

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

RULE TITLES: Use of the Seal of the State of Florida
 RULE NOS.: 1-2.0021

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to revise and conform the criteria for using the Great Seal to current administrative practice and to ensure that the Great Seal is only used in a manner that is in the best interest of the State of Florida.

SUBJECT AREA TO BE ADDRESSED: The Office of the Secretary proposes to develop the rule to clarify and revise the criteria upon which decisions regarding use of the Great Seal are made.

SPECIFIC AUTHORITY: 15.03 FS.

LAW IMPLEMENTED: 15.03 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: 3:00 p.m., October 14, 2005

PLACE: Large Conference Room, Office of Secretary Suite 100, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Stephen S. Mathues, Assistant General Counsel, Office of the General Counsel, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6208

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

1-2.0021 Use of the Seal of the State of Florida.

(1) No person, without express written authorization from the Department, shall manufacture, use, display or otherwise employ a facsimile or reproduction of the Great Seal of the State of Florida (Great Seal ~~or Seal~~), except as provided in this rule.

(2) Any person desiring to obtain approval from the Department for the manufacture or use of ~~a the~~ facsimile or reproduction of the Great Seal shall make application on the form prescribed by the Department. The form, Application for Manufacture or Use of the Great Seal of the State of Florida, Form DS-19, effective ~~5/96~~, is incorporated by reference herein and is available from the Office of the Secretary.

(3) Department approval for use of the Great Seal is for a term of 4 years, unless otherwise stated by the Department, and can be renewed upon the completion and approval of a new application.

~~(4)(3)~~ Applications and supporting documents shall be filed with the Office of the General Counsel, Department of State, R. A. Gray Building, 500 South Bronough Street ~~LL-10, The Capitol~~, Tallahassee, Florida 32399-0250. For manufactured items, a separate application for each unique item to be manufactured shall be required.

(5) Definitions. The following words shall have the following meanings for the purposes of this rule:

(a) “Political or campaign purposes” shall include all uses related to a past, present, or future political campaign;

(b) “Official government stationery” means stationery intended for use by a state governmental agency when specific written approval for use of the Great Seal has been granted by the head of that agency;

(c) “Official government business cards” means business cards in use by a current state governmental agency when specific written approval for use of the Great Seal has been granted by the head of that agency;

(d) “State governmental agency” includes entities defined by subsections 120.52(1) and (2), F.S., but not including subparagraph 120.52(1)(b)8., F.S., and authorized staff members of those entities;

(e) “Local governmental agency” includes any local governmental agency, including counties, municipalities, special districts or other separate units of local government created or established by law, and authorized staff members of such entities;

(f) “Official government publications” are publications published by or on behalf of the State of Florida;

(g) “Publications serving a governmental purpose” are those publications not published by the State of Florida, which the Department of State, within its discretion, determines are of significant interest to the state, including but not limited to educational publications, where use of the Great Seal would not mislead the public to believe that the publication carries official State sanction or approval.

~~(6)(4)~~ Standards for Approval. A non-transferable letter of authority, ~~which is not transferable~~, may be issued to the applicant if the applicant affirmatively demonstrates to the Department that the Great Seal will be used for a proper purpose. In order to determine what constitutes a proper purpose, the Department shall consider, at a minimum, the following:

(a) The specific item to be manufactured;

(b) The manner in which the Great Seal is to be displayed on the item to be manufactured;

(c) The nature of the proposed use, including manner, purpose and place of use;

(d) Whether the public would tend to be misled by the appearance of the Great Seal on the product to believe that the product carries official State sanction or approval;

(e) Whether the use of the Great Seal would tend to mislead the public into believing that a person, meeting, project or event carries official State sanction or approval;

(f) Whether the dignity of the Great Seal will be preserved if approval is granted;

(g) Whether the requested use of the Great Seal will promote a specific State interest.

~~(7)(5)~~ In no event shall approval be given for the use of the Great Seal for the following:

- (a) Political or campaign purposes;
- (b) Stationery other than official government stationery;
- (c) Decorative automobile license tags;
- (d) Business cards other than official government business cards;

(e) Designation of landmarks not listed in the National Registry of Historical Places or designated as a historical site under a local ordinance;

(f) T-shirts, jackets, or other clothing which might lead the public to believe that the person wearing such apparel is an official of the state, not including official state government uniforms or apparel approved by the head of the state governmental agency;

(g) Publications other than official state government agency publications or publications serving a governmental purpose; or

(h) Advertising and news releases.

~~(8)(6)~~ A letter of authority issued pursuant to this rule shall not become a vested property right in the grantee and approval may be revoked at the discretion of the Department any time prior to the expiration of the authorized term. The Department shall revoke any approval issued ~~by it~~ if the applicant fails to preserve the dignity of the Great Seal or the use no longer promotes a specific state interest. Approval shall also be revoked where the Department ~~it~~ finds that the holder or his/her agent submitted false or inaccurate information in the application or has violated state law, Department rules, regulations or conditions of approval relating to the use of the Great Seal.

~~(9)(7)~~ State and Local Government Agencies. Subject to the requirements of subsection 1-2.0021~~(6)(4)~~, F.A.C., state and local governmental agencies as defined in paragraphs 1-2.0021(4)(d) and (e), F.A.C., the following governmental entities and authorized staff members may use and display the Great Seal in connection with official business without application to the Department, ~~members of the Legislature; members of the Judiciary; and any governmental agency, including state, county, municipal, district or other separate unit of government created or established by law~~ when specific written approval for use of the Great Seal has been granted by the agency's head of the governmental entity.

Specific Authority 15.03 FS. Law Implemented 15.03 FS. History—New 10-2-79, Amended 6-22-83, Formerly 1-2.021, Amended 5-6-96, _____.

FLORIDA DEPARTMENT OF STATE
GLENDA E. HOOD, SECRETARY OF STATE

Application for Manufacture or Use of the
Great Seal of the State of Florida, Form DS-19
Under Section 15.03(3), Florida Statutes

Please Type or Print Legibly

Name, street address, city, state, and zip code of applicant:

The period of time for which permission to manufacture or use the Great Seal is sought:

Describe the manner in which the Great Seal will be manufactured or reproduced including a description of materials used:

How many copies or reproductions of the Great Seal do you plan to make (if for use in a printed publication, please specify the number of copies)?

How much revenue do you expect to receive from the proposed use of the Great Seal and what will be the purchase price of each item on which the Great Seal is used or reproduced?

Where, to whom, and how will the item on which the Great Seal is used or reproduced be sold?

IN ORDER FOR THIS APPLICATION TO BE CONSIDERED COMPLETE, AN ILLUSTRATION, REPRODUCTION, OR SAMPLE OF THE MANNER IN WHICH THE GREAT SEAL WILL BE USED MUST BE ATTACHED TO THIS APPLICATION. IF THE APPLICATION IS FOR THE USE OF THE GREAT SEAL IN A BOOK OR BROCHURE, PLEASE ATTACH A PROPOSED LAY-OUT OR MANUSCRIPT OF THE PUBLICATION.

Rule 5N-1.116 to s. 3, ch. 2005-143, Laws of Florida; 2) update the certification of insurance form; and 3) increase license fees for applicants for licensure under Chapter 493, F.S. SUBJECT AREA TO BE ADDRESSED: Certification of insurance for private investigative agencies and recovery (repossessor) agencies; license fees.

SPECIFIC AUTHORITY: Section 3, ch. 2005-143, Laws of Florida, 215.405, 493.6103, 493.6105(3)(j), 493.6107, 493.6202, 493.6302, 493.6402 FS.

LAW IMPLEMENTED: 215.405, 493.6105(1), 493.6105(3)(j), 493.6107, 493.6110, 493.6115(13), 493.6201, 493.6202, 493.6301, 493.6302, 493.6401, 493.6402 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., October 24, 2005

PLACE: Conference Room, 2520 North Monroe Street, Tallahassee, Florida 32303

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John V. McCarthy, Assistant General Counsel, Division of Licensing, Department of Agriculture and Consumer Services, 2520 North Monroe Street, Tallahassee, FL 32303, (850)245-5506, Fax (850)245-5505

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

DEPARTMENT OF REVENUE

Child Support Enforcement Program

RULE TITLE: RULE NO.:

Consumer Reporting Agencies 12E-1.012

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12E-1.012, F.A.C. (Consumer Reporting Agencies) is to change the dollar threshold used in determining which cases are eligible to be reported to consumer reporting agencies, provide a definition for the term “delinquency” that supports the new threshold, amend the notice provision, and create criteria that exclude recipients of temporary cash assistance and Supplemental Security Income (SSI) benefits from having their overdue support reported. The amendments create a written agreement provision under which the department will forego reporting an obligor’s overdue support to consumer reporting agencies for as long as the obligor complies with an agreed payment plan. The amendments change the contest provision to require an obligor to have an informal review with department staff before the obligor can request an administrative hearing.

The effect of these amendments is to change the eligibility factors for reporting cases to consumer reporting agencies, give obligors an ability to opt out of being reported to consumer

reporting agencies by complying with a payment plan, and change the contest provision to allow disputes to be resolved informally.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is to develop improvements in the procedures for reporting overdue child support to consumer reporting agencies.

SPECIFIC AUTHORITY: 61.1354(5), 409.2557 FS.

LAW IMPLEMENTED: 61.1354 FS.

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

TIME AND DATE: 9:30 a.m., October 17, 2005

PLACE: Room 301, 4070 Esplanade Way, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mike Vergenz, Government Analyst II, Child Support Enforcement Program, Department of Revenue, P. O. Box 8030, Tallahassee, Florida 32314-8030, (850)922-9568, e-mail: vergenzm@dor.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12E-1.012 Consumer Reporting Agencies.

(1) Definitions. As used in this rule:

(a) through (b) No change.

(c) “Delinquency” means the total amount of support that has come due and is unpaid pursuant to the payment schedule set forth in the initial support order or the arrearage as adjudicated in the most recent order that established an arrearage.

(2) No change.

(3) Periodic Reporting to Consumer Reporting Agencies.

(a) Pursuant to Section 61.1354(2), F.S., the department shall report periodically to consumer reporting agencies ~~periodically~~, no more frequently than monthly, the names, social security numbers, and amounts of overdue support owed by obligors. The initial report concerning an obligor shall not be released until the department has complied with subsection (4) of this rule; subsequent periodic reports which update the amounts owed by an obligor shall be released without complying with subsection (4).

(b) The department shall use the following criteria in determining whether an obligor’s overdue support shall be periodically reported pursuant to this subsection ~~section~~:

1.(a) Overdue support in the case must equal or exceed two times the monthly obligation, if any, and the delinquency in the case must equal or exceed \$5, according to the records of the department. The amount of the overdue support owed by the obligor, according to the records of the department, is greater than \$500 and there is a delinquency in the payment of the obligor's obligation under the order at the time the information is reported;

2.(b) The obligor's case has not been placed by the department in a closed status;

3.(e) The obligor's case has not been referred by the department to another state's IV-D agency to enforce the support obligation.

4. The obligor is not a Supplemental Security Income (SSI) recipient.

5. The obligor does not receive temporary cash assistance.

(c)1. The department shall not release the initial report concerning an obligor's overdue support in a case that otherwise meets the criteria in paragraph (b) above if, after the obligor receives notice pursuant to subsection (4) below, the department and the obligor enter into a written agreement establishing a payment plan in accordance with Rule 12E-1.027, F.A.C. The department may not release the initial report for as long as the obligor complies with the written agreement.

2. If the obligor subsequently fails to make a payment due under the written agreement, the department shall release the initial report and subsequent periodic reports without further notice to the obligor, which shall be stated in the written agreement.

(4) Notice and Right to Hearing. Prior to releasing a report or providing information concerning an obligor in an instance governed by this section, the following procedures shall be followed:

(a) The department shall give notice to the obligor by regular mail at his or her last known mailing address and at the address of record with the tribunal that entered the support order with Department of Revenue Form CS-EF32, 'Notice of Intent to Report to Consumer Reporting Agencies', incorporated herein by reference with a revision date of February 2000. Members of the public may obtain a copy of this form by a written request to: Department of Revenue, Child Support Enforcement Program, attn.: Forms Coordinator, P. O. Box 8030, Tallahassee, Florida 32314-8030. The notice will inform the obligor that the department will report the amount of overdue support owed by the obligor to consumer reporting agencies. The notice will also inform the obligor of the department's duty to release the information, that the obligor may request the department to enter into a written agreement that establishes a payment plan in lieu of reporting the overdue support, and that the obligor has the right to contest the accuracy of the information proposed to be released by requesting an informal review. Form CS-EF32 shall provide

notice to the obligor of the intent of the department to release the following information to one or more consumer reporting agencies: the obligor's name, social security number, and the amount of overdue support owed by the obligor.

(b) An obligor may contest the reporting of his or her overdue support to consumer reporting agencies under subsections (2) and (3) above as follows.

1. The obligor must submit a written request for informal review to the department at the address specified in the notice (form CS-EF32) within 25 calendar days after the mailing date of the notice.

2. If a written request for informal review is received timely, the department must conduct the informal review to determine whether reporting to consumer reporting agencies is appropriate. The department must conclude its review within 20 calendar days after receiving the request.

3. The department shall conclude its review by hand delivering or sending to the obligor by regular mail a notice of decision. The notice shall inform the obligor whether the department intends to report the obligor's overdue support amount to the consumer reporting agencies. The notice must inform the obligor of the right under Chapter 120, Florida Statutes, to file a petition for administrative hearing to contest the accuracy of the information to be reported.

4. The obligor may contest the notice of decision by filing with the department at the address indicated in the notice a written petition for administrative hearing within 15 calendar days after receipt of the notice of decision. A petition is filed when it is received by the department, not when it is mailed.

5. If a petition for administrative hearing is received timely by the department, the department may not report information to consumer reporting agencies concerning overdue support owed by the obligor until the matter is disposed of by the obligor withdrawing the petition, by agreement of the parties, or by the entry of a final order authorizing the release of the information following a hearing or other administrative proceeding under Chapter 120, F.S. The notice shall inform the obligor of the department's duty to release the information, and that the obligor has the right to contest the accuracy of the information proposed to be released by requesting a hearing with the department by following the procedures in the next subsection:

(e) To request a hearing with the department, the obligor shall:

1. File a written petition for administrative hearing with the department at the address indicated in the notice within 15 consecutive calendar days of the obligor's receipt of the notice (Form CS-EF32). A petition is filed when it is received by the department, not when it is mailed.

2. Include in the petition the information required by Rule 28-106.201, F.A.C. if the obligor disputes issues of material fact raised by the notice; or the information required by Rule 28-106.301, F.A.C. if the obligor does not dispute issues of material fact raised by the notice.

(d) If a petition for administrative hearing is received by the department within the 15 day period following the obligor's receipt of the notice, the department shall not release the information concerning overdue support owed by the obligor until the matter is disposed of by an order dismissing the petition on procedural grounds, by agreement of the parties, or by the entry of a final order authorizing the release of the information following a hearing or other administrative proceeding under Chapter 120, F.S.

(e) If a notice (CS-EF32) is returned to the department undelivered by the U. S. Postal Service, the department shall give a new notice to the obligor in compliance with this section prior to releasing a report or providing information concerning the obligor to consumer reporting agencies.

(5) No change.

(6) Department Requests for Consumer Reports. The department is authorized to request consumer reports from consumer reporting agencies pursuant to Section 61.1354(3) and (4), F.S., according to the following procedures:

(a) Before the department submits any requests for consumer reports to a consumer reporting agency, the executive director of the Department of Revenue or his or her designee shall certify one-time to the consumer reporting agency that every subsequent request for a consumer report from that agency will meet the requirements set forth in Section 61.1354(3), F.S.

(b) The department shall provide notice to an individual whose consumer report is sought by sending Department of Revenue Form ~~CS-EF15~~ ~~CS-EF10~~, 'Notice of Consumer Report Inquiry', by certified mail to the individual's last known address at least 15 calendar days prior to transmitting the request to the consumer reporting agency. ~~Form CS-EF10 is incorporated herein by reference with a revision date of January 1999. Members of the public may obtain a copy of this form by a written request to: Department of Revenue, Child Support Enforcement Program, attn.: Forms Coordinator, P. O. Box 8030, Tallahassee, Florida 32314-8030.~~

Specific Authority 61.1354(5), 409.2557 FS. Law Implemented 61.1354 FS. History—New 6-17-92, Amended 7-20-94, Formerly 10C-25.009, Amended 10-22-00, _____.

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

Florida Prepaid College Board

RULE TITLE: RULE NO.:

Application 19B-4.001

PURPOSE AND EFFECT: To update the form numbers for the Florida Prepaid College Plan and Florida College Investment Plan New Account Application form and Master Covenant form.

SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan and Florida College Investment Plan New Account Application and Master Covenant.

SPECIFIC AUTHORITY: 1009.971(1),(4),(6) FS.

LAW IMPLEMENTED: 1009.98 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: 2:00 p.m., October 17, 2005

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-4.001 Application.

(1) No change.

(2) The Florida Prepaid College Plan and Florida College Investment Plan New Account Application, Form No. FPCB 2005-10, is hereby incorporated by reference and may be obtained from the Board by calling 1(800)552-GRAD (4723) (prompt 1). The Florida Prepaid College Plan Program Master Covenant, Form No. FPCB ~~2005-02~~ ~~2004-02~~, is hereby incorporated by reference and may be obtained from the Board by calling 1(800)552-GRAD (4723) (prompt 1).

Specific Authority 1009.971(1),(4),(6) FS. Law Implemented 1009.98 FS. History—New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-4.001, Amended 12-5-93, 5-31-95, 6-20-96, 10-20-96, 12-16-97, 2-18-99, 6-6-99, 2-8-00, 5-21-00, 1-3-01, 10-9-01, 11-27-02, 10-1-03, 1-29-04, 12-28-04, 6-2-05, _____.

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE TITLE: RULE NO.:

Contract Prices 19B-4.002

PURPOSE AND EFFECT: To update the actuarial assumption utilized to calculate the rise in university tuition.

SUBJECT AREA TO BE ADDRESSED: The actuarial assumption utilized to calculate the rise in university tuition.

SPECIFIC AUTHORITY: 1009.971(1),(4),(6) FS.
 LAW IMPLEMENTED: 1009.98(2) 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: 2:00 p.m., October 17, 2005
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-4.002 Contract Prices.

The Board will evaluate prices for revision annually. All contract prices will be published annually in the Florida Administrative Weekly. Contract prices are based on the actuarial assumption that university tuition will rise at an average of ~~6.5~~ 7.5 percent per annum for two years, then ~~6.8 percent per annum~~, community college tuition will rise at an average of 6 percent per annum and dormitory fees will rise at an average of 6 percent per annum. Local fee contract prices are based on the actuarial assumption that university local fees will rise at an average of 6 percent per annum and community college local fees will rise at an average of 6 percent per annum.

Specific Authority 1009.971(1),(4),(6) FS. Law Implemented 1009.98(2) FS. History—New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-4.001, Amended 5-31-95, 2-18-99, 2-8-00, 12-28-03, 12-28-04, _____.

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE TITLES: Application for Participation in the Program
 RULE NO.: 19B-16.002
 PURPOSE AND EFFECT: To update the form number for the Florida Prepaid College Plan and Florida College Investment Plan New Account Application.
 SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan and Florida College Investment Plan New Account Application.
 SPECIFIC AUTHORITY: 1009.971(1),(4),(6) FS.
 LAW IMPLEMENTED: 1009.981 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: 2:00 p.m., October 17, 2005
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 19B-16.002 Application for Participation in the Program.
 - (1) No change.
 - (2) The Florida Prepaid College Plan and Florida College Investment Plan New Account Application, Form No. FPCB 2005-10, is hereby incorporated by reference. The form may be obtained from the Board by calling 1(800)552-GRAD (4723) (prompt 1).
 - (3) No change.

Specific Authority 1009.971(1),(4),(6) FS. Law Implemented 1009.981 FS. History—New 11-27-02, Amended 1-29-04, 12-28-04, 6-2-05, _____.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Holding Cells
 RULE NO.: 33-602.224
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to eliminate an unnecessary form.
 SUBJECT AREA TO BE ADDRESSED: Holding cells.
 SPECIFIC AUTHORITY: 944.09 FS.
 LAW IMPLEMENTED: 20.315, 944.09 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-602.224 Holding Cells.
 - (1) through (3) No change.
 - (4) A holding cell log will be maintained at the holding cell location. Each institution will be responsible for recording using the Holding Cell Log, Form DC6-208, to record the reasons for placement in the cell, the length of time held in cell, and the record of frequent checks. ~~Form DC6-208 is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is February 3, 2000.~~

(5) through (9) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 2-3-00, Amended 8-7-03, 10-24-04, _____.

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 Deaton, Okahumpka, Miona and Big Gant Lake in Sumter 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:

TIMES AND DATE: 4:00 p.m. and 7:30 p.m., Thursday, October 20, 2005

PLACE: Southwest Florida Water Management District's Brooksville headquarters, Conference Rooms A & B, First Floor, 2379 Broad Street, Brooksville, FL 34604-6899

WHAT: Public workshop on proposed minimum and guidance levels for Lakes Deaton, Okahumpka, Miona and Big Gant Lake in Sumter 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: Lisa Henningsen, Environmental Scientist, Resource Conservation and Development Department, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4268

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Division of Health Quality Assurance

RULE CHAPTER TITLE: Disputed Reimbursement Rule
 RULE CHAPTER NO.: 59A-31

RULE TITLES: Disputed Reimbursement Avoidance
 RULE NOS.: 59A-31.001
 Disputed Reimbursement 59A-31.002

PURPOSE AND EFFECT: To repeal Rule 59A-31.001, F.A.C., Reimbursement Avoidance Process, for which the Agency has no grant of rule authority to implement and to amend Rule 59A-31.002, F.A.C., to reflect the Agency's current Utilization and Reimbursement Dispute Process.

SUBJECT AREA TO BE ADDRESSED: The Agency's Utilization and Reimbursement Dispute process.

SPECIFIC AUTHORITY: 440.13(7) FS.

LAW IMPLEMENTED: 440.13(7) 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: Beverly Williams, Medical Health Care Program Analyst, AHCA, Workers' Compensation Unit, 2727 Mahan Drive, Mail Station 27, Tallahassee, Florida 32301

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

UTILIZATION AND REIMBURSEMENT DISPUTE
RULE DISPUTED REIMBURSEMENT

59A-31.001 Disputed Reimbursement Avoidance.

Specific Authority 440.13(7) FS. Law Implemented 440.13(2)(a),(i) FS. History--New 5-15-1991, Formerly 38F-7.517, 4L-7.517, Repealed _____.

59A-31.002 Disputed Reimbursement.

~~In those instances when a provider does not agree with a carrier's reconsidered reimbursement decision, the Agency will, upon request provide for a settlement of such reimbursement dispute through a review process conducted by the Agency's Bureau of Managed Health Care.~~

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

Specific Authority 440.13(7) FS. Law Implemented 440.13(2)(a),(i) FS. History--New 5-15-1991, Formerly 38F-7.517, 4L-7.517, Amended _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Outpatient Hospital Services
 RULE NO.: 59G-4.160

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference update August 2005 to the Florida Medicaid Provider Reimbursement Handbook, UB-92. The update contains revisions to the instructions for completing a UB-92 claim form. The revisions are necessary in order to maintain compliance with the Health Insurance Portability and Accountability Act (HIPAA).

SUBJECT AREA TO BE ADDRESSED: Outpatient Hospital Services.

SPECIFIC AUTHORITY 409.919 FS.
 LAW IMPLEMENTED 409.905, 409.908, 409.9081 FS.
 IF REQUESTED 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: 10:00 a.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 IS: Melissa Bassett, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308, (850)922-7724

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.160 Outpatient Hospital Services.

(1) No change.

