE AND TIME: Tuesday, October 18, 2005, 2:00 p.m.

PLACE: VISIT FLORIDA Corporate Offices, 661 East Jefferson Street, Tallahassee, FL 32301, (850)448-5607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Second quarterly committee meeting of the fiscal year.

For further information contact: Vanessa Welter, Director Public Relations, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, Ext. 337 or (850)345-9762.

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).

FLORIDA PATIENT SAFETY CORPORATION

The **Florida Patient Safety Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 20, 2005, 12:00 Noon – 4:00 p.m.

PLACE: Department of Health, Room 310 K, Building 4042, Capital Circle Office (Southwood), Tallahassee, FL 32389-3250

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Patient Safety Corporation State Agency Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: Florida Patient Safety Corporation, 2722 Waterford Glen Court, Tallahassee, Florida 32312, e-mail: susan.a.moore@comcast.net.

To be included in e-mail notices of the Florida Patient Safety Corporation Board, please mail/e-mail your address to the address above or fax your e-mail address to (850)893-4259.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)893-8936.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The **Florida Medical Malpractice Joint Underwriting Association** announces a Board of Governors meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 26, 2005, 9:00 a.m.

PLACE: Hyatt Regency Orlando International Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will receive and consider quarterly reports from the Association's Investment Counsel, General Counsel, Servicing Carrier, Claims Committee, General Manager, and such other business properly brought before the Board.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

The **Florida Medical Malpractice Joint Underwriting Association** announces a Claims and Underwriting Committee meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 25, 2005, 4:00 p.m.

PLACE: Hyatt Regency Orlando International Airport, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will receive and consider reports from the Association's General Counsel, General Manager, Servicing Carrier, and such other business properly brought before the Committee.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308

SPACE COAST WORLD TRADE COUNCIL

The **Space Coast World Trade Council** announces its 9th Annual Fall Regulatory Review to which all are invited to attend.

Half-day sessions will present the basics of Importing and Exporting, respectively, and the Fall Regulatory Review proper will occupy the next two full days.

DATES AND TIMES: Tuesday, December 6, 2005, 8:00 a.m. – 12:00 Noon; 1:00 – 4:30 p.m. for the half-day basic courses; Wednesday-Thursday, December 7-8, 2005, 8:30 a.m. – 4:30 p.m.

PLACE: Courtyard by Marriott Cocoa Beach Conference Center, 3245 N. Atlantic Ave. (A1A), Cocoa Beach, FL 32931

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Regulatory Review on the 7th and 8th will address the broad spectrum of import/export regulatory and compliance matters of current interest to Government and to companies whose employees are involved with international trade in goods and technology to and from the United States. It will also present updates on US Government initiatives and policies involving export control.

FEES: The half-day programs on the 6th are \$45 each. The fee for the Regulatory Review on the 7th and 8th will be \$375 for non-members and \$300 for members of SCWTC. This year Government employees will also pay \$300. The luncheon on the 7th, with its featured speaker, is \$35 by itself but is included in the main conference fee. Cancellations received before November 21st will be refunded in full. SCWTC will deduct \$30 for all cancellations received after that date. On-site registration will be available at \$30 additional. A block of hotel rooms has been set aside for attendees: see the website for details.

Contact Fred Martin, (321)960-3968, e-mail: frederick.martin@mindspring.com or Susan Cossey, (321)783-7831, Ext. 257, e-mail: scossey@portcanaveral.org, for a flyer. You may also register on-line using the website: www.spacecoastworldtradecouncil.org.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Petition for Declaratory Statement received from American Forest & Paper Association on June 2, 2005, has been withdrawn. Notice of receipt of this petition, which was assigned the number of DCA05-DEC-094, appeared in the June 17, 2005, edition of the Florida Administrative Weekly.

A copy of the withdrawal may be obtained by writing: Paula P. Ford, Agency 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."

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition for a Declaratory Statement from Peninsula Pipeline Company, Inc. The petition seeks the agency's opinion whether it is a natural gas transmission company under Section 368.101 et seq., F.S.

A copy of the petition may be obtained at by writing to the Division of the Commission Clerk and Administrative Services, 4075 Esplanade Way, Tallahassee, FL 32399-0862, website: <http://www.psc.state.fl.us/psc/dockets/>.