(2) All hospital providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Hospital Services Coverage and Limitations Handbook, March 2003, updated January 2005, and the Florida Medicaid Provider Reimbursement Handbook, UB-92, April 2004, updated August 2005, both incorporated by reference in this rule. Both handbooks are available from the Medicaid fiscal agent contractor.

Specific Authority 409.919 FS. Laws Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 12-7-78, 1-18-82, Amended 7-1-83, 7-16-84, 7-1-85, 10-31-85, Formerly 10C-7.40, Amended 9-16-86, 2-28-89, 5-21-91, 5-13-92, 7-12-92, 1-5-93, 6-30-93, 7-20-93, 12-21-93, Formerly 10C-7.040, Amended 6-13-94, 12-27-94, 2-21-95, 9-11-95, 11-12-95, 2-20-96, 10-27-98, 5-12-99, 10-18-99, 3-22-01, 8-12-01, 2-25-03, 8-14-03, 11-28-04, 8-18-05.

DEPARTMENT OF MANAGEMENT SERVICES

State Technology Office

RULE TITLE: Requirements for Sworn Invoices

RULE NO.: 60DD-1.001

Submitted by or on Behalf of
 Wireless Service Providers

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

SUBJECT AREA TO BE ADDRESSED: The requirements for itemization of charges submitted for reimbursement.

SPECIFIC AUTHORITY: 365.172(6)(a)12., 365.173(2)(b) FS.

LAW IMPLEMENTED: 365.173(2)(b) 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: John C. Ford, Chair, Wireless 911 Board, 4030 Esplanade Way, Suite 235M, Tallahassee, Florida 32399-0950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60DD-1.001 Requirements for Sworn Invoices Submitted by or on Behalf of Wireless Service Providers.

All wireless service providers seeking reimbursement for actual costs incurred to provide 911 or E911 service pursuant to Section 365.173(2)(b), F.S., shall complete and submit a sworn invoice containing the following:

(1) through (3) No change.

(4) Itemization of non-recurring charges, ~~by county~~, for which reimbursement is sought, including:

(a) through (d) No change.

(5) Itemization of monthly recurring charges, ~~by county~~, for which reimbursement is sought, including:

(a) through (d) No change.

(6) Itemization of other recurring charges for which reimbursement is sought, including:

(a) Timing of each recurring item, e.g., annual, quarterly, bi-monthly, etc.:

(b) Description of each item:

(c) Quantity of each item provided:

(d) Unit cost of each item: and,

(e) Total cost of each item.

(7) Totalled Phase I recurring charges, Phase I non-recurring charges, Phase II recurring charges and Phase II non-recurring charges.

(6) through (9) renumbered (8) through (11) No change.

Specific Authority 365.172(6)(a)12., 365.173(2)(b) FS. Law Implemented 365.173(2)(b) FS. History—New 5-22-03, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE TITLES: Approved Form; Incorporation Fee

RULE NOS.: 61G4-12.006

61G4-12.009

PURPOSE AND EFFECT: The Board proposes to include a form and fee for the reinstatement of null and void licenses, consistent with SB 1012.

SUBJECT AREA TO BE ADDRESSED: Forms and fees.

SPECIFIC AUTHORITY: 455.213(2), 455.217(2), 455.219(1), 455.271(8), 489.108, 489.118 FS.

LAW IMPLEMENTED: 119.07(1)(a), 120.52(15), 455.213(2), 455.217(2), 455.219(1), 455.271(7),(8), 489.108, 489.109, 489.143 FS.

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

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

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

DEPARTMENT OF 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 Pharmacy

RULE TITLE: Retired License Election; Renewal; Fees
 RULE NO.: 64B16-26.1005
 PURPOSE AND EFFECT: The Board proposes the Rule Development for legislation from 2005 Session to implement Court Supplement for Senate Bill 410.
 SUBJECT AREA TO BE ADDRESSED: Retired License, renewal and fees.
 SPECIFIC AUTHORITY: 456.036(15) FS.
 LAW IMPLEMENTED: 456.013, 456.036(4)(b) 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: Rebecca R. Poston, Executive Director, Board of Pharmacy /MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.1005 Retired License Election; Renewal; Fees.

(1) A licensee may elect to place his or her license on retired status.

(a) At the time of license renewal, to place the license on retired status, the licensee must submit a written request with the board for retired status and submit the retired status fee of \$50.00 pursuant to Section 456.036(4)(b), F.S., and the current unlicensed activity fee.

(b) At a time other than license renewal, to place the license on retired status, the licensee must submit a written request to the Board for the retired status plus submit the retired status fee of \$50.00 pursuant to Section 456.03(4)(b), F.S., plus a change of status fee of \$25.00 plus the current unlicensed activity fee.

(c) Before the license of a retired status licensee is reactivated, the licensee must meet the continuing education requirements in Rule 64B16-26.103, F.A.C., and pay any renewal fees imposed on an active status licensee for all biennial licensure periods plus the current unlicensed activity fee during which the licensee was on retired status.

(2) Any person applying for an active status license who has been on retired status for 5 years or more, or if licensed elsewhere has not been active during the past 5 years, shall as a condition of licensure demonstrate that he or she is able to practice with the care and skill sufficient to protect the health, safety, and welfare of the public by:

(a) If inactive for less than 5 years, the licensee must pass a jurisprudence Examination;

(b) If inactive for 5 or more years, in addition to paragraph (a), the licensee must pass the NAPLEX.

(3) Any person applying for an active status license by endorsement who has not been active in his or her state of licensure during the past 5 years, shall as a condition of licensure demonstrate that he or she is able to practice with the care and skill sufficient to protect the health, safety, and welfare of the public by:

(a) If inactive for less than 5 years, the applicant must pass a jurisprudence Examination;

(b) If inactive 5 or more years, in addition to paragraph (a), the applicant must pass the NAPLEX.

Specific Authority 456.036(15) FS. Law Implemented 456.013, 456.036(4)(b) FS. History—New _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE TITLE: Consultant Pharmacist Licensure
 RULE NO.: 64B16-26.300
 PURPOSE AND EFFECT: The Board proposes the amendment to the rule to strike out language accepted on May 5, 2005 as the wrong language and to implement the correct language.
 SUBJECT AREA TO BE ADDRESSED: Consultant Pharmacist Licensure.
 SPECIFIC AUTHORITY: 465.005, 465.0125 FS.
 LAW IMPLEMENTED: 465.0125 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: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.300 Consultant Pharmacist Licensure.

(1) through (2)(b) No change.

(c) Successfully complete, a period of assessment and evaluation under the supervision of a preceptor within one (1) year of completion of the course set forth in paragraph (b) above. This period of assessment and evaluation shall be completed over no more than three (3) consecutive months and shall include at least 40 hours of training in the following practice areas, 60% of which shall occur on-site at an institution that holds a pharmacy permit. The training shall include:

<u>Minimum Skill Required</u>	<u>Percent of Time</u>	<u>Hours</u>
Minimum of 40 Hours in Maximum of Three Months		
1. Regimen review, documentation and communication.	50-60%	20-24
a. Demonstrate ability to carry our process and understand documentation functions.		
b. Understand and perform drug regimen review. Communicate findings to appropriate individuals or groups.		
c. <u>The Consultant pharmacist is responsible for learning other skills needed to perform in his/her type of facility where he/she is or will be the consultant Pharmacist of Record</u>		
2. Facility review.	20% 15	6-8
Demonstrate areas that should be evaluated, documentation, and reporting procedures.		
3. Committee and Reports.	5%	2
<u>Review Attend</u> quarterly Quality of Care Committee <u>minutes</u> and preparation and delivery of pharmacist quarterly report.		

4. through 6. No change.

~~7. Additional skills.~~

~~The Consultant pharmacist is responsible for learning other skills needed to perform in his/her type of facility where he/she is or will be the consultant Pharmacist of Record.~~

(3) through (7) No change.

~~(8) A consultant pharmacist who has never completed a period of assessment and evaluation shall meet the requirements of paragraph (2)(c) within one (1) year after the effective date of this rule.~~

Specific Authority 465.005, 465.0125 FS. Law Implemented 465.0125 FS. History—New 5-19-72, Revised 4-19-74, Repromulgated 12-18-74, Amended 10-17-79, 4-8-80, 7-29-81, 7-1-83, 4-10-84, 4-30-85, Formerly 21S-1.26, 21S-1.026, Amended 7-31-91, 10-14-91, Formerly 21S-26.300, 61F10-26.300, Amended 9-19-94, 3-28-95, 3-10-96, Formerly 59X-26.300, Amended 5-22-01, 5-5-05.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances 64B16-30.001

PURPOSE AND EFFECT: The Board proposes the Rule Development for Legislation from 2005 Session to implement Court Supplement for Senate Bill 366.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

SPECIFIC AUTHORITY: 456.072, 456.079, 465.005 FS.

LAW IMPLEMENTED: 456.072, 456.079 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: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-30.001 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) through (2)(o)19. No change.

	<u>PENALTY RANGE</u>	
<u>20. VIOLATION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>Being terminated from or failing to successfully complete an impaired practitioners treatment program (456.072(1)(gg), F.S.)</u>	<u>Suspension until successful completion or receipt of written confirmation or denial of licensure compliance with ongoing treatment and a fine of up to \$1000</u>	<u>Revocation</u>

(3) through (4) No change.

Specific Authority 456.072, 456.079, 465.005 FS. Law Implemented 456.072,456.079 FS. History--New 3-1-87, Amended 5-11-88, Formerly 21S-17.001, 21S-30.001, 61F10-30.001, Amended 6-26-95, 1-30-96, Formerly 59X-30.001, Amended 12-3-97, 11-15-98, 5-3-00, 1-2-02,_____.

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: Qualifications to Evaluate and Treat Sex Offenders Under “Qualified Practitioner” Status
 RULE NO.: 64B19-18.001

PURPOSE AND EFFECT: The Board proposes to promulgate a new rule to implement new legislation regarding the qualifications of licensed psychologists to complete risk assessments and prepare safety plans pursuant to Chapter 947, F.S.

SUBJECT AREA TO BE ADDRESSED: Qualifications to Evaluate and Treat Sex Offenders Under “Qualified Practitioner” Status.

SPECIFIC AUTHORITY: 947.005(9), 490.004(4) FS.

LAW IMPLEMENTED: 947.005(9) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Speech Language Pathology and Audiology

RULE TITLE: Retired Status and Reactivation of Retired Status License; Fees
 RULE NO.: 64B20-5.0022

PURPOSE AND EFFECT: The Board proposes the development of this rule to address retired status licenses in order to implement Section 456.036, F.S., 2005 and other laws.

SUBJECT AREA TO BE ADDRESSED: Retired Status and Reactivation of Retired Status License; Fees.

SPECIFIC AUTHORITY: 456.036 FS.

LAW IMPLEMENTED: 456.036 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

E. King, Executive Director, Board of Speech Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Speech Language Pathology and Audiology

RULE TITLE: Disciplinary Guidelines
 RULE NO.: 64B20-7.001

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 468.1135(4) FS.

LAW IMPLEMENTED: 456.063, 456.072, 456.076, 468.1295, 468.1296 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 E. King, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE CHAPTER TITLE: General Child Welfare Provisions
 RULE CHAPTER NO.: 65C-30

PURPOSE AND EFFECT: The purpose of this rule development is to provide definitions, procedures, and requirements that relate to child protective services. It has the effect of consolidating duplicate child protective services requirements that currently appear in several separate rule chapters.

SUBJECT AREA TO BE ADDRESSED: This rule draft will include all general procedures and practice requirements common to all Child Welfare Rules authorized by Section 39.012, F.S., from protective investigations through post-placement supervision and termination of supervision. The subject matter will also cover issues common to both in-home and out-of-home protective supervision.

SPECIFIC AUTHORITY: 39.012, 39.0121 FS.

LAW IMPLEMENTED: Chapter 39 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., October 24, 2005

PLACE: Building 4, 1317 Winewood Blvd., Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Nelson Simmons, Building 6, 1317 Winewood Blvd., Tallahassee, FL 32399, (850)922-0375

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE AFTER FRIDAY, OCTOBER 14, 2005.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE CHAPTER TITLE: Parent Education and Family Stabilization
 RULE CHAPTER NO.: 65C-32

PURPOSE AND EFFECT: The purpose of this rule development is to provide appropriate and effective parameters for the classes mandated by statute for parents currently in the marriage dissolution process.

SUBJECT AREA TO BE ADDRESSED: This rule draft will include the requirements to obtain Department of Children and Family Services approval to provide a Parent Education and Family Stabilization class and the procedures that the Department shall take to revoke such approval.

SPECIFIC AUTHORITY: 61.21(3)(e) FS.

LAW IMPLEMENTED: 61.21 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., October 24, 2005

PLACE: Building 4, 1317 Winewood Blvd., Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Pat Badland, Building 6, 1317 Winewood Blvd., Tallahassee, FL 32399, (850)922-2298

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE AFTER FRIDAY, OCTOBER 14, 2005.

**Section II
 Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

RULE CHAPTER TITLE: Dealers in Agricultural Products
 RULE CHAPTER NO.: 5H-1

RULE TITLES: Bond and/or Certificate of Deposit Required;
 RULE NOS.:

- Agricultural Products 5H-1.001
- License Fee to be Paid 5H-1.003
- Certificates of Deposit in Lieu of Surety Bonds 5H-1.004

PURPOSE AND EFFECT: The purpose and effect of this rule is to specify, detail, and clarify the surety bond and/or certificate of deposit requirements and license fees for issuance of an agricultural dealers license.

SUMMARY: This rule proposes modifications and updates in the requirements for surety bonds and/or certificates of deposit and license fees in response to changes to the Florida License and Bond Law as amended by Chapters 570-604, F.S., enacted by the 2005 Florida Legislature.

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

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

SPECIFIC AUTHORITY: 604.27 FS.

LAW IMPLEMENTED: 604.19, 604.20, 604.21(1),(2),(8) FS., as amended by Chapters 570-604 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: Friday, 3:00 p.m., October 28, 2005

PLACE: The Mayo Building, Training Room, Room 306, 407 S. Calhoun St., Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Christopher E. Green, Management Review Specialist, Bureau of License and Bond, Division of Marketing and Development, Rm. 208, 407 S. Calhoun St., Tallahassee, FL 32399-0800, (850)488-4101, Fax (850)921-8312

THE FULL TEXT OF THE PROPOSED RULES IS:

5H-1.001 Bond and/or Certificate of Deposit Required; Agricultural Products.

~~(1) The penal sum of the surety bond to be furnished to the department by an applicant for license as a dealer in agricultural products shall be in an amount equal to the dollar value of agricultural products handled for Florida producers, their agents, or representatives, by purchase or otherwise, during the month of maximum transaction in such products during the preceding twelve (12) month period.~~

~~(2) An applicant for license who has not handled agricultural products for a Florida producer, his agents or representatives, during the previous year shall furnish a bond in an amount equal to the estimated dollar value of such agricultural products to be handled during the next immediate twelve (12) months.~~

~~(1)(3) No dealer shall be required to furnish a bond and/or certificate of deposit in an amount greater than one hundred thousand dollars (\$100,000).~~

~~(2)(4) The maximum amount of bond and/or certificate of deposit required of a dealer shall be no prohibition to a dealer furnishing a bond and/or certificate of deposit in an amount greater than the maximum required.~~

~~(5) No bond may be in an amount less than three thousand dollars (\$3,000).~~

~~(3)(6) A separate bond and/or certificate of deposit shall be required to cover each one-year license period.~~

Specific Authority 604.27 FS. Law Implemented 604.19, 604.20(1) FS. History—New 9-12-79, Amended 1-11-81, 5-2-82, Formerly 5H-1.01, Amended 5-3-90, 7-7-92, 2-26-96, 8-11-96, _____.

5H-1.003 License Fee to be Paid.

The license fee for the principal place of business for a dealer in agricultural products shall be based upon the amount of agricultural dealer's surety bond and/or certificate of deposit furnished by each dealer under the provisions of Section 604.20, Florida Statutes, as follows: ~~For bonds in the amount of \$3,000 to \$4,999, the license fee is \$65.~~ For bonds and/or certificates of deposit in the amount of \$5,000 to \$9,999, the license fee is \$170 ~~\$135~~. For bonds and/or certificates of deposit in the amount of \$10,000 to \$14,999, the license fee is \$230 ~~\$195~~. For bonds and/or certificates of deposit in the amount of \$15,000 or more, the license fee is \$300 ~~\$265~~. For each additional place of business which the applicant desires to conduct and names in the application, the additional license fee shall be \$100 ~~\$50~~ annually. Should any dealer in agricultural products fail, refuse, or neglect to apply and qualify for the renewal of a license on or before the date of expiration thereof, a penalty of \$100 ~~\$35~~ shall apply to and be added to the original license fee and shall be paid by the applicant before the renewal license may be issued.

Specific Authority 604.27 FS. Law Implemented 604.19 FS., as amended by Chapter 90-161, Laws of Florida. History—New 9-12-79, Amended 1-11-81, 10-30-85, Formerly 5H-1.03, Amended 12-5-90, _____.

5H-1.004 Certificates of Deposit in Lieu of Surety Bonds.

Specific Authority 604.27 FS. Law Implemented 604.19, 604.20, 604.21(1),(2),(8) FS. History—New 11-16-83, Amended 9-2-84, Formerly 5H-1.04, Amended 3-27-86, 6-24-90, 12-10-92, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Christopher E. Green, Management Review Specialist, Bureau of License and Bond, Division of Marketing and Development, Rm. 208, 407 S. Calhoun St., Tallahassee, FL 32399-0800, (850)488-4101, Fax (850)921-8312

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Nelson Mongiovi, Director, Division of Marketing & Development, Florida Department of Agriculture and Consumer Services, Rm. 439, 407 S. Calhoun St., Tallahassee, FL 32399-0800, (850)488-4032, Fax (850)922-2861

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

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

RULE CHAPTER TITLE: Certification of Agriculture Education and Promotion Facility

RULE CHAPTER NO.: 5H-25

RULE TITLES: Application

RULE NOS.: 5H-25.001

Certification of an Agriculture Education and Promotion Facility

5H-25.002

Evaluation and Ranking

5H-25.003

Submission of Proposals

5H-25.004

PURPOSE AND EFFECT: This rule provides the procedures for the receipt and processing of applications for funding of projects according to Section 288.1175, F.S.

SUBJECT AREA TO BE ADDRESSED: This rule provides the procedure for submission and processing of applications to the department for certification, evaluation and ranking and the criteria to be used by the department to certify, evaluate and rank the submissions.

SPECIFIC AUTHORITY: 288.1175(2),(4),(5),(8) FS.

LAW IMPLEMENTED: 288.1175 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: Construction Project Consultant I, Bureau of State Farmers' Markets, Division of Marketing and Development, Department of Agriculture and Consumer Services, 407 S. Calhoun Street, Suite 209, Tallahassee, Florida 32399-0800, (850)487-4322, Fax (850)488-9006

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

THE FULL TEXT OF THE PROPOSED RULES IS:

5H-25.001 Application.

The application is incorporated by reference and may be obtained by contacting the Construction Project Consultant I, Division of Marketing and Development, Bureau of State Farmers' Markets, 407 S. Calhoun Street, Tallahassee, Florida 32399-0800, Phone: (850)921-1992, Fax: (850)488-9006.

Specific Authority 288.1175(2) FS. Law Implemented 288.1175 FS. History--New _____.

5H-25.002 Certification of an Agriculture Education and Promotion Facility.

The Department will apply the following criteria, in descending order:

(1) Applications for funding must be received by the Department of Agriculture and Consumer Services by close of business on October 1 of each year in order to be eligible to be certified, evaluated and ranked for submission to the Legislature. All required information must be sent by certified or registered mail, or any other delivery service which will require a signature, and received by the deadline.

(2) An eligible unit of local government must have the authority to issue General Obligation or Revenue Bonds, which includes power to levy special assessments (as defined in Section. 218.369, F.S.). A fair association must meet the definition as in Section 616.001(9), F.S. Fair Associations must supply documentation verifying ownership of the property or a minimum 10-year lease for the property upon which the facility is to be constructed.

(3) Applicants must demonstrate, by sworn affidavit, that the agriculture education and promotion facility shall serve more than 25,000 visitors annually.

(4) Applicant shall submit a certified copy of the resolution of support and evidence of a public hearing that the proposed facility serves a public purpose.

(5) Documentation must be provided to verify the required 40% matching amount by copy of a resolution, budget item, permit waiver(s), in-kind services or cash donation(s). If the applicant is using the value of the land, or any improvements to the land as part or all of the matching requirement, this must be documented by providing a copy of a certified appraisal, tax assessors report or copies of paid invoices for land improvements.

(6) In order to be evaluated and ranked, an application must be certified as an Agriculture Education and Promotion Facility.

Specific Authority 288.1175(4) FS. Law Implemented 288.1175 FS. History--New _____.

5H-25.003 Evaluation and Ranking.

The project ranking criteria will be applied as follows, in descending order:

(1) Construction of a new facility will be ranked higher than renovations to an existing facility.

(2) Matching percentage shall be calculated by dividing the local contribution by the requested amount, times 100.

(3) Applicants must submit documentation that certifies that the project facility is located in a brownfield site as defined in Section 376.79(3), F.S., a rural enterprise zone as defined in Section 290.004(8), F.S., an agriculturally depressed area as defined in Section 570.242(1), F.S., a redevelopment area established pursuant to Section 373.461(5)(g), F.S., or a county that has lost its agricultural land to environmental restoration projects.

(4) Total available exhibition or civic center space means only that space which is available for public rental.

(5) The longest history of promoting agriculture will be based on archival documentation. Archival documentation includes, but is not limited to: Advertisements, Brochures, Awards, etc. For fair associations, the longest history of promoting agriculture will be based upon the date of initial fair charter issuance.

(6) Paid attendance is the projected number of event tickets sold.

(7) In evaluating the distance from the nearest Institute of Food and Agricultural Sciences facility, applicant must submit distance in feet if less than one mile, and in tenths of a mile increments if more than one mile.

(8) In case of a tie, the tied project proposals shall be listed in alphabetical order.

Specific Authority 288.1175(5) FS. Law Implemented 288.1175 FS. History--New _____.

5H-25.004 Submission of Proposals.

Upon the completion of the certification, evaluation and ranking, the project proposals shall be submitted to the Executive Office of the Governor, the President of the Senate and the Speaker of the House for consideration of funding.

Specific Authority 288.1175(8) FS. Law Implemented 288.1175 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Craig Christ, Construction Project Consultant I

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Nelson Mongiovi, Director, Division of Marketing and Development

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

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

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE: Assessment of Penalties for Violations Found During Terminal Audits (Compliance Reviews)
RULE CHAPTER NO.: 14-108

RULE TITLES: Scope, Definitions, Applicability; Compliance Required, Administration; Enforcement, Penalties
RULE NOS.: 14-108.001, 14-108.002, 14-108.003, 14-108.004, 14-108.005

PURPOSE AND EFFECT: These five rules were superseded by an amendment to Rule Chapter 14-87, F.A.C. Repeal of these rules is part of the Department’s overall goal to review existing rules and to repeal any rules that are considered to be obsolete or unnecessary.

SUMMARY: Five rules are being repealed as they have been superseded by the amended Rule Chapter 14-87, F.A.C. Repeal of these rules is part of the Department’s overall goal to review existing rules and to repeal any rules that are considered to be obsolete or unnecessary.

SPECIFIC AUTHORITY: 316.302, 316.70 FS.

LAW IMPLEMENTED: 316.302, 316.3025, 316.70 FS.

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

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

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

14-108.001 Scope.

Specific Authority 316.302, 316.3025, 316.70, 334.044(2) FS. Law Implemented 316.302, 316.3025, 316.70 FS. History–New 2-16-93, Repealed

14-108.002 Definitions.

Specific Authority 316.302, 316.3025, 316.70, 320.01(33), 334.044(2) FS. Law Implemented 316.003, 316.302, 316.3025, 316.70, 320.01(33) FS. History–New 2-16-93, Amended 9-17-96, Repealed

14-108.003 Applicability; Compliance Required.

Specific Authority 316.302, 316.70, 334.044(2) FS. Law Implemented 316.302, 316.3025, 316.70 FS. History–New 2-16-93, Amended 9-17-96, Repealed

14-108.004 Administration; Enforcement.

Specific Authority 316.302, 316.3025, 334.044(2) FS. Law Implemented 316.302, 316.3025 FS. History–New 2-16-93, Amended 9-17-96, Repealed

14-108.005 Penalties.

Specific Authority 316.302, 316.3025, 316.70, 334.044(2) FS. Law Implemented 316.3025, 316.70 FS. History–New 2-16-93, Amended 9-17-96, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Colonel Graham Fountain, Director, Office of Motor Carrier Compliance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Denver J. Stutler, Jr., P.E., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 12, 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.”

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.

SUMMARY: The proposed rule amendment would incorporate by reference the District’s water well permitting delegation agreement with the Florida Department of Health, Baker County Health Department allowing for regulation of water well construction standards for wells less than six inches in diameter, unless these wells are in a Chapter 62-524, F.A.C., delineated area.

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

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.046, 373.083, 373.309 FS.

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

TIME AND DATE: Following the regularly scheduled Governing Board Meeting which begins at 1:00 p.m., November 8, 2005

PLACE: St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177

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

Anyone requiring special accommodation to participate in this meeting is requested to advised the District at least 5 work days before the meeting by contacting: Ann Freeman, (386)329-4101 or (386)329-4450 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE 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 FULL TEXT OF THE PROPOSED RULE 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.

NAME OF PERSON ORIGINATING PROPOSED RULE: Janice McLean, Asst. General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4154

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 23, 2005

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLES:	RULE NOS.:
Fee for Retired Status License	64B7-27.018
Fee for Reactivation of Retired Status License	64B7-27.019

PURPOSE AND EFFECT: The Board proposes to create these rules to provide a fee for a retired status license and a fee for reactivation of a retired status license.

SUMMARY: The fee for a retired status license will be \$50.00. The fee for reactivation of a retired status license shall be the fee that an active status licensee would have paid to renew an active status license for each biennium in which the license was in retired status.

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: 456.036 FS.

LAW IMPLEMENTED: 456.036 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: Pamela E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULES IS:

64B7-27.018 Fee for Retired Status License.

The fee for placing a license in retired status shall be \$50.00.

Specific Authority 456.036 FS. Law Implemented 456.036 FS. History—New

64B7-27.019 Fee for Reactivation of Retired Status License.

The fee for reactivation of a retired status license shall be the same renewal fee that would be imposed on an active status licensee for all biennial licensure periods during which the licensee was on retired status.

Specific Authority 456.036 FS. Law Implemented 456.036 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Massage Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: September 9, 2005

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Requirements for Board Approval of
 Continuing Education Programs

RULE NO.: 64B7-28.010

PURPOSE AND EFFECT: The Board proposes to clarify the point that it reviews and approves the criteria for continuing education programs instead of providers. The Board also proposes to establish the biennial fee for renewal of providership of continuing education programs and setting forth the names of massage related associations and institutions whose programs will be approved, conditioned on meeting the program approval criteria set forth in the rule and in Rule 64B7-28.009, F.A.C. The rule also updates and incorporates the forms used by the Board in reviewing programs.

SUMMARY: The rule updates the forms used for continuing education program review, imposes a biennial renewal fee for providership of programs, provides for approval of certain institutional and association providers whose programs meet the Board's criteria, and clarifies the point that the Board reviews and approves continuing education programs, and only requires providers to be registered for tracking and fee collection purposes.

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: 456.013(8),(9), 456.025(7), 456.036, 480.0415 FS.

LAW IMPLEMENTED: 456.013(8),(9), 456.025(7), 456.036, 480.0415 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: Pamela E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-28.010 Requirements for Board Approval of Continuing Education Programs.

(1) For the purpose of renewing or reactivation a license credit will be approved for programs which are offered by providers whose programs are approved by the Board. In order to receive Board approval to provide one or more programs as a provider, an applicant shall:

(a) Submit a completed Massage Continuing Education Programs Provider Registration Application, BMT-B ~~5~~, and ~~Approved Provider~~ Supplemental Program/Instructor Information, Form BMT-C ~~6~~, incorporated herein by reference, and a non-refundable application fee of \$250.00 The forms will be effective 2-18-98, copies of which may be obtained from the Board office at: 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256.

(b) Sign and abide by written agreement to:

1. Provide an identifiable person to be responsible for ensuring that each program presented under their Board of Massage Therapy provider registration number meets program requirements set forth in subsection (2) below.

2. Retain a "sign-in-sheet" with the signature of participants and copies of any promotional materials for at least 4 years following the course.

3. Provide each participant with the certificate of attendance verifying the program has been completed. The certificate shall not be issued until completion of the program and shall contain the provider's name and registration number, title of program and program number, instructor, date, number of contact hours of credit, the licensee's name and license number.

4. Notify the Board of any significant changes relative to the maintenance of standards as set forth in these rules.

(2) Each continuing education program presented for license renewal credit or to satisfy initial licensure requirements ~~by a Board approved provider~~ shall:

(a) Meet the standards of subsection 64B7-28.009(2), paragraph (3)(a), (b), or (c), F.A.C.;

(b) Have stated learning objectives;

(c) Be instructed by a person who meets at least one of the following criteria:

1. Holds a minimum of a bachelor's degree from a college or university which is accredited by a regional accrediting body recognized by the U.S. Department of Education or substantially equivalent accrediting body of a foreign sovereign state, with a major in a subject directly related to the content of the program to be offered, or

2. Has graduated from a school of massage or apprenticeship program which has a curriculum equivalent to requirements in this state and was approved by a state licensing authority, a nationally recognized massage therapy association, or a substantially equivalent accrediting body, or the Board, and has completed three years of professional experience in the practice of massage, and

a. Has, within the last five years of practical experience, had a minimum of two years teaching experience in the subject matter to be offered, or

b. Has taught the same courses on this approved subject a minimum of 3 times in the past 2 years before a professional convention, professional group or at a massage therapy school, or

c. Has completed specialized training in the subject matter and has a minimum of two years of practical experience in the subject, or

3. Is licensed as a massage therapist in another state or foreign sovereign state having standards of education or apprenticeship training substantially similar to or more stringent than those required for licensure in Florida and has practiced massage therapy for a minimum of 10 years, and

a. Has, within the last five years of practical experience, had a minimum of two years teaching experience in the subject matter to be offered, or

b. Has taught the same courses on this approved subject a minimum of 3 times in the past 2 years before a professional convention, professional group or at a massage therapy school, or

c. Has completed specialized training in the subject matter and has a minimum of two years of practical experience in the subject, or

4. Has taught at a school of massage which has a curriculum equivalent to requirements in this state and was approved by a state licencing authority, a nationally recognized massage therapy association, or a substantially equivalent accrediting body, or the Board for a minimum of two years, and

a. Has, within the last five years of practical experience, had a minimum of two years teaching experience in the subject matter to be offered, or

b. Has taught the same courses on this approved subject a minimum of 3 times in the past 2 years before a professional convention, professional group or at a massage therapy school, or

c. Has completed specialized training in the subject matter and has a minimum of two years of practical experience in the subject.

(d) Provided, however, that approved courses in areas other than massage theory, history, and techniques may be instructed by a person who meets at least one of the following criteria:

1. Holds a minimum of a bachelor's degree from a college or university which is accredited by a regional accrediting body recognized by the U.S. Department of Education or a substantially equivalent accrediting body of a foreign sovereign state, with a major in a subject directly related to the content of the program to be offered, or

2. Has, within the last five years of practical experience, had a minimum of two years teaching experience in the subject matter to be offered, or

3. Has taught the same courses on this approved subject a minimum of 3 times in the past 2 years before a professional convention, professional group, or at a massage therapy school, or

4. Has completed specialized training in the subject matter and has a minimum of two years of practical experience in the subject.

(3) The Board retains the right and authority to audit and/or monitor programs given by any provider. The Board will ~~rescind provider status or~~ reject individual programs given by a provider if the provider has disseminated any false or misleading information in connection with the continuing education program, or if the program provider has failed to conform to and abide by the written agreement and rules of the Board.

(4) One hour of continuing education is defined as no less than 50 uninterrupted minutes of learning.

(5) Presenters/moderators/instructors of courses shall not receive credit for courses they present.

(6) A provider of Board approved programs ~~provider~~ must submit a completed application for supplemental courses, form # BMT-B and C 6, to the Board office prior to offering such courses for credit. The submitted information must also identify any new continuing education instructor and show that such instructor meets the criteria set forth in this rule. Whenever an instructor and his/her course have obtained approval by the Board, the instructor may teach the course at any time, in whole or in part, so long as the materials being taught do not deviate from the course materials originally approved, there is no change of instructor, and the documentation of attendance clearly indicates the original course approval number and the hours of credit given for this version of the course. Therefore, the number of continuing education hours awarded for the course may be the original number of hours approved, or less. An increase of the number of continuing education hours awarded will require submission of form # BMT-B 6 for approval of a course.

(7) A provider of Board approved programs ~~provider~~ must revise and update all course materials that are affected by changes occurring during the biennial renewal period. The Board will rescind approval of any program ~~provider or course~~ that is found to be obsolete, erroneous, and/or outside the scope of practice, or if the Board determines the program provider has violated the Board's rules or Chapter 456 or 480, F.S. The revised course materials must be submitted with the biennial renewal form and renewal fee.

(8) Provider registration numbers must be renewed biennially on or before August 31 of the biennial renewal year. The provider must return the renewal form provided by the department together with a renewal fee of \$250.00. If the renewal form and renewal fee are not received by the department on or before August 31 of the biennial year, the provider must submit a new application for approval of any continuing education programs offered for license renewal or initial licensure requirements, and, if any programs are approved, receive a new provider registration number.

(9) The following courses, that meet the criteria for approval under this section, are approved by the Board:

(a) Organized courses of study sponsored by the American Massage Therapy Association; or any of their divisional societies:

(b) Organized courses of study sponsored by the Florida State Massage Therapy Association, or any of their divisional societies:

(c) Organized courses of study approved by the National Certification Board for Therapeutic Massage and Bodywork:

(d) Organized courses sponsored by a Board Approved Massage School.

Specific Authority 456.013(8),(9), 456.025(7), 456.036, 480.0415 FS. Law Implemented 456.013(8),(9), 456.025(7), 456.036, 480.0415 FS. History—New 4-21-86, Amended 9-14-87, 8-29-88, 2-8-89, 3-12-90, 1-31-91, Formerly 21L-28.010, Amended 9-30-93, 8-16-94, 6-12-95, 2-12-97, Formerly 61G11-28.010, Amended 2-18-98, 10-26-98, 9-20-99, 11-4-99, 11-21-02, 10-12-03, _____

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Massage Therapy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Massage Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 25, 2005

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Disciplinary Guidelines
RULE NO.: 64B7-30.002

PURPOSE AND EFFECT: The Board proposes to amend this rule to add another violation and to clarify the authority of the Board to impose costs.

SUMMARY: The rule amendment adds another violation and circumstances. Also authorizes Board to impose costs of investigation and prosecution of a disciplinary action.

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: 456.072(4), 456.073(4), 456.079(1),(3),(4), 480.035(7) FS.

LAW IMPLEMENTED: 456.072(4), 456.073(4), 456.079(1),(3),(4), 480.046, 480.047 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: Pamela E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-30.002 Disciplinary Guidelines.

(1) When the Board finds that an applicant, apprentice, or licensee whom it regulates under Chapter 480, F.S., has committed any of the acts set forth in Sections 480.0485, 480.046, 480.047 and 456.072, F.S., it shall issue a final order imposing appropriate penalties within the ranges recommended in the following disciplinary guidelines after consideration of the aggravating and mitigating factors set forth in subsection (3) of this rule:

(a) through (z) No change.

(aa) 456.072(1), (gg) F.S.

First Offense: Suspension until compliant up to Suspension until compliant with program followed by up to 5 years probation with conditions. Second or Subsequent offense: Suspension until compliant with program and up to five years probation with conditions, or revocation, and up to \$2,000.00 fine.

(2) through (4) No change.

(5) The provisions of subsections (1) through (4) above are not intended and shall not be construed to limit the ability of the Board to informally dispose of disciplinary actions by stipulation, agreed settlement, or consent order pursuant to Section 120.57(4), F.S.

(6) The provisions of subsections (1) through (4) above are not intended and shall not be construed to limit the ability of the Board to pursue or recommend the Department pursue collateral, civil or criminal actions when appropriate.

(7) In any proceeding where the Board is authorized to take disciplinary action, the Board will also impose costs of investigation and prosecution as authorized by Section 456.072(4), F.S.

~~(8)(7)~~ Whenever the Board, in accordance with this rule, imposes a monetary fine against a respondent in an Administrative Complaint, it shall also impose a suspension of the respondent's license until the fine is paid. However, to enable the respondent to pay the monies fine, the Board shall stay the imposition of the suspension for the same time period as specified, in accordance with Rule 64B7-24.016, F.A.C., for payment of the monies fine. If the fine is paid within the

specified time, then the order of suspension shall not take effect; if the fine is paid after the order of suspension has taken effect, then the suspension shall be lifted.

(9)(8) For the purposes of Sections 480.033(4) and 480.047(1)(a), F.S., "Compensation" is defined as the payment of money or its equivalent; the receipt or delivery of property; the performance of a service; or the receipt or delivery of anything of value, to the person giving a massage in exchange for massage services.

Specific Authority 456.072(2), 456.073(4), 456.079(1),(3),(4), 480.035(7) FS. Law Implemented 456.072(2), 456.073(4), 456.079(1),(3),(4), 480.046, 480.047 FS. History--New 3-26-87, Formerly 21L-30.002, Amended 9-30-93, 12-12-93, 8-16-94, 10-1-95, 2-5-96, 5-12-96, 5-29-97, Formerly 61G11-30.002, Amended 2-18-98, 11-4-98, 1-26-00, 10-7-02, 10-12-03,

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Massage Therapy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Massage Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 9, 2005

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Advertisement
RULE NO.: 64B7-33.001
PURPOSE AND EFFECT: The Board proposes to amend this rule to add that none of the provisions provided in the rule prohibit the use of a properly registered corporate or fictitious name.

SUMMARY: If registered according to Florida Law, the use of a properly registered corporate or fictitious name will not be prohibited by the provisions provided in this rule.

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

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

SPECIFIC AUTHORITY: 480.035(7) FS.

LAW IMPLEMENTED: 480.046(1)(d),(f), 480.0465 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: Pamela E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-33.001 Advertisement.

(1) Each massage therapist or massage establishment licensed under the provisions of this act shall include the number of the license in any advertisement of massage services.

(2)(1) Any advertisement of massage services in any advertising medium as defined herein shall include the license number of each licensed massage therapist and each licensed massage establishment whose name appears in the advertisement. ~~The license numbers and names shall be legible and shall appear in the advertisement exactly as they appear on the license of the therapist or establishment.~~

(3)(2) For purposes of this rule, "advertising medium" means: any newspaper, airwave or computer transmission, telephone directory listing other than a listing for which no additional advertising charge is made, business card, handbill, flier, sign other than a building directory listing all building tenants and their room or suite numbers, or other form of written advertising.

(4) No provision herein shall be construed to prohibit the use of a properly registered corporate or fictitious name, if registered according to Florida Law.

Specific Authority 480.035(7) FS. Law Implemented 480.046(1)(d),(f), 480.0465 FS. History--New 12-7-92, Formerly 21L-33.001, Amended 2-13-95, 7-13-97, Formerly 61G11-33.001, Amended 11-21-02,

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Massage Therapy
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Massage Therapy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2005
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 9, 2005

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: Reactivation of Inactive Licenses
RULE NO.: 64B19-15.003
PURPOSE AND EFFECT: The Board proposes the rule amendment to specify the requirements for continuing education, and at what point the licensee must submit proof of continuing education for reactivation of an inactive license.

SUMMARY: To reactivate an inactive or active license, a licensee must submit the required proof of continuing education each full biennium the license was on an inactive status and for the last full biennium in which the license was active.

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: 456.036, 490.004(5) FS.

LAW IMPLEMENTED: 456.036 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: Kaye Howerton, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-15.003 Reactivation of Inactive Licenses.

(1) No change.

(2) In addition, the licensee must submit proof that the licensee has obtained forty (40) hours of continuing education that meets the requirements of subsection 64B19-13.003(3), F.A.C. for each full biennium in which the license was in an inactive status and for the last full biennium in which the licensee held an active status license or part thereof inactive licensure status. Finally, the licensee must either report any disciplinary action that has been taken against the licensee. If the licensee has any outstanding administrative fines, the license may not be restored to active status until the administrative fines are paid.

Specific Authority 456.036, 490.004(5) FS. Law Implemented 456.036 FS. History—New 1-19-84, Formerly 21U-13.015, 21U-19.003, 61F13-19.003, Amended 1-7-96, Formerly 59AA-15.003, Amended 8-5-01, 3-25-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2005

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

DEPARTMENT OF HEALTH

Board of Speech Language Pathology and Audiology

RULE TITLE: Continuing Education as a Condition for
 RULE NO.: 64B20-6.001

PURPOSE AND EFFECT: The Board proposes this rule amendment to remove the reference to paragraph 64B20-7.001(1)(d), F.A.C., for disciplinary action.

SUMMARY: The reference to paragraph 64B20-7.001(1)(d), F.A.C., will be stricken from the proposed rule.

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

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

SPECIFIC AUTHORITY: 456.013(7), 468.1135(4)(a), 468.1195(1),(3), 468.1205(1) FS.

LAW IMPLEMENTED: 456.013(7), 468.1195(1),(3), 468.1205(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: Pamela E. King, Executive Director, Board of Speech Language Pathology And Audiology, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-6.001 Continuing Education as a Condition for Renewal or Reactivation.

(1) through (6) No change.

(7) The Board shall audit the files of randomly selected licensees and certificateholders to ensure compliance pursuant to subsections 64B20-6.001(1) and (2), F.A.C. Within 21 days of the receipt of such request from the Board or Department, the licensee or certificateholder shall provide evidence of completion of the required continuing education hours. Failure to maintain documentation of the required continuing education hours and submission of such upon request, or the submission of false or misleading information or documentation shall subject the licensee or certificateholder to disciplinary action ~~pursuant to paragraph 64B20-7.001(1)(d), F.A.C.~~

(8) through (12) No change.

Specific Authority 456.013(7), 468.1135(4)(a), 468.1195(1),(3), 468.1205(1) FS. Law Implemented 456.013(7), 468.1195(1),(3), 468.1205(1) FS. History—New 3-14-91, Amended 8-11-91, 5-28-92, 2-24-93, Formerly 21LL-6.001, Amended 1-31-94, 7-5-94, Formerly 61F14-6.001, Amended 3-28-95, 10-1-95, 11-20-95, 4-1-96, Formerly 59BB-6.001, Amended 7-7-98, 1-6-00, 4-4-02, 3-28-04, 5-26-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech Language Pathology and Audiology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Speech Language Pathology and Audiology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 18, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2005

DEPARTMENT OF HEALTH

Board of Speech Language Pathology and Audiology

RULE TITLE: Standards for Approval of Continuing Education Activities and Providers

RULE NO.: 64B20-6.002

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the Audit of Continuing Education Provider form into the rule and provide for an audit procedure, with penalties for failing to comply with the procedure.

SUMMARY: The proposed rule amendment incorporates the Audit of Continuing Education Provider form into the rule, provides an audit procedure with penalty for failing to comply.

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: 456.013, 468.1135(4), 468.1195(3) FS.

LAW IMPLEMENTED: 468.1195 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: Pamela E. King, Executive Director, Board of Speech Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-6.002 Standards for Approval of Continuing Education Activities and Providers.

(1) through (7) No change.

(8) The Board shall audit records of randomly selected continuing education providers to ensure compliance with the standards adopted in Rule 64B20-6.002, F.A.C. Within 21 days of the receipt of such request from the Board or Department the continuing education provider shall provide evidence of continuing education activities provided and requested on Form DOH MQA 4000 (07/05), Audit of Continuing Education Provider Number _____, which is incorporated herein by reference, effective _____, Failure to maintain and submit upon request documentation of the required information or documentation shall result in the continuing education provider status being revoked for a period of one biennium.

Specific Authority 456.013, 468.1135(4), 468.1195(3) FS. Law Implemented 468.1195 FS. History–New 3-14-91, Formerly 21LL-6.002, Amended 9-20-93, Formerly 61F14-6.002, Amended 3-28-95, 10-1-95, Formerly 59BB-6.002, Amended 1-6-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech Language Pathology and Audiology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Speech Language Pathology and Audiology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 18, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 4, 2005

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

RULE TITLE: Alternative Service Procurement

RULE NO.: 65-28.001

Method (ASPM)

PURPOSE, EFFECT AND SUMMARY: Section 402.73(3), F.S., authorized the department to adopt rules providing procedures for the competitive procurement of contracted client services which represent an alternative to the request-for-proposal or invitation for bid process. As a result of Legislative action, Chapter 2005-222, L.O.F., Section 402.73(3), F.S., was deleted in its entirety, therefore the authority to promulgate Rule 65-28.001, F.A.C., has been repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

A statement of estimated regulatory costs was not prepared for this proposed rule amendments. Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Gloria McLean, Contracted Client Services, 1317 Winewood Boulevard, Building 5, Room 117A, Tallahassee, Florida 32399-0700, (850)413-6896

THE FULL TEXT OF THE PROPOSED RULE IS:

65-28.001 Alternate Service Procurement Method (ASPM).

Specific Authority 402.73(3) FS. Law Implemented 402.73(3) FS. History–New 7-8-01, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gloria McLean

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Chatel, Assistant Director, Contracted Clients Services

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

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE CHAPTER NO.: 5L-3
RULE CHAPTER TITLE: Aquaculture Best Management Practices

RULE NO.: 5L-3.004
RULE TITLE: Aquaculture Best Management Practices Manual

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 25, of the June 24, 2005, issue of the Florida Administrative Weekly. The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee.

The changes are as follows:

5L-3.004 Aquaculture Best Management Practices Manual.

(1) The Best Management Practices manual used by the Department under Chapter 5L-3, F.A.C., is adopted and incorporated by reference in this section. The manual is listed below by subject title and date. Copies of the manual may be obtained by contacting the Division of Aquaculture, 1203 Governor's Square Boulevard, 5th Floor, Tallahassee, FL 32301, (850)488-4033 or from the Division of Aquaculture's website at www.FloridaAquaculture.com. ~~Department,~~

(2) Aquaculture Best Management Practices Manual, January, 2005 ~~October, 2002~~.

(3) The following documents have been adopted by reference into the Aquaculture Best Management Practices Manual, January 2005 and are also incorporated by reference into this rule:

(a) USDAS/NRCS Agricultural Handbook, 590 (September, 1997), ftp://ftp.wcc.nrcs.usda.gov/downloads/hydrology_hydraulics/misc/ponds.pdf

(b) University of Florida IFAS Circular No. 334, (February, 1999) <http://edis.ifas.ufl.edu>

(c) NRCS Conservation Practice Standard Code 327, Conservation Cover (July, 1998), http://efotg.nrcs.usda.gov/references/public/IA/N327_10-2003.pdf

(d) NRCS, FOTG Commercial Fishponds 397 (March, 2003), <http://efotg.nrcs.usda.gov/references/public/AL/tg397.pdf>

Specific Authority 570.07(23), 597.004(2)(b), 791.07 FS. Law Implemented 570.0705, 597.003, 597.004 FS. History—New 10-4-00, Amended 12-29-02, 6-8-04, _____.