DOCKET NO. 050584-TP.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, (hereinafter "Division") received a Petition for a Declaratory Statement from Daytona Beach Kennel Club (hereinafter "Petitioner"), in DBPR Case No. DS 2005-008. The Petition lists Sections 550.2625(3) and 550.625(2)(a), F.S., as the statutory provision upon which a Declaratory Statement is being sought. The Petition further requests the Division to advise as to whether: if the host track is an in-state thoroughbred facility that offers out-of-state horse races in addition to its live schedule, and the guest track is a greyhound permitholder, are the wagers made from the guest track on the out-of-state races subject to the Florida

Thoroughbred Breeders Association fee. Any person whose substantial interests may be affected by a declaratory statement on the subject matter of the Petition may file a petition to intervene within 14 days of the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

The Construction Industry Licensing Board hereby gives notice that it has received a Petition for Declaratory Statement on August 4, 2005, filed by Charles M. Vessels, V.P., on behalf of Evap Tech, Inc. ("Petitioner"). Petitioner seeks the Board's interpretation of § 489.105(3)(a)-(q), F.S., with regards to licensing requirements for the installation and repair of its proprietary water cooling tower designs. The Board will consider the Petition at its meeting to be held on October 14, 2005, in Ft. Lauderdale, Florida.

Copies of the petition may be obtained by writing: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, 1940 N. Monroe Street, Tallahassee, Florida 32399-1039.

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

NOTICE IS HEREBY GIVEN that the Florida Department of Health received a petition for Declaratory Statement on August 26, 2005, from Mora Santo, Inc. and Miguel Egea, regarding whether Part II, Chapter 386, F.S., prohibits smoking by an alleged licensee in a commercial office condominium.

It has been assigned the number 2005-0110.

A copy of the petition may be obtained by writing: Sam Power, Agency Clerk, Department of Health, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703.

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 September 12, 2005, from Eric A. Neilinger, Petitioner. The Petition is seeking the Department's interpretation of NFPA 101, Subdivision 32.2.3.4.3, et seq. Specifically, Petitioner asks whether a person can install additional system smoke detectors in the living area of a small group home connected to the building alarm for the living areas and leave the existing

interconnected single station smoke detectors in the bedrooms, not connected to the building alarm, the detectors to act independently but to do the intended and listed function.

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, e-mail: Gabe.Mazeo@fldfs.com (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).

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:

Frank M. Bafford, Sr. vs. Florida Commission on Human Relations; Case No.: 05-3167RU

Frank M. Bafford, Sr. vs. Florida Commission on Human Relations; Case No.: 05-3168RU

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

Florida Water Environment Association, Inc. and Florida Home Builders Association vs. Department of Environmental Protection and St. Johns River Water Management District, South Florida Water Management District, Florida Audubon Society, Inc., National Audubon Society, The Everglades Foundation, Inc. and Conservancy of Southwest Florida, Inc.; Case No.: 03-0752RP; Rule No.: 62-40; Voluntary Dismissal

Lake Pharmacy, Inc., d/b/a Lake Pharmacy vs. Agency for Health Care Administration; Case No.: 04-4460RU; Voluntary Dismissal

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 CONSTRUCTION MANAGERS

Florida State University announces that construction management services will be required for the project listed below:

Project No.: FS-286
Project and Location: Satellite Utility Plant II
Florida State University,
Tallahassee, Florida

This project will construct a new 7,862 gsf Satellite Utility Plant which will eventually house six (6) 1500 ton centrifugal chillers, associated chilled water pumps, distribution piping and supporting electrical equipment. Additionally, the finished design of the plant will include four (4) new supply wells and two (2) return (injection) wells along with associated distribution piping to the north to serve the new Chemistry Building, and to the south to serve Wildwood Halls. It will be the second Satellite Utility Plant on campus and will be located west of the Mendenhall Maintenance Complex and east of the Harpe-Johnson ROTC Building. The design of the plant will be based upon a prototype plant designed and constructed in 1992, now located at the intersection of Chieftan Way and Call Street. It is expected that the structure will be constructed utilizing concrete block and brick, similar in design and construction of the existing utility plant. In addition to the plant construction, this phase of the project will include only two (2) 1500 ton chillers, required supply and return pumps, associated plant piping and electrical transformers and switchgear necessary to facilitate the initial installation. It will also include drilling, construction and installation of two (2) supply wells, one (1) return well and associated distribution piping to and from the plant. The project will be fast track constructed utilizing the construction management delivery method.

The estimated construction budget is \$6,007,443.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at either the 50% or 100% Construction Document phase. The final determination of the exact timing of the GMP will be confirmed prior to entering into contract with the prospective Construction Manager. If the GMP is accepted, then phase two, the construction phase will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, encouraging the inclusion of Minority Business Enterprises (MBEs). Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; and qualifications of the firm's personnel, staff and consultants. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard Florida State University's construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Instructions:

Firms desiring to provide construction management services for the project shall submit a letter of application and the completed Florida State University "Construction Manager Qualifications Supplement." Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management 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 construction management firm must

warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Florida State University Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained through the website at www.fpc.fsu.edu or by contacting: Lynetta Mills, Facilities Design and Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843 telephone, (850)644-8351 facsimile

For further information on the project, contact: Jim Reynolds, Project Manager, at the address and phone listed above.