The following changes have been made to the manual:

1. Chapter II. Compliance Monitoring, C. Penalties (3) and (4) have been rewritten –

(3) Continued failure to comply will ~~may~~ result in the suspension/revocation of the producers Aquaculture Certificate and an administrative fine of up to \$1,000 per day per occurrence until compliance is obtained.

(4) Repeat offenders will ~~may~~ be subject to suspension/revocation of the producers Aquaculture certificate and an administrative fine of up to \$1,000 per day per occurrence until compliance is obtained and the Department will request that legal measures be initiated to impose misdemeanor charges.

2. Chapter IV. Water Resources, E. Other Water Quality Enhancement Practices, Best Management practices 9th bulleted paragraph has been rewritten – Utilize cage systems which are designed to minimize feed loss and to allow for the collection and removal of waste. ~~Floating cage technology is encouraged.~~ Treatment

3. Chapter V. Construction, A. New Construction, Best Management Practices 1st bulleted paragraph has been rewritten – A new farm or facility application for a certificate of registration shall contain the following information: ~~The applicant for an interim certificate of registration shall submit the following to the department.~~

4. Chapter V. Construction, E. Floodplain Issues, Best Management Practices 1st bulleted paragraph has been rewritten – Prior to any new construction ~~For all new construction~~ within the 100-year flood zone, submit a facility plan to the Division of Aquaculture ~~for approval prior to beginning any construction.~~

5. Chapter V. Construction, K. Embankment Ponds, Best Management Practices paragraph 5 has been rewritten – Avoid digging a pond that penetrates a Class I drinking water aquifer. If a pond penetrates a Class I drinking water aquifer, the applicant will be limited to ~~the~~ less than 1,500 pounds per surface acre stocking density and daily feeding rates not to exceed 5% of biomass. The pounds per surface acre are determined by multiplying the known fish population by the average fish weight and dividing that number by the total surface acres.

6. Chapter VI. Non-Native and Restricted Non-Native Species, E. Transgenic Species, Best Management Practices 2nd bulleted paragraph has been rewritten – Certified aquaculturists must apply to and receive from the FDACS, Division of Aquaculture written authorization prior to culturing any transgenic aquatic species. Authorization will only be considered:

(1) After all requested information is provided;

(2) After the Division has received a recommendation from the Transgenic Aquatic Species Advisory Committee;

(3) After the Department has reviewed all other information that has been submitted by the public; and

(4) If upon review of all the foregoing it can be determined that authorization will not pose a threat to the public health, safety, and welfare.

7. Chapter IX. Shellfish Culture, B. Submerged Lands – Grow Out, Best Management Practices 2nd bulleted paragraph has been rewritten – Follow all the terms and conditions of the Sovereignty Submerged Land Aquaculture Lease, and be fully compliant with provisions of Chapters 253, 258, Part II, 597, F.S., Chapters ~~Rules~~ 5L-1, 5L-3, F.A.C. ~~and any other applicable provisions of law and administrative code.~~

8. Chapter IX. Shellfish Culture, B. Submerged Lands – Grow Out, Best Management Practices 8th bulleted paragraph has been rewritten – Culture materials (cultch) placed on the grow-out area must be a suitable substrate for attachment of oyster larvae: such as natural molluscan shells; fossilized shell; coral, and other aquatic organisms; lithic materials such as crushed and graded limestone, granite, and gravel which coat calcium carbonate and/or fossilized organisms; or recycled materials which contain lithic fractions and calcium carbonate, including crushed and graded concrete. Exceptions to this list of generally accepted cultch materials must be specifically approved and identified within the aquaculture lease agreement. ~~for the purpose of establishing or enhancing shellfish reefs must be approved by the FDACS, Division of Aquaculture.~~

9. Chapter IX. Shellfish Culture, B. Submerged Lands – Grow Out, Best Management Practices 13th and 14th bulleted paragraphs have been deleted – ~~The use of shellfish growing racks within the grow out area must be approved in advance by the FDACS, Division of Aquaculture~~

~~The use of predator exclusion devices, other than standard practices (soft bags, hard bags, cover netting, chicken wire, crab traps), must be approved by the FDACS, Division of Aquaculture.~~

10. Chapter IX. Shellfish Culture, C. Public Health Protection, Best Management Practices 1st bulleted paragraph has been rewritten – Shellfish grown by the aquaculturists shall comply with provisions of Chapters Rules 5L-1, 5L-3, F.A.C., and Chapter 597, F.S. ~~and any other applicable provisions of law and administrative code.~~

11. Chapter IX. Shellfish Culture, E. Disease Prevention, Best Management Practices 2nd bulleted paragraph has been rewritten – Stock must currently be free of the following pathogens: Quahog Parasite Unknown (QPX) in clams; *Haplosporidium nelsoni* (MSX), and *Perkinsus marinus* (Dermo) in oysters. ~~If future additional pathogens are identified as posing a threat to natural stocks, this list may be updated.~~

12. Chapter XII. Health Management, A. Health BMP’s For All Species 2nd bulleted paragraph has been reworded – Written authorization may be required from the State Veterinarian prior to importing non-native aquatic species from

outside the U.S. Additional authorizations may be required prior to the importation of non-native aquatic species. Please contact, USDA, USFWS, and FWC for more information regarding any requirements they may impose. ~~In addition all appropriate federal and FWC requirements must be met prior to the importation of non-native aquatic species.~~

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kal Knickerbocker, Department of Agriculture and Consumer Services, Division of Aquaculture, 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301, (850)488-4033.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-19.070	Assignment of Service Addresses to Local Taxing Jurisdictions; Liability for Errors; Avoidance of Liability Through Use of Specified Methods; Reduction in Collection Allowance for Failure to Use Specified Methods
12A-19.071	Department of Revenue Electronic Database
12A-19.072	Certification of Service Address Databases
12A-19.073	Use of Enhanced Zip Code Method to Assign Service Addresses to Local Taxing Jurisdictions
12A-19.100	Public Use Forms

CORRECTED NOTICE OF CHANGE

The Department of Revenue announces a correction to the Notice of Change that was published in the Florida Administrative Weekly on September 23, 2005 (Vol. 31, No. 38, p. 3343). The Notice of Change should have contained each of the rules as listed in this notice and should have referenced the changes to paragraph (b) of subsection (2) of Rule 12A-19.071, F.A.C., in lieu of paragraph (a) of subsection (2) of Rule 12A-19.072, F.A.C. The provisions of that paragraph have been changed, so that, when adopted, paragraph (2)(b) of Rule 12A-19.071, F.A.C., will read as published in the September 23, 2005, edition of the Florida Administrative Weekly.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
14-46	Utilities Installation or Adjustment
RULE NO.:	RULE TITLE:
14-46.001	Utilities Installation or Adjustment

NOTICE OF CHANGE

SUMMARY OF CHANGE: Most changes refer to the *Utility Accommodation Manual* and other reference documents rather than to the rule itself. Notice was published in Florida

Administrative Weekly, Vol. 30, No. 35, August 27, 2004. Changes are being made in response to the Joint Administrative Procedures Committee review and comments provided in the October 22, 2004, public hearing and to resolve concerns expressed by the Utility Industry. The APA rulemaking process has been suspended under the provisions of Section 120.54(3)(e)6., F.S., pending resolution of the comments from the Joint Administrative Procedures Committee.

1. Paragraph 14-46.001(2)(a): The reference site where one can obtain a copy of the manual is changed to read as follows:

“(a) ... Copies of this document are available from the FDOT via the Office of Roadway Design, Utility Section at 605 Suwannee Street, MS 32, Tallahassee, Florida 32399-0450, or the Department Utility Web Site: <http://www.dot.state.fl.us/rddesign/utilities/files/utilities.htm>. ~~Maps and Publication Sales, 605 Suwannee Street, Mail Station 12, Tallahassee, Florida 32399-0450.”~~

2. Preface: The third paragraph was changed to remove the provision for FDOT to withhold future permits and added language from Section 337.403, F.S.

3. Table of Contents: The page numbering and contents were updated.

4. Section 1.6: Added text further clarifying the FDOT Liaison process.

5. Section 2.1, Encasement: Deleted the last sentence referring to a conduit through which it is intended to insert another pipe or product to facilitate construction or maintenance.

6. Section 2.1, *Manual on Uniform Traffic Control Devices*: Revised the definition to make a reference to Rule 14-15.010, F.A.C. which already incorporates the *Manual on Uniform Traffic Control Devices* by reference.

7. Section 2.1, Permit: Removed the revocation of permit for non-compliance text and added text from Section 337.402, F.S.

8. Section 2.1, Qualified Welder: Removed the reference to American Petroleum Institute Standard 1104.

9. Section 2.1, Vegetation: Removed the text identifying vegetation as being on FDOT R/W.

10. Section 3.3.11: Added “for longitudinal locations” to exception requirements for installation of utility facilities on railroad R/W and limited access R/W.

11. Section 3.3.13: Added “where otherwise required by law” for permit requirements required by other governmental entities.

12. Section 3.5.3: Added clarification that railroad R/W and limited access R/W shall not be used for utility distribution purposes.

13. Section 3.5.6: Added clarification that permits are not needed for maintenance or replacement of existing overhead facilities.

14. Section 3.6.10: The provision relating to a “reasonably acceptable track record” requirement for a bond or cash deposit is being deleted.

15. Section 3.7.1: Removed “an on-site representative” from the text and revised the requirement for the permittee to be present when the utility is performing work on FDOT’s behalf.

16. Section 3.7.5: Removed the last sentence stating that “FDOT shall specify the type of information to be required in the permit request”.

17. Section 3.7.6: Specific policy relating to rail corridor clearance has been included in the text, removing the need to incorporate by reference the “South Florida Rail Corridor Clearance” policy (Policy Statement 000-725-003).

18. Section 3.7.10: Added a section explaining requirements for when domestic drinking water passes through an FDOT drainage structure.

19. Section 3.7.7: The reference to AASHTO LRFD Bridge Design Specifications is deleted. The *Bridge Inspector’s Reference Manual* is incorporated by reference in Rule Section 14-48.001, F.A.C. The following underlined text is added to the section: “. . . meet or exceed the requirements of H.S. 20 Military Load as shown in the Bridge Inspectors Reference Manual and incorporated by by reference in Rule 14-48.001, F.A.C.”

20. Section 3.7.8: The word “may” is replaced with “is authorized to.”

21. Section 3.7.10: Changed “in Tallahassee” to “per subsection 62-555.314(3), F.A.C.” The term “properly justified” in the fourth sentence is deleted. The fifth sentence is deleted. The reference to “FDEP” is corrected to “DEP.”

22. Section 3.8: Added further clarification for permit non-compliance in accordance with Section 337.403, F.S.

23. Section 3.8.2: The text “to extend the time allowed to achieve compliance or take action” is deleted.

24. Section 4.3: Added reference to appendix A for FDOT Standard Specifications.

25. Section 4.4: Removed interpretation for when damaged FDOT infrastructure is to be upgraded and interpretation of Section 337.402, Florida Statutes. Removed vague language using the phrase “may under some circumstances”.

26. Section 4.5.2: The first occurrence of “may be” is changed to “are,” the second occurrence of “may” is changed to “shall,” and the term “a release form” is changed to “Exempt Documents/Security System Plan Distribution Form.” The typographical error in the footer of Exhibit N is changed from 1,2,3 of 7 to 1,2,3 of 3.

27. Section 4.5.3: Added the text stating that “FDOT will comply with Section 120.54, F.S., Rulemaking.”

28. Section 5.1.1: The text has been changed to include clarification regarding joint use conditions. The previously proposed sentence “Where duct systems . . . additional poles or ducts.” is deleted. The “may” in the last sentence of the first paragraph is changed to “will.”

29. Section 5.1.2: Added text explaining exception to not place below ground facilities within 3 feet of the R/W line.

30. Section 5.1.3: The text has been changed to provide clarification regarding criteria governing when a second pole line will or will not be required. The “may” is changed to “will.”

31. Section 5.1.5: Removed the text prohibiting installation of rural underground utility facilities within 3 feet of the R/W line.

32. Section 5.6.4: A reference to Appendix B is added.

33. Section 6.1: Removed description of the requirement to restore FDOT R/W to the condition before the utility work was started and replaced it with a reference to Section 337.402, F.S.

34. Section 6.1.4: A reference to Appendix A or B as appropriate is added.

35. Section 8.1: Appendix A and C are referenced. A new sentence “Pursuant to Section 334.044(25), F.S., the FDOT has adopted safety standards in addition to those found in the MUTCD.” is added as a new fourth paragraph in Section 8.1. This addition to Section 8.1 is actually in response to a JAPC comment to Section 8.3 regarding statutory authority.

36. Sections 8.3 and 8.4: Rewritten to provide for optional self-certification:

“8.3 Specifications and Job Control

The Standard Specifications for Road and Bridge Construction, 2004 Edition, Subarticle 102-3.2, Worksite Traffic Supervisor is deleted and replaced with the following: The Permittee shall provide an individual who is responsible for initiating, installing, and maintaining all traffic control devices as described in Section 102 and in the permit. This individual, when covered by an annual certification pursuant to Section 8.4, shall have in his/her possession suitable identification issued or approved by the UAO showing his or her relationship to the certifying UAO. If the UAO elects to have its employees, agents and/or subcontractors trained in accordance with the FDOT’s Maintenance of Traffic Training Procedure in Appendix D in lieu of submitting an annual certification, as described in the *UAM*, Section 8.4, this individual shall have in his/her possession a valid (no more than four years old) wallet card verifying the successful completion of the appropriate training.

Provide trained flaggers to direct traffic where one-way operation in a single lane is in effect and in other situations as required.

8.4 Training

The Permittee is responsible for ensuring that individuals responsible for utility work zone traffic control planning, design, implementation, inspection, and/or for supervising the selection, placement, or maintenance of traffic control schemes and devices in work zones on the State Highway System R/W have proper training as to the MOT requirements prescribed in Appendix A and C of the *UAM*. The utility shall annually submit a written certification that all its employees, together with a list of agents and subcontractors, responsible for these utility work zone activities have been trained as to the MOT requirements prescribed in Appendix A and C of the *UAM*. UAO employees, agents and/or subcontractors responsible for these work zone activities that are not covered by such certification shall satisfactorily complete the training requirements in accordance with Appendix D.

When changes are made to Appendix A or Appendix C, the Utility shall certify that the individuals responsible for utility work zone traffic control have been properly trained in such changes affecting work zone traffic control.”

37. Section 8.7: The dates of the SAE standards are added.

38. Section 9.3.2: Corrected grammar and added “Where required by Law” to clarify when a greater clearance is required than specified in the *UAM*.

39. Section 9.3.3: Added “Where required by Law” to clarify when a greater clearance is required than specified in the *UAM*.

40. Section 9.3.4: Added “Where required by Law” to clarify when a greater clearance is required than specified in the *UAM*.

41. Section 9.4: Removed text prohibiting new utility facilities being installed longitudinally on FDOT owned railroad corridors.

42. Section 10.9.6: Removed the text limiting access to only one point.

43. Section 10.9.8: A reference to Appendix B is added.

44. Section 10.11: Removed the text indicating that FDOT would specify the type of information to be required in the permit request. A reference to Appendix A is added.

45. Sections 10.13 through 10.15: A reference to Appendix A or B as appropriate is added.

46. Section 10.20: Revised antenna permit requirements on utility appurtenances.

47. Section 11.2: Clarified when the Utility is to submit marked up plans in CADD or other electronic format. Clarified the difference in reference points between when utility work is part of an FDOT construction project and when it is not.

48. Section 12.1.7 – Removed the reference to FDOT’s policy on accommodation of new utilities within limited access R/W.

49. Section 12.3: Replaced reference to policy of telecommunications facilities on limited access R/W (Topic No. 000-625-025) with policy text. The policy number reference is deleted so that the text stands as is in the UAM. The phrases “and may approve” and “certain telecommunications (TCA)” in the first sentence of the first paragraph are deleted. The last sentence of the first paragraph “Such facilities . . . TCA Facilities.” is deleted. The phrase “TCA and the” in the first sentence of the second paragraph is deleted. The third paragraph “Installation . . . attached criteria.” is deleted. The title of part 1.A. is changed from “General Access for TCA Facilities” to “General Access.” In the second sentence of paragraph 1.A., the term “TCA facilities . . .” is changed to “Facilities . . .” In part 1.C., a reference to Appendix C is added. In Part 3.b.6., the text “Topic No. 000-625-025-e Page 5 of 5” is deleted.

50. Section 12.3, I, C: Changed reference from Standard Index 611 to Standard Index 612.

51. Exhibit H editorial correction to footer: This is actually Exhibit I. The footer is being corrected to correct the number of pages.

52. Exhibit J, Line 4: Removed the provision for non-issuance of new permits.

53. Exhibit J, Line 12, First Sentence: Removed the reference to Chapter 8 with respect to amending MOT plans.

54. Exhibit J, Line 15: Reworded the requirement for a permittee to provide assistance for protection of their facilities during FDOT activities.

55. Exhibit J, Paragraph 18: The last part of the sentence “except where modified by this permit, the UAM, or FDOT Agreement” is deleted.

56. Exhibit K, Second Paragraph: Reworded the requirement for a permittee to provide assistance for protection of their facilities during FDOT activities.

57. References: The reference to the *Manual on Uniform Traffic Control Devices* is deleted. The MUTCD is incorporated by reference in Rule 14-15.010, F.A.C., and, therefore, does not need to be incorporated within this section.

58. References: Added the provision that the references are subject to changes as set forth in the UAM.

59. References, National Reference 3: Revised the title to reflect the latest edition of the *Roadside Design Guide*.

60. References, National Reference 4: Removed the edition specific identifier to the *MUTCD*.

61. References, National Reference 7: Revised to reflect the 2004 edition of *A Policy on Geometric Design of Highways and Streets*.

62. References, State Reference 1: Revised to reflect the effective date of the *FDOT Standard Specifications for Road and Bridge Construction*.

63. References, State Reference 2: Revised to reflect the latest edition of the *FDOT Design Standards for Design, Construction, Maintenance and Utility Operations on the State Highway System*.

64. References, State Reference 3: Removed the references due to the text of the references being included in the UAM.

65. Appendix D, Administrator, Page 2: The second sentence of the definition was deleted and now reads “An individual or group assuming the responsibility of processing courses under the direction of the MOTC.”

66. Appendix D, Institution Training Facility, Page 2: The definition is revised to read “Any training facility that has a staff of instructors and offers career advancement and enhancement training. The following shall be considered as meeting these criteria: Members of the State of Florida University System, the Department and other state agencies.”

67. Appendix D, Paragraph (10), Page 4: The section is deleted and subsequent Paragraph (11) is renumbered to (10).

68. Appendix D, Section 3.3: The word “may” is changed to “will.”

69. Appendix D, Section 6.1: The definition of Institution Training Facility was updated. In the first sentence of the second paragraph, the phrase “and, upon request by the Department and/or the MOTC, make records available for review” is deleted.

70. Appendix D, Section 6.3, Paragraph (5), Page 9: The first two sentences are changed to: “The MOTC has the authority to review/approve instructors who do not meet the above training requirements. If the MOTC determines the instructor has equivalent education or experience, the MOTC will waive this training requirement.”

71. Appendix D, Section 6.9.2: The term “may occasionally” is changed to “will” and the phrase “due to major change in the Department’s policy such as the issuance of new Design Standards” is changed to “pursuant to rule amendment process.”

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-13.004	License Procedure
59A-13.005	Administration and Management
59A-13.007	Admission, Transfer and Discharge Policies
59A-13.008	Child Care Policies
59A-13.009	Medical Director
59A-13.010	Nursing Services
59A-13.013	In-service Training for Staff, Parents and Guardians
59A-13.014	Medical Record
59A-13.015	Quality Assurance Committee
59A-13.020	Infection Control
59A-13.022	Fire Safety and Emergency Procedures

NOTICE OF WITHDRAWAL

Notice is hereby given that the above-stated rule numbers and titles, as noticed in Vol. 31, No. 37, September 16, 2005, Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
59A-31	Disputed Reimbursement Rule
RULE NOS.:	RULE TITLES:
59A-31.001	Disputed Reimbursement Avoidance
59A-31.002	Disputed Reimbursement Resolution
59A-31.003	Utilization and Reimbursement Dispute Resolution Definitions
59A-31.004	Requirements for Filing a Petition
59A-31.005	Petition Determination
59A-31.006	Penalties

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 31, No. 18, May 6, 2005, Florida Administrative Weekly, and corrected in Vol. 31, No. 21, May 27, 2005, Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Building Code Administrators and Inspectors

RULE NO.:	RULE TITLE:
61G19-9.004	Approval of Courses

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 25, June 24, 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."

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE TITLE:	RULE NO.:
Instant Game Number 613, ACES HIGH	53ER05-71

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 613, "ACES HIGH," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-71 Instant Game Number 613, ACES HIGH.

(1) Name of Game. Instant Game Number 613, "ACES HIGH."

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

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

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



(5) The "DEALER'S CARD" play symbols and play symbol captions are as follows:



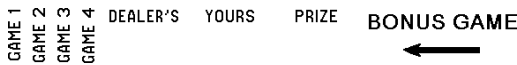
(6) The bonus symbols and bonus symbol captions are as follows:



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

TICKET	\$1.00	\$2.00	\$3.00	\$5.00		
TICKET	ONE	TWO	THREE	FIVE		
\$10.00	\$20.00	\$25.00	\$50.00	\$100	\$4,000	
TEN	TWENTY	THY FIVE	FIFTY	ONE HUN	FOUR THO	

(8) The legends are as follows:



(9) Determination of Prizewinners.

(a) A ticket having a card in the "YOUR CARD" play area of one game that beats the card in the "DEALER'S CARD" play area of the same game shall entitle the claimant to the corresponding prize shown for that game. The prizes are: TICKET, \$1.00, \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100 and \$4,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$1.00 instant ticket except as follows. A person who submits by mail an ACES HIGH lottery ticket that entitles the claimant to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.



(b) A ticket having a "WIN" symbol in the "BONUS GAME" play area shall entitle the claimant to win all of the corresponding prizes shown for all four games.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 613 are as follows:

GAME PLAY: TICKET	WIN: \$1 TICKET	ODDS OF 1 IN:	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL:
\$1	\$1	10.00	1,008,000
\$2	\$2	15.00	672,000
\$2	\$2	25.00	403,200
\$1 x 4 "ACE CARD"	\$4	75.00	134,400
\$2 + \$3	\$5	100.00	100,800
\$5	\$5	100.00	100,800
\$10	\$10	300.00	33,600
\$1 + (\$2 x 2) + \$5 "ACE CARD"	\$10	300.00	33,600
\$2 + \$3 + (\$10 x 2) "ACE CARD"	\$25	1,000.00	10,080
\$5 + (\$10 x 2)	\$25	1,800.00	5,600
\$25	\$25	562.50	17,920
\$5 + (\$10 x 2) + \$25 "ACE CARD"	\$50	1,800.00	5,600
\$25 x 2	\$50	3,600.00	2,800
\$50	\$50	3,600.00	2,800
\$25 x 4 "ACE CARD"	\$100	21,000.00	480
\$5 + \$20 + \$25 + \$50 "ACE CARD"	\$100	25,200.00	400
\$100	\$100	33,600.00	300
\$50 x 4 "ACE CARD"	\$200	201,600.00	50
\$4,000	\$4,000	1,008,000.00	10

(11) The estimated overall odds of winning some prize in Instant Game Number 613 are 1 in 3.98. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 613, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing an ACES HIGH lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

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

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History--New 9-19-05.

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

EFFECTIVE DATE: September 19, 2005

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 604, DECADE OF DOLLARS
 RULE NO.: 53ER05-72

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 604, "DECADE OF DOLLARS," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-72 Instant Game Number 604, DECADE OF DOLLARS.

(1) Name of Game. Instant Game Number 604, "DECADE OF DOLLARS."

(2) Price. DECADE OF DOLLARS lottery tickets sell for \$2.00 per ticket.

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

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

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



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

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

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	TWENTY
\$25.00	\$50.00	\$100	\$500	\$1,000	\$5,000
THY FIVE	FIFTY	ONE HUN	FIVE HUN	A MO./10 YRS	FIVE THO

(7) The legends are as follows:

YOUR NUMBERS WINNING NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500, \$1,000 and \$5,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a DECADE OF DOLLARS lottery ticket that entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.



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

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 604 are as follows:

GAME PLAY:	WIN:	ODDS OF 1 IN:	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL:
TICKET	\$2 TICKET	10.00	1,008,000
\$2	\$2	37.50	268,800
\$2 x 2	\$4	18.75	537,600
(\$1 x 3) + \$2	\$5	30.00	336,000
\$5	\$5	30.00	336,000
\$1 x 10	\$10	150.00	67,200
\$5 x 2	\$10	150.00	67,200
\$10	\$10	150.00	67,200
(\$2 x 5) + \$5 + \$10	\$25	450.00	22,400
\$1 + (\$2 x 2) + (\$5 x 2) + \$10	\$25	450.00	22,400
\$25	\$25	450.00	22,400
\$5 x 10	\$50	1,800.00	5,600
\$10 x 5	\$50	3,600.00	2,800
\$25 x 2	\$50	3,600.00	2,800
\$50 (MONEYBAG)	\$50	450.00	22,400
\$20 x 5	\$100	18,000.00	560
(\$5 x 8) + \$10 + \$50 (MONEYBAG)	\$100	18,000.00	560
\$50 + \$50 (MONEYBAG)	\$100	18,000.00	560
(\$100 x 2) + \$50 (MONEYBAG)	\$250	45,000.00	224
\$50 + (\$100 x 4) + \$50 (MONEYBAG)	\$500	90,000.00	112
\$500 x 10	\$5,000	2,520,000.00	4
\$5,000	\$5,000	5,040,000.00	2
\$1,000 A MONTH FOR 10 YEARS	Top Prize	5,040,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 604 are 1 in 3.61. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 604, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a DECADE OF DOLLARS lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

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

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 9-19-05.

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

EFFECTIVE DATE: September 19, 2005

DEPARTMENT OF THE LOTTERY

RULE TITLE: Payment of Prizes
 RULE NO.: 53ER05-73

SUMMARY OF THE RULE: This emergency rule replaces Emergency Rule 53ER05-60 and sets forth the procedures that the Florida Lottery shall apply to awarding prizes.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER05-73 Payment of Prizes.

(1) Claiming Prizes.

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

(a) On-line Game Prizes.

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

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

(b) Instant Game Prizes.

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

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

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

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

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

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

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

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

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

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

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

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

(10) On-line Game Ticket Validation.

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

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

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

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

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

(11) Instant Game Ticket Validation.

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

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

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

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

(e) The ticket must not have been stolen.

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

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

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

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

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

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

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

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

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

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

(a) Payment by Retailers.

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

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

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

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

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

(b) Payment by the Florida Lottery.

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

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

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

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

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

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

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

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

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

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

Tallahassee, Florida 32399-4016. The Internal Revenue Service Form W-9 is incorporated herein by reference and may be obtained at any Lottery office, from the Florida Lottery's website at www.flalottery.com, by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service. Claims may be submitted in person to any Lottery district office or to Lottery Headquarters, or submitted by mail to Florida Lottery, Winner Validation, 250 Marriott Drive, Tallahassee, Florida 32399-9939.

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

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

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

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

(15) Presentation of Identification.

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

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

(c) Acceptable forms of identification include the following:

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

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

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

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

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

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

7. Another form of identification approved by the Lottery.

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

(e) A photocopy of the required identification for shareholders, partners, beneficiaries, or other persons ultimately entitled to receive a portion of the legal entity's Lottery winnings may be presented with the prize claim by an authorized agent of the legal entity. The Lottery reserves the right to require proof of authenticity for such photocopies.

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

(17) Federal Withholding Taxes. Federal withholding taxes shall be applied to prizes in accordance with the Internal Revenue Code and Code of Federal Regulations.

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

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

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

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

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

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

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

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

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

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

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

1. If the investigation concludes to the Lottery's satisfaction that the absence of the continuation ticket is attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the original winning ticket is submitted for prize payment, or following expiration of 210 days after the winning draw date, whichever

date occurs sooner, provided that payment for the continuation ticket is not made prior to the expiration time frames set forth above.

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

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

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

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

(19) Determination of Prize Winner. The person to whom payment will be made for winning tickets submitted to the Lottery shall be determined as follows:

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

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

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

(d) On-line tickets.

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

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

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

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

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

(g) If the Lottery is presented with undisputed information that payment of a prize as provided in paragraphs (19)(a) through (e) would result in payment to a person or entity who has no claim to the ticket, the Lottery will make payment to the person or entity it determines to be the rightful claimant based upon the undisputed information submitted to the Lottery.

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

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

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

2. If the debt is of a claimant who submits an Internal Revenue Service Form 5754 at the time of filing the claim, or of a person whose name appears on an Internal Revenue Service Form 5754 or who is entitled to receive Lottery winnings claimed by a legal entity, an amount sufficient to cover the claimant's or other person's debt, but not to exceed

his or her percentage interest in the prize or entity, will be transferred to the state agency owed the debt. The monies remaining will be paid to the claimant on the ticket.

(20) Payment of On-line Game Multi-play Tickets Including a Cash Prize and a Free Quick Pick Ticket Prize. Additional payment provisions applicable only to winning on-line game multi-play tickets (tickets with more than one panel played for a single draw date) that include a cash prize and a prize of a free quick pick ticket are as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(27) This emergency rule replaces Emergency Rule 53ER05-60, F.A.C.

Specific Authority 24.105(9)(e), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(e), 24.115(1),(4) FS. History--New 9-19-05, Replaces 53ER05-60, F.A.C.

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

EFFECTIVE DATE: September 19, 2005

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs received a Petition for Waiver on August 18, 2005, from the City of Eustis. The petitioner seeks a waiver of Rule 9B-43.003, and subsection 9B-43.003(31), F.A.C., with respect to the requirement that the notice of hearing must be published no less than five (5) days prior to the date of the hearing. This petition for waiver is being applied for under Section 120.542, F.S.

A copy of the Petition, which has been assigned the number DCA05-WAI-156, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation received a Petition for Variance from the City of Arcadia on September 2, 2005, seeking a Variance from the provisions of Rule 14-46.001, F.A.C. The Rule 14-46.001, F.A.C., establishes reimbursement conditions for the relocation of utilities. The City of Arcadia proposes the Department grant a variance to Rule 14-46.001, F.A.C.

Comments on this proposed variance should be filed with the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458, within 14 days of the publication of this notice.

A copy of the Petition for Variance may be obtained from the Clerk of Agency Proceedings. For additional information, contact: Erik R. Fenniman, Assistant General Counsel, (850)414-5265.

**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 from Fontainebleau Florida Tower 3, LLC d/b/a Fontainebleau III Ocean Club, filed September 12, 2005, in Docket No. 050601-EU, seeking a variance or waiver from paragraph 25-6.049(5)(a), F.A.C. The pertinent portion of the rule provides that individual electric metering shall be required for each separate occupancy unit of new condominiums, among other types of commercial establishments, for which construction is commenced after January 1, 1981.

Comments on the petition should be filed with the Commission's Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days after publication of this notice.

A copy of the petition can be obtained from the Division of the Commission Clerk and Administrative Services. For additional information, please contact Cochran Keating, Office of the General Counsel, at the above address or telephone (850)413-6193.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that the Southwest Florida Water Management District ("District") has entered an Order Granting the Petition for Variance from subsection 40D-22.201(4) and paragraph 40D-22.201(3)(j), F.A.C., from the Board of County Commissioners, Pinellas County, Florida ("Petition"). The Petition was filed with the District on July 13, 2005.

Notice of the receipt of the Petition was published in the Florida Administrative Weekly on July 29, 2005, Vol. 31, No. 30. The Order Granting Petition for Rule Variance was executed on September 14, 2005 upon a finding that the Petitioner demonstrated a hardship for those persons in Pinellas County affected by the Rules and that the purposes of the underlying statute are met by implementation by Pinellas County of its Alternative Year-Round Irrigation Conservation Program.

For a copy of the Order, contact: Lois Sorensen, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, Mail Code REG-ADM, e-mail: Lois.Sorensen@swfwmd.state.fl.us.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, F.S. (SFWMD 2005-138-DAO-ROW), on September 14, 2005, to City View Apartments, Inc. The petition for waiver was received by the SFWMD on July 26, 2005. Notice of receipt of the petition

requesting the waiver was published in the Florida Administrative Weekly, Vol. 31, No. 32, on August 12, 2005. No public comment was received.

This Order provides a waiver for existing landscaping, AC units, curbing, bollards and fence with access gate to remain; and for two existing cross-fences (one with vehicular access gate) and two existing trees to remain within the east right of way of C-7, located approximately 250 feet north of N. E. 82nd Street at the rear of 8240 N. E. 4th Place; S7/T53S/R42E, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), F.A.C., and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), F.A.C., which governs the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent City View Apartments, Inc., from suffering a substantial hardship and from suffering a violation of the principles of fairness.

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

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, F.S. (SFWMD 2005-140-DAO), dated September 14, 2005 to Richard Sapir on behalf of Palm Beach Hounds, Inc. The petition for waiver was received by the SFWMD on July 15, 2005. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 31, No. 31, August 5, 2005. No public comment was received.

This Order provides a waiver to allow the use of horses off of designated trails and the use of dogs at the Dupuis Management Area. Specifically, the Order grants a waiver from paragraphs 40E-7.538(14)(c) and (j), F.A.C., which prohibit equestrian activities off of designated equestrian trails and named or numbered roads, and prohibits dogs, except as authorized by the Florida Fish and Wildlife Conservation Commission, at Dupuis Management Area. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) Staff recommends a waiver of District criteria which governs the use of horses off of designated trails and prohibits dogs, other than those approved by the Florida Fish and Wildlife Conservation Commission, at

Dupuis Management Area because the proposed activity will not interfere with the protection of the environmentally sensitive lands in the Dupuis Management Area and will provide a compatible recreational opportunity to the public; 2) the Petitioner will be responsible for and repair any possible damage it causes; and 3) a waiver from the subject rules is necessary to prevent Palm Beach Hounds, Inc., from suffering a substantial hardship.

A copy of the Order can be obtained from: Charron Follins, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6293, e-mail: cfollins@sfwmd.gov

NOTICE IS HEREBY GIVEN that on September 13, 2005, South Florida Water Management District (District) received a petition for waiver from Mr. & Mrs. Miguel Costa, Application No. 05-0913-1 for utilization of Works or Lands of the District known as the C-51 Canal, Palm Beach County, for the proposed placement of a fence enclosure located approximately 25' from the top of the canal bank within the north right of way of C-51 at the rear of 210 Arlington Road, Section 15, Township 44 South, Range 43 East. The petition seeks relief from subsections 40E-6.011(4) and (6) and paragraph 40E-6.221(1)(j), F.A.C., which Governs the Placement of semi-permanent/permanent above-ground structures within 40 feet of the top of the canal bank within Works or Lands of the District.

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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, FL. The above referenced F.A.C.s state 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.

This variance was approved September 19, 2005 and is contingent upon the Petitioner using a five (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 as often as needed to prevent a sanitary nuisance. Petitioner must have an approved supply of potable water with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours. Approval is also contingent upon Petitioner ensuring the public restrooms in Sears 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. If the menu changes or expands in any manner, the Petitioner must notify the Division in writing and this variance request will be re-evaluated. All provisos and plan review deficiencies shall be met prior to licensing. This variance is not transferable under any conditions. The Petitioner shall follow all applicable Administrative Rules and Federal Food and Drug Administration Food Code references. 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 September 15, 2005, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-1.004(2)(a), F.A.C., from Hoopy's Ice Cream and More located in Fort Pierce. The above Florida Administrative Code. states each public food service establishment shall be provided with adequate and conveniently located bathroom facilities. They are requesting a variance to use centrally located bathroom facilities that are approximately 50 feet away.

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 31, 2005, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), F.A.C., from Cold Stone Creamery located in Coral Springs. 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 ten (10) seats for a total of twenty (20) seats which exceeds the seating capacity with only one accessible bathroom facility accessible to customers.

This variance was approved September 19, 2005 and is contingent upon Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed twenty (20) which includes outside and any future inside seating. All provisos and plan review deficiencies shall be met prior to licensing. This variance is not transferable under any conditions. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

NOTICE IS HEREBY GIVEN that on September 13, 2005, the Bureau of Elevator Safety received a Petition for Emergency Variance from Rule 2000.7a of ASME A17.1, 1996 Edition with 1997 Addenda, as adopted by Rule 61C-5.001, F.A.C., prohibiting vertical wheelchair lifts from exceeding 12 feet of travel. The petition was received from Tim Cleckner of Garaventa USA on behalf of Berger Building located at 107 S. W. 5th Avenue, Okeechobee (Petition VW 2005-139).

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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The Board of Clinical Laboratory Personnel hereby gives notice that it has received a petition, filed by the Office of the Deputy Clerk on September 16, 2005. Petitioner, Laura B. Melton, is seeking an emergency waiver or variance from paragraph 64B3-5.003(1)(n), F.A.C., with respect to the strict application of the rule regarding qualifications for cytogenetics technologists.

Comments on this petition should be filed with Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259, within 14 days of publication of this Notice.

Copies of the Petition may be obtained by writing Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, at above the address.

NOTICE IS HEREBY GIVEN that on September 9, 2005, the Department of Health received a Petition for Variance from paragraph 64E-16.004(2)(a), F.A.C., from Larry E. Sellars, Jr., on behalf of Stericycle, Inc. That rule requires packages of biomedical waste to remain sealed until treatment. The Petitioner requests a variance from the rule to allow the Petitioner to unseal packages of biomedical waste prior to treatment to provide for the removal and recovery of single-use surgical instruments and medical devices. The recovered surgical instruments and medical devices will be decontaminated in an enclosed environment by a chlorine dioxide gas process. The decontaminated surgical instruments and medical devices will be transported to a facility for reprocessing and re-use.

Comments on this Petition should be filed with the Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the petition may be obtained from: Edith Coulter, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710, (850)245-4277, Extension 2335.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on September 14, 2005, Florida Housing Finance Corporation received a Petition for Variance from or Waiver of subsection 67-38.014(3), F.A.C., from Florida Low Income Housing Associates, Inc. ("Petition"). The Petition is seeking a variance from the rule which provides that reimbursement for site acquisition which was completed prior to closing of the PLP shall not be allowed as a PLP expense.

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 **State Library and Archives of Florida** announces a meeting of a task force to review the State Aid to Libraries grant program to which all interested persons are invited to attend.

DATES AND TIMES: Wednesday, October 19, 2005, 11:00 a.m. – 12:00 Noon; Thursday, October 20, 2005, 5:30 p.m. – 6:30 p.m.

PLACE: Hyatt Sarasota on Sarasota Bay, 1000 Boulevard of the Arts, Sarasota, Florida 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: Possible options for revisions to the State Aid grant program.

For additional information or if you need special accommodations contact: Loretta L. Flowers, Community Development Manager, (850)245-6636, Suncom 205-6636 or TDD (805)245-6688.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Endangered Plant Advisory Council** Members announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 3, 2005, 1:00 p.m. – 5:00 p.m.

PLACE: Doyle Conner Building Auditorium, 1911 S. W. 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. Approval of Agenda (Additions, Changes); 3. Review and Approve Minutes of Last Meeting; 4. Evaluate and Rank Grant Proposals for Fiscal Year 2006 – 2007; 5. *Metamasius* Weevil Update; 6. Evaluation Criteria for Accepting Names for Plant Taxa; 7. New Plant Listings for Regulated Plant Index; 8. Comments or Concerns from Interested Parties; 9. Election of Officers; 10. Schedule Next Meeting; 11. 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. Danny Phelps, (352)372-3505, if you have any questions.

the Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Pesticide Review Council to which all persons are invited.

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

PLACE: Florida Department of Agriculture and Consumer Services, Conner Building-Eyster Auditorium, 3125 Conner Blvd., Tallahassee, Florida 32399-1650

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the council during which there will be a review of pertinent pesticide issues impacting human health and environment.

A copy of the agenda may be obtained by contacting: Bureau of Pesticides, 3125 Conner Boulevard, Mail Station L6, Tallahassee, Florida 32399-1650.

The Florida **Department of Agriculture and Consumer Services** announces a regular business meeting of the Florida Coordinating Council on Mosquito Control to which all persons are invited.

DATE AND TIME: October 24, 2005, 10:00 a.m. – 4:00 p.m.

PLACE: DACS Doyle Conner Bldg., Division of Plant Industry's Conference Room, 1911 S. W. 34th Street, Gainesville, Florida 32614, (352)372-3505

Questions and Comments may be directed to: James Clauson, Chairman, (850)922-7011, Ext. 101, e-mail: clausoj@doacs.state.fl.us or Jeff Blair, (850)644-6320, e-mail: jblair@mailers.fsu.edu

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

DATE AND TIME: November 3, 2006, 9:00 a.m.

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

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

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

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

The Florida **Department of Agriculture and Consumer Services** announces a business meeting of the FCCMC Subcommittee on Mosquito Control Research Projects to which all persons are invited.

DATE AND TIME: November 4, 2005, 10:00 a.m. – 4:00 p.m.

PLACE: DACS Doyle Conner Bldg., Division of Plant Industry's Conference Room, 1911 S. W. 34th Street, Gainesville, Florida 32614, (352)372-3505

Questions and Comments may be directed to: James Clauson, Chairman, (850)922-7011, Ext. 101, e-mail: clausoj@doacs.state.fl.us or Jeff Blair, (850)644-6320, e-mail: jblair@mailers.fsu.edu

The Florida **Department of Agriculture and Consumer Services** announces a regular business meeting of the Florida Coordinating Council on Mosquito Control to which all persons are invited.

DATE AND TIME: February 14, 2006, 10:00 a.m. – 4:00 p.m.

PLACE: DACS Doyle Conner Bldg., Division of Plant Industry's Conference Room, 1911 S. W. 34th Street, Gainesville, Florida 32614, (352)372-3505

Questions and Comments may be directed to: James Clauson, Chairman, (850)922-7011, Ext. 101, e-mail: clausoj@doacs.state.fl.us or Jeff Blair, (850)644-6320, e-mail: jblair@mailers.fsu.edu

The Florida **Department of Agriculture and Consumer Services** announces the meeting of the Florida Tropical Fruit Advisory Council.

DATE AND TIME: Thursday, October 13, 2005, 10:00 a.m.

PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, FL 33030

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

For additional information or if you need special accommodations, call: Sonia Baquero, (305)401-1502.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry** (DOF) and the Lake Wales Ridge State Forest Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited.

Public Meeting – Lake Wales Ridge State Forest Management Plan Advisory Group

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

PLACE: Lake Wales Ridge State Forest Conference Room, 851 Highway 630, East, Frostproof, FL 33843

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Lake Wales Ridge State Forest Management Plan Advisory Group to prepare for a public hearing the evening of

October 20, 2005 and provide recommendations to the DOF to help in preparation of a management plan for the Lake Wales Ridge State Forest.

Public Hearing

DATE AND TIME: Thursday, October 20, 2005, 5:30 p.m.

PLACE: Lake Wales Ridge State Forest Conference Room, 851 Highway 630, East, Frostproof, FL 33843

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit comments on management of the Lake Wales Ridge State Forest.

Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to the DOF's Lake Wales Ridge State Forest Office at 851 Highway 630 East, Frostproof, FL 33843, to the attention of Dave Butcher and should be mailed so as to arrive at the office by the date of the public hearing.

Public Meeting – Lake Wales Ridge State Forest Management Plan Advisory Group

DATE AND TIME: Friday, October 21, 2005, 9:00 a.m.

PLACE: Lake Wales Ridge State Forest Conference Room, 851 Highway 630, East, Frostproof, FL 33843

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Lake Wales Ridge State Forest Management Plan Advisory Group to review comments from the public hearing of October 20, 2005 and provide recommendations to the DOF to help in preparation of a management plan for the Lake Wales Ridge State Forest.

Copies of a working draft on the plan and the management plan prospectus are available by contacting the Lake Wales Ridge State Forest in writing at the above address or contacting Dave Butcher, (863)635-7801, Ext. 101.

Special accommodations for persons with a disabling condition should be requested in writing to the DOF's Lake Wales Ridge State Forest office at the above listed address at least 48 hours in advance of these proceedings.

You are hereby notified in accordance with Section 286.0105, F.S., should you decide to appeal any decision made as a result of, or take exception to any findings of fact with respect to any matter considered at the hearing and meeting referred to above, you may need to ensure that a verbatim record of the proceedings is made. Such record shall include the testimony and evidence upon which the appeal is to be based.

Notice is hereby given that the Florida **Department of Agriculture and Consumer Services, Division of Food Safety** will conduct a public meeting of the Florida Food Safety and Food Security Advisory Council to which all interested persons are invited.

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

PLACE: Florida Department of Agriculture and Consumer Services, Conner Complex, George Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, Florida, (850)488-0295

GENERAL SUBJECT MATTER TO BE ADDRESSED: Organizational meeting, discussion of council name change, report from Ad-Hoc Committee on Extramural Funding for the Council. Presentations: Agroterrorism, USDA Dietary Guidelines, FDA Tracebacks, Fluoroquinolones in Vitnamese Basa.

THE PERSON TO BE CONTACTED REGARDING THIS MEETING IS: Dr. Marion F. Aller, Director, Division of Food Safety, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-0295.

An agenda of the meeting is available at no charge from the contact person listed above.

NOTICE OF CANCELLATION – The Florida **State Fair Authority** announces the cancellation of the Executive Committee Meetings scheduled for October 7, 2005 and October 10, 2005.

Please note the cancellation. A subsequent meeting will be noticed for October 11, 2005.

If you should have any questions or concerns, please contact: Charles C. Pesano, (813)627-4220.

The Florida **State Fair Authority** announces a meeting of the Executive Committee to which all interested persons are invited to participate.

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

PLACE: Florida State Fairgrounds, 4800 U.S. Hwy 301, N., Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: New Business.

Please contact Mr. Charles C. Pesano at the address above for an agenda of the meeting.

For special accommodations due to a disability, please contact: Mr. Charles C. Pesano, (813)627-4220.

The Florida **State Fair Authority** announces a meeting of the Executive Committee.

DATES AND TIME: Friday, October 7, 2005 and Monday October 10, 2005, 1:00 p.m. for both meetings

PLACE: Florida State Fairgrounds, 4800 U.S. Hwy 301, N., Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: New Business.

If special accommodations due to a disability need to be arranged for attendance to this meeting, please contact Mr. Charles C. Pesano, (813)627-4220, or at the address listed above.

An agenda for the meeting can be attained by contacting Mr. Pesano as well.

DEPARTMENT OF EDUCATION

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

DATE AND TIME: Wednesday, October 19, 2005, 1:00 p.m. – 4:00 p.m.

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

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

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

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

DEPARTMENT OF COMMUNITY AFFAIRS

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

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Accessibility Advisory Council to consider the following applications for waiver from the accessibility code requirements: Florida Marine Agency/Island Shipping Lines, Inc., 3795 N. W. South River Drive, Miami; Oseroff, 916 North Gadsden, Tallahassee; Surfstyle Retail Store, 421 Lincoln Road, Miami Beach; Congo River Golf, 1001 East Colonial Drive, Orlando; RiverGrille Restaurant, 950 N. W. US Highway 1, Ormond Beach; Southridge Park, 19355 114 Avenue, Miami; Chelsea Salon and Spa, 1629 Mitchum Drive, Tallahassee; Warehouse, 4763-79 East 11 Avenue, Hialeah; Plaza Collins 16 Cinemas, State Highway 50 and Lake Boulevard, Clermont; Muvico Boynton Beach 16, 601 North Congress Avenue, Boynton Beach.