Submit five (5) bound copies of the required proposal data. Submittals must be received at the address listed above by 2:00 p.m., local time, on Tuesday, October 25, 2005. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered.

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 S. Belcher Road, Largo, Florida until 2:00 p.m., local time, on November 1, 2005 for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the construction of the following per the accompanying drawings and specifications:

HVAC & Controls Renovations – Bid #06-968-536

PTEC St. Petersburg

901 34th Street South

St. Petersburg, FL 33711

Provide labor and materials to remove and dispose of HVAC equipment to include: air handler units, VAV boxes, roof top unit, variable frequency drives, fan coil units and installation of owner provided HVAC equipment, per specifications. Remove existing controls and provide and install new control system per specifications. This project requires bonding

A Pre-Bid Conference will be held at the project site on October 7, 2005 at 1:00 p.m. ATTENDANCE IS MANDATORY.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Plans and specifications are available at the office of:

Purchasing Department
Walter Pownall Service Center
11111 S. Belcher Road
Largo, FL 33773

Bonding and insurance are required for this project. The Owner reserves the right to reject all bids.

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

DR. CLAYTON WILCOX SUPERINTENDENT OF SCHOOLS AND EX-OFFICIO SECRETARY TO THE SCHOOL BOARD	NANCY N. BOSTOCK CHAIRMAN	MARK C. LINDEMANN DIRECTOR, PURCHASING
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BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

METROPOLITAN PLANNING ORGANIZATIONS

PASCO COUNTY METROPOLITAN PLANNING ORGANIZATION

Financial Management Number(s)
SPN No.: 259342-1-14-05
Job No.: 1157042
Project Description:
Pasco County Metropolitan Planning Organization (MPO)
General Planning Consultants
Final Selection Meeting Date: September 8, 2005
Rank Consultant
1. Tindale-Oliver and Associates, Inc.
2. Carter and Burgess
3. Gannett Fleming, Inc.
4. URS Corporation Southern

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 XII
Miscellaneous**

DEPARTMENT OF COMMUNITY AFFAIRS

DCA Final Order No.: DCA05-OR-171
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTY LAND DEVELOPMENT
REGULATIONS ADOPTED BY
MONROE COUNTY ORDINANCE NO. 017-2005

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 Monroe County is a local government within the Florida Keys Area.
2. On August 5, 2005, the Department received for review Monroe County Ordinance No. 017-2005 which was adopted by the Monroe County Board of County Commissioners on July 20, 2005 (“Ord. 017-2005”).
3. This Ordinance defers the acceptance of applications for redevelopment and conversion of marine facilities including commercial marinas and working waterfronts until a public water access and marine facilities plan is completed. Monroe County is experiencing the loss of and redevelopment of marine facilities such as commercial marinas, boatyards, wet storage, fish houses, and commercial fishing vessel dockage. The Ordinance is designed to protect these marine facilities until the comprehensive plan or land development regulations are modified.
4. Ordinance 017-2005 is consistent with the 2010 Monroe County 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. Monroe County 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. 017-2005 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. 017-2005 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.

(d) To ensure the maximum well being of the Florida Keys and its citizens through sound economic development.

(g) To protect the historical heritage of the Florida Keys.

(l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

10. Ord. 017-2005 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 017-2005 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

 James L. Quinn
 State Planning Administrator
 Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR

PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION

SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 13th day of September, 2005.

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Dixie Spehar
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Timothy J. McGarry, AICP
Director, Growth Management Division
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

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, F.S., Hino Motors Sales U.S.A., Inc., intends to allow the establishment of Em-Sil Enterprises, Inc., d/b/a Tri-County Truck and Equipment, as a dealership for the sale of Hino and Fuso trucks, at 2172 North Military Trail, West Palm Beach (Palm Beach County), Florida 33409, on or after October 12, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Em-Sil Enterprises d/b/a Tri-County Truck and Equipment are dealer operator: Michael Silveri, President, 2172 North Military Trail, West Palm Beach, Florida 33409; principal investor(s): Michael Silveri, 2172 North Military Trail, West Palm Beach, Florida 33409.

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, F.S., to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Michael Donohue, National Sales Manager, West, Hino Motors Sales, U.S.A., Inc., 2555 Telegraph Road, Bloomfield Hills, Michigan 48302.

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, F.S.

On September 13, 2005, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Restriction with regard to the license of De Nguyen, M.D. license number ME 76376. This Emergency Restriction 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), F.S. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On September 13, 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 Michelle Marie Gingle, R.N, license number RN 2925182. 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), F.S. 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.