DATE AND TIMES: October 9, 2005

12:00 Noon – Product Approval/Prototype Buildings/Manufactured Buildings POC.

1:00 p.m. – Meeting of the Fire Technical Advisory Committee

1:00 p.m. – Meeting of the Mechanical Technical Advisory Committee

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

DATE AND TIMES: October 10, 2005

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

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

9:00 a.m. – Meeting of the Accessibility Technical Advisory Committee.

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

1:00 p.m. – Hurricane Research Advisory Committee

DATE AND TIMES: October 10, 2005

3:30 p.m. – Meeting of the Plenary Session of the Florida Building Commission. Review and approval of the Agenda. Review and approval of the August 23-24, 2005 Minutes.

Consideration of requests for waiver from accessibility code requirements: Florida Marine Agency/Island Shipping Lines, Inc., 3795 N. W. South River Drive, Miami; Oseroff, 916 North Gadsden, Tallahassee; Surfstyle Retail Store, 421 Lincoln Road, Miami Beach; Congo River Golf, 1001 East Colonial Drive, Orlando; RiverGrille Restaurant, 950 N. W. US Highway 1, Ormond Beach; Southridge Park, 19355 114 Avenue, Miami; Chelsea Salon and Spa, 1629 Mitchum Drive, Tallahassee; Warehouse, 4763-79 East 11 Avenue, Hialeah; Plaza Collins 16 Cinemas, State Highway 50 and Lake Boulevard, Clermont; Muvico Boynton Beach 16, 601 North Congress Avenue, Boynton Beach.

Consideration of Legal Issues and Petitions for Declaratory Statement:

Joint Administrative Procedures Committee Comments on Chapter 9B-1, F.A.C., Amendments

Declaratory Statements:

Second Hearing:

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

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

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

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

DCA05-DEC-151 by Bill Shoobred, Elixir Industries

First Hearing:

DCA05-DEC-159 by Ron Lambert, Greystone of Florida, Inc.

DCA05-DEC-162 by Irinia Tokar, WCI Communities, Inc.

DCA05-DEC-170 by Charles W. Brammer, Eagles Nest Development Co. LLC

DCA05-DEC-173 by Thomas J. Baird, Attorney, Okeechobee County

DCA05-DEC-174 by James E. Kelley, Jr., AIA, President, Fugleberg Koch

DCA05-DEC-175 by Gene Boecker, AIA, Code Consultants, Inc.

DCA05-DEC-176 by John Herring, Chair, Florida Executive Committee, WTCA

DCA05-DEC-177 by Billy Tyson, CBO, Madison County

DCA05-DEC-178 by Paul Quintana, All American Shutters, Inc.

Consideration of Applications for Product and Entity Approval Presentation on Central Florida Hurricane Assessments

General Public Comment

Recess until Tuesday 8:30 a.m.

DATE AND TIME: October 11, 2005

8:30 a.m. – Meeting of the Plenary Session of the Florida Building Commission continued.

Review and approval of the Agenda.

Chair's Discussion of Issues and Recommendations.

Review and Update of Commission Workplan

Discussion on Binding Interpretation System

Rule Adoption Hearing on Rule 9B-3.047, Code Amendments if requested

Supplemental Rule Hearing on Rule 9B-72, Product Approval

Discussion on Statutory Requirement for Staff Review of Code Amendments

Discussion on Alternate Plan Review and Inspection Form

Presentation on Hurricane Dennis

Update on Building Code System Assessment Survey Results

Panhandle Study Workshop Report/Update

Report on Commission Effectiveness Assessment Survey Results

Consideration of Committee Reports and Recommendations:

Accessibility TAC Report; Education POC Report; Electrical TAC Report; Energy TAC Report; Fire TAC Report; Hurricane Advisory Committee Report; Mechanical TAC Report; Structural TAC Report; and Product Approval/Prototype Buildings/Manufactured Buildings Program Oversight Committee Report; Product Approval Validation Work Group Report.

General Public Comment

Review Committee Assignments and Issues for the Commission's December 6-7, 2005 Meeting.

DATE AND TIME: October 11, 2005

1:00 p.m. – Meeting of the Building Code System Assessment Ad Hoc Committee.

DATE AND TIMES: October 12, 2005

8:00 a.m. – Meeting of the Product Approval Validation Work Group.

1:00 p.m. – Window and Garage Door Inspection Workshop.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida, 1(800)800-9840

A copy of the Committee and Commission meeting agendas and other documents may be obtained by sending a request in writing: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436, web site: www.floridabuilding.org.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Barbara Bryant at the Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

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

DATE AND TIME: Tuesday, October 11, 2005, 10:00 a.m.

PLACE: George Edgcomb Courthouse, 800 E. Twiggs Street, 6th Floor, Courtroom 1, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Criminal and Juvenile Justice Information Systems Council will conduct the first of three regional meetings in accordance with the Jessica Lunsford Act. The meeting will provide the opportunity to take public testimony regarding the collection and dissemination of offender information, including criminal history and any other pertinent matters to probation officials, the court, the prosecuting attorney, and defense counsel at first appearance hearings as well as all court appearances subsequent to first appearance.

Individuals with a disability as defined by the Americans with Disabilities Act (ADA) may call Government Analyst, Christopher Ferris, (850)410-7116, about accommodations that would enable attendance.

If you have any question or would like to submit written testimony, please contact: Christopher Ferris, Florida Department of Law Enforcement, Division of Criminal Justice Information Systems, Administrative Services, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-7116, Suncom 210-7116.

DEPARTMENT OF TRANSPORTATION

The **Secure Airports for Florida Economy Council** (SAFE Council) announces a public meeting of the Council's Executive Committee to which all persons are invited.

DATE AND TIME: Friday, October 7, 2005, 9:00 a.m. – conclusion

PLACE: Marriott Suites, 1201 Gulf Boulevard, Clearwater Beach, Florida 33767

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct necessary business on behalf of the SAFE Council.

Information may be obtained by contacting: Tom Duncan, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4500.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the Council at least 48 hours before the meetings by contacting: Tom Duncan, (850)414-4500.

The **Florida Highway Beautification Council** (FHBC) announces a teleconference meeting to which all persons are invited.

DATE AND TIME: Friday, October 14, 2005, 10:00 a.m. – 12:00 Noon

PLACE: Teleconference call in number (850)488-8713.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to conduct general business.

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

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

The **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: October 17, 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 agenda is prepared (with the 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.

Notice is hereby given that the Florida **Department of Transportation**, in cooperation with the City of Fort Myers, will hold a public hearing to which all interested persons are invited to participate.

DATE AND TIME: Monday, October 17, 2005, 5:15 p.m. or as soon thereafter as can be heard

PLACE: City of Fort Myers, Council Chambers, 2200 Second Street, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Concerning the proposed transfer of First Street from Fowler Street to Monroe Street, Bay Street from Fowler Street to Monroe Street, Monroe Street from Bay Street to Main Street, and Second Street from Fowler Street to Monroe Street, from the State Highway System to the City Street System. The purpose of the redesignation of U.S. Business 41, also known as First Street, is to allow the City of Fort Myers to assume ownership of First Street from Fowler Street to Monroe Street, Bay Street from Fowler Street to Monroe Street, Monroe Street from Bay Street to Main Street, and Second Street from Fowler Street to Monroe Street. Representatives from the Florida Department of Transportation will be in attendance at the meeting to address questions.

All persons wishing to be heard on this subject are hereby notified to appear at said meeting.

For more information, please contact: Saeed Kazemi, City Engineer, City of Fort Myers, Post Office Drawer 2217, Fort Myers, Florida 33902, (239)332 6830.

If a person decides to appeal any decision made by City Council with respect to any matter considered 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 proceeding is made, which includes the testimony and evidence upon which the appeal is to be based.

Special Requirements: If you require special aid or services as addressed in the Americans with Disabilities Act, please contact the City Clerk's Office, (239)332 6742, or for the hearing impaired, TDD (239)332 2541.

CORRECTION NOTICE (CHANGE OF LOCATION) – This notice was previously published in Vol. 31, No. 38, September 23, 2005, Florida Administrative Weekly. The location of the meeting is the only change made.

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: National Guard Armory, 749 7th Street, 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, Florida Statutes.

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.

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

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

DATE AND TIME: *October 17, 2005, 9:30 a.m.

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

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

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

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

* In the event of a scheduling conflict, this meeting may be rescheduled to October 18, 2005, in Room 140, immediately preceding or immediately following the Commission Conference.

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

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

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

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

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

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

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

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

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

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

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

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

Docket No. 041269-TP – Petition to establish generic docket to consider amendments to interconnection agreements resulting from changes in law, by BellSouth Telecommunications, Inc.

DATE AND TIME: October 19, 2005, 1:30 p.m.

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

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

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

The Florida **Public Service Commission** announces a Customer Meeting to be held in the following docket, to which all interested persons and parties are invited to attend.

Docket No. 050323-SU – Joint Application for Authority to Transfer Facilities of Coolidge-Ft. Myers Realty Limited Partnership d/b/a Heron's Glen Utilities and Certificate No. 456-S to North Fort Myers Utility, Inc., Request for Cancellation of Certificate No. 456-S, Amendment of Certificate No. 247-S, and Limited Proceeding for Authority to Charge Customers of Heron's Glen Utilities its Authorized Rates, Fees and Charges.

DATE AND TIME: Wednesday, October 19, 2005, 5:00 p.m.

PLACE: Ballroom, Heron's Glen Golf and Country Club, 2250 Avenida Del Vera, North Ft. Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit customers to give testimony regarding the joint application for authority to transfer the wastewater facilities from Heron's Glen Utilities to North Fort Myers Utility, Inc., and for North Fort Myers Utility, Inc., to be allowed to charge the Heron's Glen customers the rates that North Fort Myers Utility, Inc., charges its current customers.

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

For further information contact: Ralph Jaeger, Office of the General Counsel, (850)413-6199. One or more Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Ex-Offender Task Force** announces business calls to which all interested persons are invited to participate.

DATES AND TIME: Thursdays, October 6, 13, 20, 27, 2005; November 3, 10, 17, 2005; December 1, 8, and 15, 2005, 4:00 p.m. – 6:00 p.m.

PLACE: The number is (850)921-6513, Suncom 291-6513

The **Executive Office of the Governor**, Office of Policy and Budget announces a series of public hearings, to which all interested persons are invited.

The times and locations are provided below for each policy area/agency:

Health and Human Services (Agency for Health Care Administration, Agency for Persons with Disabilities, Department of Children and Families, Department of Elder Affairs, Department of Health, and Department of Veterans' Affairs)

DATE AND TIME: Friday, October 14, 2005, 1:00 p.m. – 3:30 p.m.

PLACE: Room 117, Knott Building, Tallahassee, FL

Environmental (Department of Agriculture and Consumer Services, Department of Citrus, Department of Environmental Protection, and Fish and Wildlife Conservation Commission)

DATE AND TIME: Friday, October 14, 2005, 3:30 p.m. – 5:00 p.m.

PLACE: Room 117, Knott Building, Tallahassee, FL

Public Safety (Department of Corrections, Department of Highway Safety and Motor Vehicles, Department of Juvenile Justice, Department of Law Enforcement, Department of Legal Affairs, Department of Military Affairs, Justice Administration Commission, and Parole Commission)

DATE AND TIME: Friday, October 14, 2005, 1:00 p.m. – 4:00 p.m.

PLACE: Room 116, Knott Building, Tallahassee, FL

Education (Department of Education)

DATE AND TIME: Friday, October 14, 2005, 4:00 p.m. – 5:00 p.m.

PLACE: Room 116, Knott Building, Tallahassee, FL

General Government (Department of Business and Professional Regulation, Department of Financial Services, Department of Lottery, Department of Management Services, Department of Revenue)

DATE AND TIME: Friday, October 14, 2005, 1:00 p.m. – 2:30 p.m.

PLACE: Room 2103, Capitol Building, Tallahassee, FL

Transportation and Economic Development (Agency for Workforce Innovation, Department of Community Affairs/Housing Finance Corporation, Department of State, Department of Transportation, Executive Office of the Governor, and Public Service Commission)

DATE AND TIME: Friday, October 14, 2005, 3:00 p.m. – 5:00 p.m.

PLACE: Room 2103, Capitol Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Representatives from the departments listed will present an overview of the agency's Legislative Budget Request for Fiscal Year 2006-2007 and Long-Range Program Plan for Fiscal Year 2006-2007 through Fiscal Year 2010-2011, and will be available for public questions and comments.

Written comments may be submitted to the representatives of the Office of Policy and Budget at the proceeding or mailed to the Executive Office of the Governor, Office of Policy and Budget, Room 1702, The Capitol, Tallahassee, Florida 32399-0001, by October 13, 2005.

The **Governor's Ex-offender Task Force** will hold business calls for limited staff and/or members.

DATES AND TIME: Thursdays, October 6, 13, 20, and 27, 2005; November 3, 10, 17, 2005; December 1, 8, and 15, 2005, 4:00 p.m. – 6:00 p.m.

PLACE: The call-in number is (850)921-6513, Suncom 291-6513

The 4th **Governor's Ex-offender Task Force** announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: Monday, October 24, 2005, 9:00 a.m. – 5:00 p.m.

PLACE: Miami at the Radisson Hotel Miami Downtown, 1601 Biscayne Boulevard, Miami, FL

Member discussions will also be held throughout the Re-entry Summit on Tuesday and Wednesday at the same location.

REGIONAL PLANNING COUNCILS

The **Central Florida Regional Planning Council** will hold its public meeting and the Council's Executive Committee meeting, to which all persons are invited.

DATE AND TIME: Wednesday, October 12, 2005, 9:30 a.m.
 PLACE: Highlands County Health Department Conference Room, 7205 South George Blvd., Sebring, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meeting of the Council and the Executive Committee

A copy of the agenda may be obtained by writing: Central Florida Regional Planning Council, P. O. Box 2089, Bartow, Florida 33831.

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

COMMISSION ON ETHICS

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

DATE AND TIME: Friday, October 14, 2005, 8:30 a.m.
 PLACE: The Knott Building, 111 W. St. Augustine Street, Room 412, Tallahassee, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by writing: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709. Meeting materials also will be available from 8:00 a.m. to 5:00 p.m., Monday through Friday at 3600 Maclay Blvd., S., Suite 201, prior to the meeting.

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

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

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: October 11, 2005, 9:00 a.m.
 PLACE: District Headquarters, 9225 CR 49, Live Oak, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting – to consider District business, and conduct public hearings on regulatory and land acquisition matters. Workshop to follow Board meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public hearing in accordance with Section 373.59, F.S., concerning the proposed purchase of the Lamb/Allen Mill Pond Addition, 32 acres +/- located in Lafayette County, Florida, using funds from the Florida Forever Trust Fund; also, the proposed purchase of the Frank and Olive Schulte/R-O Ranch Tract, 2,490 acres located in Lafayette County, Florida, using funds from the the Florida Forever Trust Fund.

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

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

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (386)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

The **St. Johns River Water Management District** announces the following PROJECTS AND LAND COMMITTEE MEETING(S) AND TOUR. All persons are invited.

DATE AND TIME: Thursday, October 6, 2005, 4:00 p.m. – Projects and Land Committee business meeting; followed at 6:00 p.m. with Projects and Land Committee public meeting forum

Tour of Upper Basin Project Areas
 DATE AND TIME: Friday, October 7, 2005, 8:00 a.m.
 PLACE: Brevard County Government Center, 2725 Judge Fran Jamieson Way, Viera, FL 32940, Space Coast Room, Bldg.C, 2nd Floor. The tour will begin at the Lake Washington Park boat ramp.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting to consider Projects Committee agenda items. Public meeting forum for presentation of Upper Projects. The tour will cover District project areas in the Upper Basin.

An agenda can be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429 or by calling Sonia Blake, Water Resources Dept., (386)312-2330.

NOTE: In the event that a quorum of the Committee is not available for the business meeting at the date, time and place set forth above, the Committee shall meet on the following Tuesday, October 11, 2005, 8:45 a.m., St. Johns River Water Management District Office, Highway 100, West, 4049 Reid Street, Palatka, FL. One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

The **St. Johns River Water Management District** announces the following public meetings and hearings to which all persons are invited.

FINANCE AND ADMINISTRATION COMMITTEE

DATE AND TIME: Tuesday, October 11, 2005, 8:45 a.m.

PLACE: District Headquarters, 4049 Reid St. (Hwy. 100, W.), Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Finance and Administration Committee agenda items followed by committee recommendations to be approved by the full Governing Board. Staff will recommend approval of external budget amendments which affect the adopted budget.

REGULATORY COMMITTEE

DATE AND TIME: Tuesday, October 11, 2005, 10:00 a.m.

PLACE: District Headquarters, 4049 Reid St. (Hwy. 100, W.), Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of Regulatory agenda items followed by committee recommendations to be approved by the full Governing Board.

GOVERNING BOARD MEETING INCLUDING PUBLIC HEARING ON LAND ACQUISITION

DATE AND TIME: Tuesday, October 11, 2005, 1:00 p.m.*

*This meeting may continue on the next consecutive day (Wednesday) at 8:00 a.m. if necessary to finish regulatory and administrative agendas.

PLACE: District Headquarters, 4049 Reid St. (Hwy. 100, W.), Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters.

A copy of the agenda may be obtained at the St. Johns River Water Management District website: www.sjrwmd.com, (386)329-4500. One or more Governing Board members may attend and participate in the meetings and hearings by means of communications media technology.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings and hearings is requested to advise the District at least 48 hours in advance.

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

NOTICE OF CHANGE – The St. Johns River Water Management District hereby gives notice that the Public Hearing for revisions to Chapter 40C-2, F.A.C., published in Vol. 31, No. 35, Pages 3068 through 3072, September 2, 2005, Florida Administrative Weekly, for October 11, 2005, has been changed as follows:

DATE AND TIME: November 8, 2005, 1:00 p.m. following the regularly scheduled Regulatory/Governing Board Meeting

PLACE: District Headquarters, 4049 Reid Street, Palatka, Florida 32177

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

MANATEE CHAMBER WATER ALTERNATIVES COMMITTEE

DATE AND TIME: Friday, October 7, 2005, 8:00 a.m.

PLACE: Manatee Chamber Building, 222 10th Street, West, Bradenton, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Committee business.

PEACE RIVER BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Monday, October 10, 2005, 9:30 a.m.

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

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

HILLSBOROUGH RIVER BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Tuesday, October 11, 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.

MANASOTA BASIN BOARD MEETING AND WORKSHOP

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

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

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

WITHLACOOCHEE RIVER BASIN BOARD MEETING AND WORKSHOP

DATE AND TIME: Thursday, October 13, 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.

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

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

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

CITRUS COUNTY TSALA-APOPKA CHAIN OF LAKES TASK FORCE OF THE CITRUS/HERNANDO WATERWAYS RESTORATION COUNCIL

DATE AND TIME: Monday, October 10, 2005, 3:00 p.m.
 PLACE: Lecanto Government Building, 3600 West Sovereign Path, Room 166, Lecanto, Florida 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Task Force business.

These are public meetings and agendas are available by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida only), Extension 4227.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida), or (352)796-7211, Extension 4226, Fax (352)797-5806, TDD ONLY 1(800)231-6103 (Florida).

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

THE HERNANDO COUNTY WEEKI WACHEE RIVER AND SPRINGS TASK FORCE MEETING

DATE AND TIME: Tuesday, October 11, 2005, 6:00 p.m.
 PLACE: Weeki Wachee Area Club, 7442 Shoal Line Boulevard, Weeki Wachee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Task Force Business.

These are public meetings and agendas are available by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, 1(800)423-1476 (Florida only), Extension 4400.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), or (352)796-7211, Extension 4400, Fax (352)754-6749, TDD ONLY 1(800)231-6103 (Florida only).

The **Southwest Florida Water Management District** announces a public meeting, hearing or workshop to which all persons are invited.

INDUSTRIAL ADVISORY COMMITTEE
 DATE AND TIME: Tuesday, October 18, 2005, 9:00 a.m.
 PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Committee Business.

Some members of the District's Governing and Basin Boards may attend the meetings.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street (U.S. 41, South), Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida only), Extension 4402.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact (352)796-7211 or 1(800)423-1476 (Florida only) Extension 4402 or TDD ONLY 1(800)231-6103 (Florida only).

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

DATE AND TIME: Wednesday, October 5, 2005, 10:00 a.m. – complete
 PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33416

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Governing Board Finance and Audit Committee to discuss and consider District business.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District Website: www.sfwmd.gov/gover/GovBoard/webpage/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 Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Director, Governing Board and Executive Services, (561)682-6371, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406.

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

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

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33416

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Governing Board Land Resources and Regulatory Committee to discuss and consider District business.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District Website: www.sfwmd.gov/gover/GovBoard/webpage/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 Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Director, Governing Board and Executive Services, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATES AND TIMES: Changed From: Thursday, October 6, 2005, 9:30 a.m. – 12:00 p.m.; To: Friday, October 7, 2005, 9:30 a.m. – 12:00 Noon

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, Mail Stop 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.

DATES AND TIMES: Wednesday, October 12, 2005, 9:00 a.m. – completed

PLACE: B-1 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 Section 286.011(8)(2001), F.S., to discuss strategy related to litigation expenditures in *United States of America v. South Florida Water Management District, et al.* United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. The subject matter shall be confined to the pending litigation.

ATTENDEES: Governing Board Members I. Bague, P. Brooks-Thomas, A. Carlson, M. Collins, N. Gutiérrez, L. Lindahl, K. McCarty, H. Thornton, M. Wade; Executive Director C. Wehle; District attorneys S. Wood, S. Echemendia, K. Burns, S. Glazier, S. Nall.

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 1130, 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: Director, Governing Board and Executive Services, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATES AND TIMES: 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 Section 286.011(8)(2001), F.S., to discuss strategy related to litigation expenditures in Friends of the Everglades, et al. v. South Florida Water Management District, et al., US District Court for the Southern District of Florida, Case No. 02-80309-CV-ALTONAGA/Turnoff. 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, James Nutt, Ed Artau, Michael Compagno and Santiago Echemendia. 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 1130, 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: Director, Governing Board and Executive Services, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, West Palm Beach, FL 33406, (561)682-6371.

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

DATE AND TIME: Thursday, October 13, 2005, 1:00 p.m. – complete

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33416

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC) Stormwater Management Issues Workshop.

A copy of the agenda may be obtained by contacting: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District Website: www.sfwmd.gov/gover/WRAC/agenda.html.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Rick Smith, WRAC Facilitator, Governing Board and Executive Services, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1130, 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: Tuesday, October 18, 2005, 10:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-1 Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District Website: <http://www.sfwmd.gov/org/ema/toc/draftagenda.html>.

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: Dr. Garth Redfield, in the Environmental Resource Assessment Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4610, West Palm Beach, FL 33406, (561)682-6611.

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

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

PLACE: The South Florida Water Management District, Florida B-1 Auditorium in Building B-1, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Governing Board of the South Florida Water Management District to adopt the Florida Forever Work Plan, 2006 Annual Update, included as Chapter 6; Volume II of the South Florida Environmental Report.

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

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

Those who want more information, please contact: Wanda Caffie Simpson, Land Resources Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 7350, West Palm Beach, FL 33406, (561)682-6445.

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

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

PLACE: The South Florida Water Management District, Florida B-1 Auditorium in Building B-1, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Governing Board of the South Florida Water Management District to adopt the Florida Forever Work Plan, 2006 Annual Update, included as Chapter 6; Volume II of the South Florida Environmental Report.

A copy of the agenda may be obtained seven days prior to the meeting by contacting: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680, District website: <http://www.sfwmd.gov/gover/GovBoard/webpage/agenda.html>.

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

Those who want more information, please contact: Wanda Caffie Simpson in the Land Resources Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 7350, West Palm Beach, FL 33406, (561)682-6445.

EXPRESSWAY AUTHORITIES

The **Transportation and Expressway Authority**, Membership of Florida announces a public meeting to which all persons are invited.

Toll Operations, Engineering, Finance, and Public Involvement
DATE AND TIME: Tuesday, October 11, 2005, 2:00 p.m. – 5:00 p.m.

Quarterly General Meeting

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

PLACE: Hyatt Regency Jacksonville Riverfront, 225 E. Coastline Drive, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transportation: 50 Years Looking at the Past/50 Years Looking at the Future. History of Jacksonville Transportation Authority.

Additional information can be obtained at: Robert C. Hartnett, (407)896-0035, website: www.teamfl.org.

DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs** announces a telephonic meeting of the Direct Support Organization (DSO) of the Statewide Public Guardianship Office to which all persons are invited.

DATE AND TIME: October 3, 2005, 8:00 a.m. – 10:00 a.m.

PLACE: Tallahassee (850)413-9245, Outside Tallahassee 1(877)651-3473, Suncom 293-9245

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be general business meeting of the DSO.

Any person requiring special accommodations to participate in this meeting is asked to advise the Statewide Public Guardianship Office at least 48 hours before the meeting by contacting: Mr. Robert Bayerl, (850)414-2378. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

The Florida **Department of Elder Affairs** has scheduled a meeting for all providers and potential providers of services under the long-term care community diversion pilot projects. Participation is voluntary and all interested parties are invited to attend.

DATE AND TIME: Thursday, October 20, 2005, 9:30 a.m. – 2:30 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Capitation rate methodology of the long-term care community diversion projects under Section 430.701-.709, F.S., and information of interest to any existing providers or potential providers of services under that section.

In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this public meeting should advise the Department at least seventy-two (72) hours before the meeting by contacting: David Oropallo, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail: Oropallo@elderaffairs.org.

If you are hearing or speech impaired, please contact the Department by calling (850)414-2001.

The Florida **Department of Elder Affairs** announces a rule hearing to be held at the date, time and place shown below. If not requested by October 7, 2005 (which is 21 days from the date the Notice of Proposed Rulemaking was published in Vol. 31, No. 37, September 16, 2005, Florida Administrative Weekly), this hearing will not be held.

DATE AND TIME: Tuesday, October 18, 2005, 10:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed amendments to Rules 58M-2.001, 58M-2.002, 58M-2.003, 58M-2.005, and 58M-2.007, F.A.C.

To obtain more information about the workshop, please contact: Jim Crochet, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail: crocethj@elderaffairs.org.

In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop should advise the department at least seventy-two (72) hours before the workshop by contacting: Jim Crochet, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail: crocethj@elderaffairs.org.

If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

DEPARTMENT OF MANAGEMENT SERVICES

The State of Florida announces a **Chief Information Officers (CIO) Council Meeting** to which all persons are invited.

DATE AND TIME: Monday, October 17, 2005, 10:00 a.m. – 12:00 Noon

PLACE: Shared Resource Center, Room 124, 2585 Shumard Oak Boulevard, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

If you would like an agenda for this meeting or require special accommodations due to disability or physical impairment, please e-mail: scott.mcpherson@myflorida.com

If you would like information on any meetings related to the Council, please go to our website: <http://eits.myflorida.com/cio/>.

The **Governor's Accessible Electronic and Information Technology (AeIT) Task Force** announces a meeting of its members, and a public comment period, to which all interested persons are invited.

TASK FORCE MEETING

DATE AND TIMES: October 11, 2005, 9:00 a.m. – 3:00 p.m.; 4:00 p.m. – 5:00 p.m.

PUBLIC COMMENT PERIOD

DATE AND TIME: October 11, 2005, 3:00 p.m. – 4:00 p.m.

PLACE: Doubletree Hotel Tampa Westshore Airport, 4500 W. Cypress St., Tampa, FL 33607, (813)879-4800

GENERAL SUBJECT MATTER TO BE CONSIDERED: To make recommendations on increasing accessibility to the state's electronic and information technology systems for persons with disabilities.

American Sign Language Interpreters, Certified Real Time Captioning, Audio/Visual Accommodations, and alternative formats will be available on site. If you require a different type of accommodation as mandated by the Americans with Disabilities Act, please contact: Stacia Woolverton, (850)922-4103 (Voice/TTY) by October 4, 2005.

The **Florida Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

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

PLACE: Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, Ext. 1032, The meet-me telephone number is (850)414-1707, Suncom 994-1707

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to deliberate cases that have come before the Commission for determination.

A copy of the agenda may be obtained by contacting: Ms. Denise Crawford, Clerk of the Commission, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, Ext. 1032.

VERBATIM RECORD OF MEETING: If any person decided to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA Notice: Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1032, at least five working days prior to the meeting.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Board of Employee Leasing Companies** announces an official general business meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 8, 2005, 10:00 a.m. or soon thereafter

PLACE: The Peabody – Orlando, 9801 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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, (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 **Board of Accountancy**, Committee on Continuing Professional Education announces the following public meeting to which all persons are invited.

DATE AND TIME: Friday, October 18, 2005, 9:00 a.m.

PLACE: Via Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to review and approve providers and courses for the new ethics requirement.

If you wish to participate in this meeting or receive a copy of the agenda, please contact: Karan Lee, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607, (850)487-1395.

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 DISCUSSED: 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The **Department of Health, Board of Dentistry** will hold a Probable Cause Panel meeting where reconsiderations will be heard.

DATE AND TIME: October 14, 2005, 9:00 a.m.

PLACE: Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Probable Cause Panel (South) announces a telephone conference call to be held via meet me number.

DATE AND TIME: October 14, 2005, 2:00 p.m.

PLACE: Meet Me Number (850)922-2903, Suncom 292-2903, Toll Free 1(800)416-4254

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

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

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section

no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 32317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Medicine** announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, November 2, 2005, 12:00 Noon

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

DATE AND TIME: October 10, 2005, 5:30 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)921-6433

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

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

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

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

The **Board of Nursing** will hold the following duly noticed meetings, to which all persons are invited to attend.

Council on Certified Nursing Assistants Meeting

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

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

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

Practice/ARNP Committee Meeting

DATE AND TIME: October 12, 2005, 6:00 p.m.

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

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

Legislative Committee Meeting

DATE AND TIME: October 12, 2005, 6:30 p.m.

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

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

Education Committee Meeting

DATE AND TIME: October 13, 2005, 8:30 a.m.

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

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

Credentials Committee Meeting

DATE AND TIME: October 13, 2005, 8:30 a.m.

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

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

Full Board Meeting

DATE AND TIME: October 13, 2005, 1:00 p.m.

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the full board.

Full Board Meeting

DATE AND TIME: October 14, 2005, 8:30 a.m.

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747, (407)396-1400

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the full board.

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

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

A copy of the agenda item may be obtained by writing: Dan Coble, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

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

DATE AND TIME: October 19, 2005, 5:00 p.m.

PLACE: Department of Health, Tallahassee, Meet Me Number (850)487-9552

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

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

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

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

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

DATES AND TIME: October 10-11, 2005, 8:00 a.m.

PLACE: Ramada Inn and Conference Center, 2900 N. Monroe Street, Tallahassee, FL 32303, (850)386-1027

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

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4292, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

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 TIMES: 1st Tuesday, October 4, November 1 and December 6, 2005, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)488-7483 or Suncom 278-7483
Confirmation Number: 30p0915

COMMITTEE: Data Collection

DATES AND TIMES: 1st Thursday, October 6, November 3 and December 1, 2005, 11:00 a.m. – 12:00 Noon

PLACE: Conference Call (850)414-1710, Suncom 944-1710
Confirmation Number: 30g0915

COMMITTEE: Planning/Executive

DATES AND TIMES: 1st Monday, October 3, November 7 and 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, November 17, 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, 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 Community Alliance for Baker, Clay, Duval and St. John's Counties announces a meetings to which all interested persons are invited to participate.

DATE AND TIME: Third Wednesday of each month, October 19, 2005, 2:30 p.m.

PLACE: Roberts Building, 5920 Arlington Expressway, Jacksonville, FL

The Northwest Florida Community Based Care Alliance and the **Department of Children and Family Services**, Subdistrict 2A announces a meeting to which all persons are invited. The Alliance encompasses: Bay, Gulf, Washington, Holmes, Calhoun, and Jackson counties.

DATE AND TIME: Thursday, October 20, 2005, 2:00 p.m. – 4:00 p.m. (CST)

PLACE: W. T. Neal Civic Center, 17773 North Pear Street, Blountstown, FL 32424, (850)674-4500

GENERAL SUBJECT MATTER TO BE CONSIDERED: General quarterly meeting to discuss child welfare for Subdistrict 2A.

A copy of the agenda can be obtained by calling: Anissa Pitti, Department of Children and Family Services, (850)922-0408, Suncom 292-0408.

Anyone requiring a special accommodation to participate in this meeting is requested to advise District Administration (Anissa Pitti) at least 2 working days prior to the meeting at (850)922-0408 or 1(800)226-6223 (TDD).

FLORIDA HOUSING FINANCE CORPORATION

The **Affordable Housing Study Commission** announces a meeting to which all interested parties are invited.

DATES AND TIMES: November 2, 2005, 1:00 p.m. – 5:00 p.m.; November 3, 2005, 8:30 a.m. – 12:30 p.m.; (Times subject to change)

PLACE: Wyndham Harbour Island, 725 South Harbour Island Blvd., Tampa, FL 33602, (813)229-5000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will be continuing its work on the development of a statewide comprehensive preservation policy.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring a special accommodation at these meetings because of a disability or physical impairment should contact Sheila Freaney, Florida Housing Finance Corporation,

(850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact Florida Housing using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For questions, please contact: Odetta MacLeish-White, Florida Housing Finance Corporation, (850)488-4197. For agendas and updates, please visit our website: www.floridahousing.org/ahsc.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission (FWC)**, Division of Law Enforcement, announces the following Boating Advisory Council public meeting, to which all persons are invited.

DATE AND TIME: November 29, 2005, 9:00 a.m.

PLACE: Sheraton Beach Resort, 97000 Overseas Highway, Key Largo, Florida 33037

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Boating Advisory Council.

An agenda of the meeting may be obtained by contacting: Ms. Shelly Gurr, FWC, Division of Law Enforcement, Boating Advisory Council, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600, (850)488-5600.

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 five calendar days before the meeting by contacting: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

The Florida **Fish and Wildlife Conservation Commission** announces a 3-day facilitated stakeholder meeting to discuss and examine manatee issues.

DATES AND TIMES: October 10, 2005, 10:00 a.m.; October 11-12, 2005, 8:30 a.m.

PLACE: Florida Fish and Wildlife Research Institute, 100 8th Ave, S. E., St. Petersburg, FL 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is fact finding, to solicit input from stakeholders to the agency and its federal partners in evaluating current issues concerning the manatee. The public can attend the meeting; however, space is limited. This meeting will be structured and facilitated. No public comments will be taken.

Questions about the meeting should be directed to: Ms. Carol Knox, Florida Fish and Wildlife Conservation Commission, Imperiled Species Management Section 6A, 620 South Meridian Street, Tallahassee, Florida 32399, (850)922-4330.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to attend this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Janis Magee,

(727)893-8626. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD) or (850)488-9542, within the Tallahassee area.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services, Division of State Fire Marshal** announces a public meeting to which all persons are invited.

DATE AND TIME: October 14, 2005, 11:00 a.m.

PLACE: Florida State Fire College, 11655 N. W. Gainesville Rd., Ocala, FL 34482

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Florida Firefighters Employment, Standards and Training Council.

A copy of the agenda may be obtained by writing: Department of Financial Services, Division of State Fire Marshal, 11655 N. W. Gainesville Road, Ocala, FL, 34482-1486, (352)369-2800.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing a special accommodation to participate in this meeting or workshop should contact the address or phone number listed above no later than 48 hours prior to the meeting or workshop.

FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces two public hearings to which all persons are invited:

DATE AND TIMES: October 10, 2005, 10:00 a.m. – First hearing session; 6:00 p.m. – Second hearing session

PLACE: Lyric Theatre, 59 S. W. Flagler Ave., Stuart, Florida

DATE AND TIMES: October 11, 2005, 10:00 a.m. – First hearing session; 6:00 p.m. – Second hearing session

PLACE: Sarasota Bradenton International Convention Center, 8005-15th St., E., Sarasota, FL

CONTACT NAME AND NUMBER: Cliff Taylor, Esquire, (850)413-4142.

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Farm Florida Insurance Company has requested an 8.6% average statewide rate increase to their Homeowners policy. The requested rate increase was not uniform and some areas are subject to a higher rate increase. Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to: Cliff Taylor, e-mail: clifford.taylor@fldfs.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone Lyric Theatre, (772)286-7827 or Sarasota Bradenton Convention Center, (941)355-9161, at least 5 days prior to the hearing.

FLORIDA CONFLICT RESOLUTION CONSORTIUM

The **Florida Conflict Resolution Consortium** announces a meeting of its Advisory Council to which all interested parties are invited.

DATE AND TIME: Thursday, October 6, 2005, 10:00 a.m. – 3:00 p.m.

PLACE: Turnbull Conference Center, Florida State University, 555 West Pensacola Street, Room 244, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be a strategic planning session.

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: General Commission Meeting

DATES AND TIMES: Thursday, October 6, 2005, 1:00 p.m. – 8:30 p.m.; Friday, October 7, 2005, 8:30 a.m. – 3:00 p.m.

PLACE: AmeriSuites Hotel (North West), 5435 Forbes Place, Orlando, FL 32812

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.

ENTERPRISE FLORIDA

Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

Meeting: Enterprise Florida Finance and Compensation Committee

DATE AND TIME: Monday, October 10, 2005, 12:00 Noon – 2:00 p.m.

PLACE: Enterprise Florida, Inc., 390 N. Orange Avenue, Suite 1300, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance and Compensation Committee Meeting.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)316-4726, at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

OFFICE OF THE STATE COURTS ADMINISTRATOR

The **Florida State Courts System** announces a public hearing to which all persons are invited.

DATE AND TIME: Monday, October 10, 2005, 2:00 p.m.

PLACE: Supreme Court Building – Executive Conference Room, 500 South Duval Street, Tallahassee, Florida 32399-1900

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of the State Courts Administrator will present an overview of the State Courts System’s 2006-2007 legislative budget request followed by a time for public questions and comments.

AUTHORITY: Section 216.131, F.S.

Persons wishing to testify are requested to contact Ms. Dorothy Burke, Manager of Budget Services, by October 6, 2005, 5:00 p.m., at the address above. Written comments may be submitted to the hearing officer at the proceeding or mailed to the Office of the State Courts Administrator at the above address.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to attend the meeting should contact Ms. Dorothy Burke, Manager of Budget Services, no later than October 6, 2005, 5:00 p.m., by phone (850)488-3735 or in person at the Supreme Court Building, Room 327.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces an FAJUA Ad Hoc Vendor Review and Selection Committee Meeting and FAJUA Board of Governors teleconference to which all persons are invited.

Ad Hoc Vendor Review and Selection Committee Meeting

DATE AND TIME: Thursday, October 13, 2005, 10:00 a.m.

PLACE: Tampa Airport Marriott, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss current FAJUA Servicing Carrier Agreement; possible issuance of Servicing Carrier RFP; and any other matters that may come before the committee.

FAJUA Board of Governors Teleconference

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss recommendations presented by the ad hoc Vendor Review and Selection Committee and any other matters that may come before the Board.

FAJUA Board of Governors Teleconference

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss recommendations presented by the ad hoc Vendor Review and Selection Committee and any other matters that may come before the Board.

Additional information may be obtained from: Lisa Stoutamire, 1425 Piedmont Drive East, #201A, Tallahassee, FL, (850)681-2003, e-mail: lstoutamire@fajua.org.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL

The **Florida Developmental Disabilities Council**, Inc. announces a Retreat to which all interested persons are invited to participate.

DATES AND TIME: October 17-18, 2005, 8:30 a.m. – 3:30 p.m.

PLACE: Embassy Suites USF, 3705 Spectrum Blvd., Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: Developing Five Year Plan.

Meeting times are subject to change.

To receive a copy of the agenda, or request special accommodations for participation in the meeting, please contact: Debra Dowds, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, (850)488-4180, toll free 1(800)580-7801 or TDD toll free 1(888)488-8633.

AGENCY FOR PERSONS WITH DISABILITIES

The **Family Care Council** announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: October 17, 2005, 11:00 a.m.

PLACE: Ridge ARC, 120 College Drive, Avon Park, FL 33825

DATE AND TIME: November 21, 2005, 10:00 a.m.

PLACE: Faith Lutheran Church, 211 Easton Drive, Lakeland, FL 33803

DATE AND TIME: January 23, 2006, 10:00 a.m.

PLACE: Faith Lutheran Church, 211 Easton Drive, Lakeland, FL 33803

DATE AND TIME: February 20, 2006, 10:00 a.m.

PLACE: Faith Lutheran Church, 211 Easton Drive, Lakeland, FL 33803

Please RSVP: Sara Howerton, Agency for Persons with Disabilities, Office: (863)619-4236, Ext. 275, Home: (863)665-2526, e-mail: Sara_Howerton@dcf.state.fl.us.

The Family Care Council is for you!

All Family Care Council meetings are open to the public. To request an accommodation because of a disability, please contact Sara Howerton at least three working days prior to the meeting.

If you use agency for persons with disabilities, or are a family member or advocate, we want to hear from you! Please tell us what topics interest you. The Family Care Council will try to address these topics in future meetings.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on September 8, 2005, from Charles W. Brammer for Eagles Nest Development Co., LLC, regarding the requirement for fire separation in an aircraft T-hangar pursuant to the Florida Building Code, Building Volume (2004 and 2001, as amended 6/03) and specifically sections 704.3.1, 708.1, 411.7 and 412.2 thereof.

It has been assigned the number DCA05-DEC-170.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on September 14, 2005, from Thomas J. Baird, Esquire, on behalf of the Okeechobee County Board of County Commissioners, County Administrator George Long and Building Official Arnold Verwey regarding whether the use of 7/16 inch oriented strand board applied over the exterior walls of a manufactured building regulated pursuant to Part I, Chapter 553, F.S., is an exception to the requirement for a moisture barrier on exterior walls pursuant to s. 2303.3(A), Florida Building Code, Building Volume (2001, as amended 6/03).

It has been assigned the number DCA05-DEC-173.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS GIVEN that the Agency for Health Care Administration has received a petition for declaratory statement from Adventist Health System/Sunbelt, Inc. The petition seeks the Agency's opinion as to whether a patient referred to a multi-specialty group practice specializing in cancer treatment ("Oncology Group"), which the Petitioner is interested in forming and owning in significant part, by a primary care physician who has no financial relationship with either the Oncology Group or the Petitioner would constitute a "patient of the group practice" for purposes of Sections 456.053(3)(n) and 456.053(3)(o)3.f., F.S., assuming that the Oncology Group is a "group practice" as defined for purposes of Section 456.053, F.S. The Petitioner is asking the Agency to issue a declaratory statement agreeing that the patient would constitute a "patient of the group practice" of the Oncology Group, assuming that the Oncology Group is a "group practice" as defined for purposes of Section 456.053, Florida Statutes.

A copy of the petition may be obtained by writing to: Richard J. Shoop, Esquire, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308. Please refer all comments to: Michael O. Mathis, Esquire, Assistant General Counsel, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Wimbledon Townhouse Condominium III Association, Inc.; Docket No. 2005047257.

Whether Section 718.111(6), F.S., permits an association that operates many condominiums to operate on a hybrid basis, meaning all financial matters common amongst the many condominiums would be operated as a single condominium, while certain financial matters that are unique to only one condominium (specifically, reserve accounts and nonroutine capital expenditures) would operate on an independent basis so as to avoid any inequities that may arise.

A copy of the Petition for Declaratory Statement, Docket Number 2005047257, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Wimbledon Townhouse Condominium III Association, Inc.; Docket No. 2005047257.

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A copy of the Petition for Declaratory Statement, Docket Number 2005047257, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217. Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

The Construction Industry Licensing Board hereby gives notice that it has issued a Final Order on the Petition for Declaratory Statement filed on July 19, 2005, by Jacqueline Watts. The Board reviewed the Petition at its meeting held on August 12, 2005, in Ponte Vedra Beach, Florida. The Board's Final Order, filed in this cause on September 8, 2005, gives the following answers to the questions outlined in the Petition:

- A. Yes, the venting of carbon monoxide is within the scope of Class "A" Air Conditioning, Class "B" Air Conditioning, and Mechanical Contracting licenses;
- B. Yes, the connecting and disconnecting of LP Gas appliances, during changeouts, installation, or service, is within the scope of a plumbing contractor's license; and
- C. The installation and service of post-regulator piping is within the scope of a plumbing contractor's license. Whether the piping is "outdoor" is not relevant to the analysis.

A copy of the Petition and the Board's Final Order may be obtained by contacting: Construction Industry Licensing Board, 1940 N. Monroe Street, Tallahassee, Florida 32399-1039.

The Florida Real Estate Commission hereby gives notice that it has received a Petition for Declaratory Statement filed on September 16, 2005, by Jennifer L. DeSantis, Esquire, on behalf of DeSantis Commercial, Inc. Petitioner seeks the Commission's interpretation of the application of Sections 475.11(2) and 475.41, F.S. Specifically, Petitioner seeks the Board's interpretation as to whether an individual exempt under Section 475.11(2), F.S., at the time he procures an executed contract for sale, is paid a salary; but, if that individual becomes a licensed real estate sales associate prior to the closing of that contract, is the individual entitled to a commission or other compensation on a transactional basis, or does Section 475.41, F.S., preclude same? If no commission is payable, can payment continue on a salary basis?

The Board will consider this petition at its meeting scheduled for October 18-19, 2005, in Orlando, Florida. Copies of the petition may be obtained by writing: Lori Crawford, Deputy Clerk, Florida Real Estate Commission, Department of Business and Professional Regulation, 400 W. Robinson Street, Suite N-801, Orlando, FL 32801-1757.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

Florida Service Agreement vs. Financial Service Commission, Office of Insurance Regulation; Case No.: 05-3342RP; Rule No.: 69O-138.002

Frank M. Bafford, Sr. vs. Florida Commission on Human Relations; Case No.: 05-3294RU

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

Florida Education Association vs. Florida State Board of Education; Case No.: 05-0813RU; Dismissed

Volusia Home Builders Association, Inc. vs. Volusia County School Board; Case No.: 05-1507RU; Closed

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

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: ITB06MW-22, Elmore Hall, Replace AHU & DX Refrigeration with Chilled Water System, estimated budget: \$250,000-\$300,000 to be opened October 24, 2005, 2:00 p.m. Local Time. Scope of work: Work includes replacing unitary split system air conditioning system in phases with chilled water system generally consisting of air cooled chiller, pumps, piping, mounting pads, air handling units, variable speed drives, piping specialties, enhanced mechanical controls, ductwork, etc. Specifications and Plans are available in Purchasing & Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611, Telephone (352)392-1331. A Mandatory Pre-Bid Meeting will be held October 11, 2005, at 10:00 AM in the Purchasing & Disbursement Services Conference Room, Elmore Hall, Radio Road, Gainesville, FL. All questions should be directed to Sonia Coleman, UF Purchasing (352)392-1331. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, (352)392-1331 within three (3) days of the event.