FISH AND WILDLIFE CONSERVATION COMMISSION

AVAILABILITY OF GRANT FUNDS FOR LOCAL GOVERNMENTS

The Florida Fish and Wildlife Conservation Commission (FWC) announces the availability of remaining 2005-06 Florida Boating Improvement Program grant funds in the amount of \$180,000. Eligible projects must serve the needs of recreational boaters and boating-related activities within Florida. Eligible participants include county governments and municipalities of the State of Florida. Applications will be accepted beginning September 30, 2005. Applications must be

received by FWC on or before 3:00 p.m. November 30, 2005. Applications received after the deadline will be ineligible for consideration.

A copy of the Application along with the Policies and Guidelines may be downloaded from the web site: <http://MyFWC.com/boating/grants/fbip.htm>.

For more information, contact: (850)487-3755, e-mail: FBIP@MyFWC.com.

FINANCIAL SERVICES COMMISSION

NOTICE OF EMERGENCY GENERAL ORDER

Notice is hereby given that on September 6, 2005, Don B. Saxon, Commissioner of the Office of Financial Regulation, pursuant to the authority granted under Section 252.62, F.S., issued an Emergency General Order, OFR No. 0242-B-9/05, to temporarily permit Florida's state-chartered credit unions to provide limited services to non-members.

The Emergency General Order modifies the provisions of Chapter 657, F.S., which generally restrict state-chartered credit unions to providing services only to their members, who must be from defined, limited fields of memberships. The Emergency General Order was necessary to respond to the disruption of the personal financial affairs of many individuals and businesses throughout the state caused by the recent hurricanes. In particular, many counties now shelter those displaced from their homes in this state and other states. Those individuals have lost their ability to conduct even the most fundamental financial transactions through their home financial institutions. The Emergency General Order will permit displaced individuals and other persons involved in disaster clean up, repair, or recovery efforts to have greater access to necessary financial services throughout the State of Florida.

The full text of the Emergency Order is:

IN RE:

EMERGENCY FINANCIAL SERVICES
FOR NON-MEMBERS OF FLORIDA

OFR No. 0242-B-9/05

STATE-CHARTERED CREDIT UNIONS

EMERGENCY GENERAL ORDER

In exercise of the powers and authority vested pursuant to Sections 655.012 and 252.62, F.S., the Commissioner of the Office of Financial Regulation (“OFR”) finds that:

1. On August 24, 2005, the Governor of Florida issued Executive Order Number 05-176 that declared a state of emergency to exist throughout the state as a result of Hurricane Katrina and the cumulative effects of other recent hurricanes.
2. Section 252.62, F.S., authorizes the Commissioner of the OFR “to make temporary modifications to or suspensions of the financial institutions codes in order to expedite the recovery of communities affected by a disaster or other emergency and in order to encourage financial institutions to meet the credit, deposit, and other financial needs of such communities.”
3. Florida state-chartered credit unions are created to provide services to members within defined limited fields of memberships. §§ 657.002, 657.003, 657.005, Fla. Stat. (2005). The Florida Financial Institutions Codes, Title 38, F.S., therefore generally restricts those credit unions regarding the acceptance of non-member deposits and the provision of other financial services to non-members.

4. The Commissioner has determined that many Florida communities have a need for expanded financial services during the state of emergency and to expedite the recovery efforts. Florida state-chartered financial institutions, including banks and credit unions, should be authorized to provide such necessary services, consistent with maintaining the safety and soundness of their respective operations.

5. The Commissioner has therefore determined that it is in the public interest to permit Florida state-chartered credit unions to provide financial services to non-members during the limited time this Order is in effect.

Upon consideration of the foregoing, it is therefore ORDERED:

That any Florida state-chartered credit union, notwithstanding the limited field of membership restrictions of Chapter 657, F.S., may provide assistance to other credit unions and offer financial services, except extending membership, making loans and opening deposit accounts, to non-members as necessary to assist any person adversely impacted by Hurricanes Katrina or Dennis.

This Order is effective immediately and shall remain in effect for 120 days unless terminated sooner by the Commissioner.

DONE AND ORDERED in Tallahassee, Leon County, Florida, this 6th day of September, 2005

Don B.Saxon, Commissioner
Office of Financial Regulation

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN September 6, 2005
 and September 9, 2005

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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ADMINISTRATION COMMISSION

28-20.110	9/7/05	9/27/05	30/29	
28-20.120	9/7/05	9/27/05	30/29	

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

59C-1.008	9/8/05	9/28/05	31/27	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

61G15-19.0071	9/6/05	9/26/05	31/31	
61G15-35.001	9/6/05	9/26/05	31/31	

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

Board of Clinical Laboratory Personnel

64B3-11.006	9/6/05	9/26/05	31/25	
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Board of Medicine

64B8-1.007	9/9/05	9/29/05	31/18	31/32
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Board of Nursing

64B9-7.001	9/6/05	9/26/05	31/31	
64B9-15.011	9/6/05	9/26/05	31/31	

School Psychology

64B21-501.005	9/7/05	9/27/05	31/30	
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