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: ITB06MW-23, Larsen Hall Air Handling Unit (AHU) Replacement, estimated budget: \$450,000-\$500,000 to be opened October 26, 2005, at 2:00 P.M. Local Time. Scope of work: Work includes replacement of existing air handlers, new hot water reheat coils, and new heating hot water systems. Specifications and Plans are

available in Purchasing & Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611, Telephone (352)392-1331. A Mandatory Pre-Bid Meeting will be held October 12, 2005, at 1:30 PM in the Physical Plant Architecture/Engineering Conference Room, Bldg. 700, Radio Road, Gainesville, FL. All questions should be directed to Sonia Coleman, UF Purchasing (352)392-1331. AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, (352)392-1331 within three (3) days of the event.

NOTICE TO DESIGN BUILD TEAMS

The University of South Florida announces that Qualifications Based Design/Build Services (QB/DB), for the design, construction and furnishing of a student housing facility, will be required for the project listed below:

PROJECT NUMBER: 580

PROJECT AND LOCATION: USF Tampa Student Residence Facility Phase IV, University of South Florida, Tampa Campus, Tampa, Florida.

PROJECT DESCRIPTION: The project consists of the design, construction and furnishing of USF Tampa Student Residence Facility Phase IV, University of South Florida, Tampa Campus, Tampa, Florida. The project includes two major components: Phase IV Student Housing and the West Campus Dining Facility.

The Phase IV Student Housing component consists of 1,000 beds for general student housing arranged in double occupancy suites, and also includes two Resident Advisor apartments, student support spaces including laundry facilities, common lounges, living/learning centers and study areas, related program support spaces and site development.

The West Campus Dining Facility component will accommodate the dining needs of the planned Phase IV Student Housing and the existing 500-bed Magnolia Housing. The Dining Facility will accommodate a minimum of 250 persons and will also include facilities for cooking, serving and preparation, freezer and cooler storage, related program spaces and site development. The facility will also include a small convenience store to augment the dining facilities.

The USF Tampa Student Residence Facility Phase IV project site is located to the north of the Magnolia Housing in Parking Lot 24, near the intersection of Laurel Drive and Alumni Drive. The site is consistent with the Residential District H-5 identified in the 2002 USF Tampa Campus Master Plan Update.

The project must be completed for occupancy by August 2007 to meet housing needs, bond debt service obligations, and arbitrage requirements. The project must comply with and adhere to the program to meet financial proforma requirements.

The Design/Build Team (Design and Construction Services Team/DCST) shall be responsible for the management of the process and project to meet project scope, budget and schedule requirements. The management of the process and project by the Design Build Team shall facilitate the USF Tampa Student Residence Facility Phase IV program needs, and accomplishing those needs within the mandatory project schedule in order to meet occupancy, debt service and arbitrage requirements for a bond financed project. The Design/Build Services contract shall be in compliance with the Qualifications Based Design/Build selection provisions in Section 287.055, F.S. and Rule 6C-14.007, F.A.C., including pre-construction fees, construction related service costs and a guaranteed maximum price. It is the University's responsibility to negotiate a fair, competitive, and reasonable compensation per Section 287.055, F.S. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects, (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the short listed firms based upon a scope of services document to be provided at the time of negotiations. The University will contract with a single contract entity whose Design/Build Team shall provide all services including, but not necessarily limited to professional services, budgeting, construction services, labor, materials, and equipment required to design, construct, and furnish the project and may include schematic studies for possible future phases. The selected team will be required to provide computer drawings according to the standards of the University of South Florida, including computer record drawings reflecting as-built conditions. Professional liability insurance will be required by the contract entity for this project in the amount of \$3,000,000 and will be provided as a part of Basic Services. The proposed contractual value of this project is approximately \$50,000,000. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best rating of A, Class IX. Project development including professional services is contingent upon availability of funds. The award of this contract is subject to availability of funds. If additional funding is realized, the University has the option to incorporate additional scope/funding for Student Residence Facility Phase IV and for future USF Student Residence Facilities under this contract.

INSTRUCTIONS: Teams desiring to apply for consideration shall submit six (6) copies of the Request for Qualifications submittal including a letter of interest, a completed "Design and Construction Services Qualification Supplement form (DCSQS), dated September 2005" with attachments, and additional information required within the proposal limits as described in the Request for Qualifications dated September 2005. Applications submitted in any other format may not be considered. The Request for Qualifications dated September 2005 and the Design and Construction Services Qualifications Instructions and Supplement form dated September 2005,

which includes project information and selection criteria, may be obtained by contacting: Kathy Bennett, Contracts Administrator, Facilities Planning and Construction, University of South Florida, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550, via e-mail: kbennett@admin.usf.edu, phone (813) 974-3098, Fax (813) 974-3542. All teams must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, or a joint venture, it must be registered by the Department of State to do business in the State of Florida at the time of application. If the applicant is the contract entity and has a consultant to perform the design or construction services, the contract entity and consultant must have an agreement at the time of application to formally contract for consulting services. Firms applying as "Associations" without a registered joint venture agreement or a contract entity and consultant without an agreement will not be considered. Selection of finalists for interview will be made on the basis of qualifications of the proposed design/build team, including team qualifications, team experience and ability to provide service in meeting the project requirements and the goals and objectives of the University's Strategic Plan. As part of the University of South Florida's strategic plan, USF made a commitment to foster collaboration, open and timely communication, mutual respect, trust and inclusiveness. The University of South Florida is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises ("MBEs") in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or for participation in, design and/or construction related services. Applications that do not comply with the above instructions may be disqualified. Submittals are part of the public record and no submittal material will be returned. The plans and specifications for The University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Interested teams are invited and encouraged to attend a Pre-Submittal meeting at the University of South Florida, Phyllis P. Marshall Center, to be held at 10:00 a.m., Eastern Time, on Tuesday, October 18, 2005 in Room 270, 4202 East Fowler Avenue, Tampa, Florida, to review the scope and requirements of this project. Requests for meetings by individual firms will not be granted. It shall be noted that no verbal communication shall take place between the applicants and the University of South Florida except as provided at the

Pre-Submittal Meeting, the Pre-Interview Meeting and the request for the RFQ and DCSQS. Requests for any additional information or clarification at any other time than above must be in accordance with the RFQ.

Six (6) copies of the required information shall be submitted to the attention of the Project Manager, John C. White, A.I.A., Project Manager, Facilities Planning and Construction, University of South Florida, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550 by 2:00 p.m., Eastern Time, on Friday, October 28, 2005. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of Design/Build proposals without obligation to the respondent.

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 So. 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 NANCY N. BOSTOCK
 SUPERINTENDENT OF SCHOOLS CHAIRMAN
 AND EX-OFFICIO SECRETARY

TO THE SCHOOL BOARD MARK C. LINDEMANN
 DIRECTOR, PURCHASING

DEPARTMENT OF LAW ENFORCEMENT

The Criminal Justice Professionalism Program announces that the RFP for test development for a standardized Basic Abilities Test for pre-employment for Florida’s criminal justice population first noticed in the Florida Administrative Weekly, Vol. 28, No. 10, March 8, 2002, is now closed. No further responses to that RFP will be accepted as of October 1, 2005. If you have questions or need more information please telephone: Grace Jaye, (850)410-7676.

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

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

PROJECT NUMBER: DOH 99327250
 PROJECT NAME: JACKSON COUNTY HEALTH DEPARTMENT – REPLACEMENT FACILITY
 SAMAS NO.: 64-30-2-12202-64200000-00-084093-00

PROJECT LOCATION: MARIANNA, FLORIDA

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction requests qualifications from construction management firms to provide construction management services for this project. The construction budget for this project is up to \$6.7 Million. Overall Project may consist of several Phases negotiated as separate GMP deliverables. First anticipated construction start date is March 2006. Applicant

must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S., and the procedures and criteria of Building Construction.

INSTRUCTIONS

Firms interested in being considered for this project must submit Four (4) copies of their application with a table of contents and tabbed sections in the following order:

1. Letter of interest detailing the firm’s qualification to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor’s Financial Statement, Form DBC5085.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. References from prior clients received within the last five years.

Response Due Date: Thursday, October 20, 2005, by 4:00 p.m. Applications are to be sent to: James A. Chandonia, Project Manager, Department of Health, 4052 Bald Cypress Way, Bin #B06, Tallahassee, FL 32399-1734, (850)245-4444, Ext. 3168.

All proposal information submitted becomes the property of the Department of Health, will be placed on file, and not returned. Applications which do not comply with the instructions set forth above and/or do not include the qualification data required will be considered improper and disqualified. Proposals submitted by qualified firms shall be evaluated in accordance with Chapter 60D-2, F.A.C., and Section 287.055, F.S. The Department of Health shall shortlist a minimum of three (3) firms.

Phases to be implemented are dependent on the availability of funding subject to actions of the Florida Legislative process and at sole discretion of the Department of Health. Presently funded is \$500,000 for construction of site grading, drainage structures, paving and special utilities. Following phases will include construction of a 40,000 square foot county health facility, dental clinic, environmental health laboratory, multi-purpose assembly room and related appurtenances.

FLORIDA HOUSING FINANCE CORPORATION

Amended Notice for Request for Proposals 2005-06
Affordable Housing Locator Subscription Services

The Florida Housing Finance Corporation invites all qualified and interested parties wishing to provide Affordable Housing Locator Subscription services to submit proposals for consideration. Written, sealed proposals were originally to be accepted until 2:00 p.m., Eastern Time, Friday, October 21,

2005. Written, sealed proposals will now be accepted until 2:00 p.m., Eastern Time, Friday, October 28, 2005 to the attention of Robin Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Robin Grantham at (850)488-4197 or robin.grantham@floridahousing.org.

To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror’s responsibilities, please submit your request to the attention of Robin Grantham, or download the Request for Proposals from the Florida Housing Finance Corporation website: <http://www.floridahousing.org/Home/BusinessLegal/CurrentSolicitations/RequestForProposals.htm>. Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

TAMPA BAY ESTUARY PROGRAM

ADVERTISEMENT

FOR

REQUEST FOR PROPOSALS

The Tampa Bay Estuary Program (TBEP) is requesting proposals from qualified respondents to conduct the following project:

T-05-01 Basin Management Action Plan for Hillsborough County

Request for proposal instructions and associated proposal documents may be obtained by contacting Ron Hosler at TBEP, 100 – 8th Avenue S.E., MS: I-1, St. Petersburg, Florida 33701. Sealed proposals will be received at the above-stated address until 2:00 p.m., Thursday, October 27, 2005, at which time they will be publicly opened.

TBEP encourages and promotes the utilization of organizations owned or controlled by socially and economically disadvantaged, Minority Business Enterprises and Women’s Business Enterprises.

TBEP reserves the right to reject any and all proposals. Dated this September 30, 2005.

ADVERTISEMENT

FOR

REQUEST FOR PROPOSALS (RFP)

The Tampa Bay Estuary Program (TBEP) is seeking qualified organizations or individuals to include in its RFP mailing database for future contract support. Qualified respondents will have expertise in the environmental disciplines of coastal and watershed management, monitoring, research, and data management and interpretation.

Any organization interested in being added to our RFP mailing list should contact Ron Hosler at TBEP, 100 8th Avenue, S. E., MS: I-1/NEP, St. Petersburg, Florida 33701, by calling (727)893-2765, or by emailing ron@tbep.org.

TBEP encourages and promotes the utilization of organizations owned or controlled by socially and economically disadvantaged, Minority Business Enterprises and Women's Business Enterprises.

DEPARTMENT OF MILITARY AFFAIRS

CONSTRUCTION AND FACILITY
MANAGEMENT OFFICE

PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
ARCHITECTURAL SERVICES

REQUEST FOR PROPOSAL (RFP): State of Florida registered "professional services" firm including planning and full architectural/engineering (A-E) services to submit for the following project:

PROJECT NUMBER: 120250
PROJECT NAME: Project Planning Document Charrette (PPDC)
PROJECT LOCATION: Jacksonville, Duval County, Florida
RFP DUE DATE: Oct 21, 2005, by 5:00 p.m. Eastern Standard time

DIRECTIONS: As is specified at the end of this document
PROJECT SCOPE: Conducting and preparing a Project Planning Document Charrette (PPDC) including a summary parametric cost estimate. The A-E shall prepare the PPDC documents to confirm the project scope and associated project cost in accordance with the criteria listed in this document and any additional requirements outlined during conduct of the PPDC process.

SELECTION INFORMATION: The State of Florida, Department of Military Affairs, Construction and Facility Management Office requests qualifications from Architectural/Engineering firms to provide services for the above referenced project. Selection of finalist for negotiations will be made on the basis of professional personnel; willingness to meet time and budget requirements; professional services qualifications including related architectural experience and ability, location, past performance, and recent, current, and projected workloads of the firm. Firms must be properly registered at the time of submittal to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Firms are advised that plans and specifications for A/E projects may be reused. An appropriate contractual agreement will be made with the selected firm should this be necessary. Selections will be made in accordance with Chapter 287.055, Florida Statute. Utilization of Minority Business Enterprise participation is highly encouraged from all Bidders.

Scheduled A/E Selection Posting Date: Oct 26, 2005
Scheduled Contract Award Date: Oct 31, 2005

INSTRUCTIONS

Firms interested in being considered for this project must submit four (4) copies of their submittal with a table of contents and tabbed sections in the following order:

1. A Letter of interest detailing the firm's qualifications, related experience, the firm's abilities to do the work, and to meet the above referenced selection criteria.
2. Completed Standard Form 330, Revised 06/04.
3. Professional Qualifications Supplement (PQS) Form DBC5112, Revised 03/04. (The PQS form may be obtained from this website.)
4. A copy of the firm's current Florida Professional Registration License.
5. For Corporations only: If the firm offering services is a corporation, it must be properly registered with the Department of State to practice their profession in Florida and must provide a copy of the firm's current Florida Corporate Registration.

Submittals are to be sent to Mr. Jerry Hanchett, Department of Military Affairs, Construction and Facility Management Office, 2305 State Road 207, St. Augustine, Florida 32086, telephone (904)823-0226, e-mail: jerry.hanchett@fl.ngb.army.mil. Facsimile (FAX) submittals are not acceptable and will not be considered. Submittals that do not comply with these instructions or those that do not include the requested data will not be considered. All information received will be maintained with the project file and will not be returned. The firm selected by the Selection Committee shall be posted on myflorida.com Vendor Bid System website.

Official notice of final selection results and recommendation for negotiation will be posted at the location where Request for Proposals were opened as well as electronically on myflorida.com website, myfloridamarketplace/e-pro Vendor Bid System, http://fcn.state.fl.us/owa_vbs/owa/vbs_www.search.criteria_form. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., shall constitute a waiver of proceedings under Chapter 120, F.S.

AWARD FOR CONTRACT IS CONTINGENT UPON AVAILABILITY OF FUNDING FROM NATIONAL GUARD BUREAU. The State of Florida's performance and obligation to pay under this contract is contingent upon an annual appropriation by the Legislature.

The following statement of work shall be the basis for negotiations with finalist selected.

STATEMENT OF WORK

PART I GENERAL REQUIREMENTS.

- A. Responsibility: The Architect-Engineer (A-E) shall furnish sufficient technical, supervisory, and administrative personnel to insure the expeditious accomplishment of the work specified in this Statement of Work (SOW). Additionally, the A-E shall furnish all services, materials, supplies, equipment, investigations, studies, and travel required in connection with this SOW.

- B. Direction: The A-E shall accept directions only from the Construction and Facility Management Office (CFMO), Florida Army National Guard (FLARNG). Requests or desires of the Users or Using Agency made directly to the A-E will be immediately brought to the attention of the CFMO. Any changes to the project scope or other provisions of this SOW must be authorized in writing by the CFMO. The CFMO technical point of contact for this work is Chief Warrant Officer Two John Eckert, Office Phone (904)823-0271, Cell Phone (904)814-6168, Fax (904)823-0189, e-mail: john.eckert@fl.ngb.army.mil. The CFMO Contract Manager is Maj. Robert Keating, Office Phone (904)823-0285, e-mail: Robert.keating@fl.ngb.army.mil.
- C. Coordination: In performance of the work, the A-E shall provide the following:
1. Meeting/Phone Records: The A-E shall prepare a written record of each site visit, meeting, or conference, either telephonic or in person, and shall furnish this record within five working days to the CFMO with copies to all parties involved. The written record will include the subject, the names of participants, an outline of discussion, and the recommendations or conclusions reached.
 2. Annotating Review Comments: After submittal of the draft PPDC package, the A-E will be furnished review comments from the various reviewers and concerned agencies involved in the review process. If the A-E disagrees technically with any comment and does not intend to comply with it, he shall clearly outline, with ample justification, the reasons for noncompliance prior to conduct of the comment review meeting. The A-E shall furnish the disposition of all comments in writing. The disposition will clearly indicate the specific actions to be taken in response to each comment. Merely stating "concur" or "will comply" is not considered an adequate indication of actions taken. The A-E will be required to submit the final PPDC package incorporating any accepted review comments. Subsequent stages of design are not a requirement in the scope of this task order.
 3. Needs List: The A-E shall furnish to FLARNG with copies to all parties involved, a "needs" list. This list will:
 - a. Itemize in an orderly fashion design data required by the A-E to advance the work in a timely manner.
 - b. Include a description of the action item, name of the individual or agency responsible for satisfying the action item, and remarks.
 - c. Be maintained on a continuous basis with satisfied action items checked off and new action items added as required.
 - d. Be submitted to the CFMO with an information copy to the FLARNG for items, criteria, or topics of discussion desired to be gathered or addressed during the PPDC. The status of action items will be reviewed by telephone conference with the CFMO on or about 4 Nov, 2005.
4. Charrette meeting schedule: Be submitted to the CFMO consisting of locations and times for meeting with required staff personnel. Schedule will be submitted for approval to CFMO by 8 Nov 2005.
- D. Dissemination of Information: The A-E shall furnish copies of all instructions, manuals, and other documents pertaining to design requirements to all consultants to insure a completely coordinated design.
- E. Site Information: Existing facilities will be renovated and new facilities added to meet Mission requirements. A building site has been identified. For Planning and Programming purposes use a constraint of a 7-Acre parcel.

PART II

PROJECT SPECIFIC REQUIREMENTS:

- A. Project Description: The project consists of conducting and preparing a Project Planning Document Charrette (PPDC) including a summary parametric cost estimate. The A-E shall prepare the PPDC documents to confirm the project scope and associate project cost for the project described below. The project design will be in accordance with the criteria listed in this document and any additional requirements outlined during the conduct of the PPDC process.

The project is an alteration and addition to the existing Army Aviation Support Facility (AASF) #1 located at the Cecil Field Commerce Center (CCC), Jacksonville Florida and leased from the Jacksonville Airport Authority (JAA). The aircraft mix to be supported by this facility is expected to include (4) OH-58's, (6) UH-60's, and (6) CH-47's. Additions and alterations to the facility and site will include, but are not necessarily limited to:

1. Hangar Bay
 - a. Floor surface for wear and serviceability
 - b. Floor surface striping and markings
 - c. Utility pedestals for work stations
 - d. Bridge Crane serviceability and modification
2. Operations and maintenance areas
 - a. Prop & Rotor shop
 - b. Airframe welding structural
 - c. Paint
 - d. Pneumatics
 - e. Electrical
 - f. Engine Inspection
 - g. Battery Room
 - h. Non-Destructive Testing
 - i. Component Cleaning
 - j. Night vision Devices
3. Administrative Areas
 - a. Command Section
 - b. Secretary
 - c. Supervisory Aircraft Pilot

- d. Supervisor Instructors
 - e. Flight Engineers
 - f. Test Pilots
 - g. Aircraft Maintenance Supervisors
 - h. Inspectors
 - i. Flight Planning
 - j. Briefing Room
4. Aviation Life Safety Equipment (ALSE)
 5. Locker Room/Latrines/showers
 6. Break Assembly Areas
 7. Physical fitness
 8. Simulations Training
 9. New unheated Storage Facility
 10. Energy Management Control Systems
 11. Existing HVAC, Plumbing, Fire Protection Systems
 12. Existing Electrical, CCTV, and COMM systems
 13. Airfield operating area
 14. Airfield (ramp, taxiway, etc) markings and lighting
 15. Fuel distribution/containment
 16. Site Force Protection Measures
- B. Scope and Cost Limitations: The purpose of this PPDC is to establish a revised DD Form 1390/1391 cost in FY 08 dollars. Scope limitations will be established during the course of the PPDC. The total programmed cost (DD Form 1390/1391 cost) will include construction contingency costs, SIOH costs, and costs for design during construction as required by the FLARNG.
- C. Criteria:
1. Project Criteria: The project will be designed in accordance with the following criteria. Other project specific and National Guard criteria shall be acquired and used during the conduct of the PPDC process.
 - a. Unified Facilities Criteria (UFC) 4-010-01 "DOD Minimum Antiterrorism Standards for Buildings".
 - b. NGB Pam 415-12, Army National Guard Facilities Allowances, 23 July 2003.
 - c. Unified Facilities Criteria (UFC) 3-260-01 "Airfield and Heliport planning and design", 1 Nov 2001
 - d. NGB DG 415-2, Army National Guard Design Guide for Logistic Facilities, December 1999.
 - e. NGB DG 415-3, Army National Guard Design Guide for Army Aviation Facilities, 14 Dec 1999.
 - f. NGB DG 415-5, Army National Guard Design Guide General Appendices, November 1999.
 2. Cost Estimating Criteria: The detailed cost estimate format shall be as is standard to the A-E. Information in the detailed cost estimate shall be used by the A-E to prepare the revised DD Form 1390/1391. The cost estimate format shall support the data requirements of the FLARNG.
- D. Planning and Submittal Requirements:
1. This task contract will be a single planning phase - Project Planning Document Charrette. The PPDC process shall be used to gather criteria, information, and decisions to develop a Concept Design (10%). The PPDC will be coordinated through the CFMO for execution on or about 28 Nov through 2 Dec 2005. The PPDC will be conducted at Cecil Field, AASF Building 860, Jacksonville, FL. The PPDC shall be a multi-disciplined approach to define the project. The intent of the charrette is to gather/confirm scope requirements and criteria. At the conclusion of the charrette, the A-E shall perform an out-briefing presenting information gathered and decisions made during the charrette, and any additional required decisions (revised needs list).
 2. A-E attendees at the Charrette shall include at a minimum: Project Manager, Architect(s), Community Planner, Site Engineer, and 1390/91 specialist.
 3. The A-E shall submit a formal PPDC package incorporating project documentation described below.
 - a. Narrative. The A-E shall provide a general design narrative describing the work to be accomplished for the project. These narratives including the needs assessment shall outline the minimum and specific requirements of design, construction materials and codes, and customer needs and expectations determined during the PPDC process. The cost estimate shall be included as an appendix to the document.
 - b. Plans. Plans shall include macro-level relationship diagrams showing the relationships of the various functional facilities as master plan concepts. Various diagrammatic arrangements/options will explore different approaches to utilizing existing site. The A-E shall prepare diagrammatic facility plans based on site and functional analysis based on the diagrammatic arrangements, various site utilization schemes will be developed using basic building block-type shapes. These will use the gross area(s) of the facility components (approximately to scale), to explore macro-level site layout concepts/options and facility configurations such as one story and two story arrangements. The building blocks utilized will not show internal layouts or features such as corridors and individual functional areas.
 - c. The A-E shall prepare a revised DD Form 1390/1391, and summary parametric cost estimate supporting the revised DD Form 1390/1391. The revised DD Form 1390/1391 and summary parametric cost estimate shall be included as separate annexes to the narrative document. The A-E shall prepare a program matrix indicating program requirements in the original DD Form 1390/1391, changes in the revised DD Form 1390/1391, differences between the two, and supporting justification comments related to any differences.

- d. Supporting Documentation: A-E shall provide any documents not listed above used to support the findings and conclusions in the PPDC.
- E. Submittal Requirements: The A/E shall provide the following submittals for review by the FLARNG and Government: Preliminary PPDC Document Submittal and Final PPDC Document Submittal. Electronic versions shall be in PDF format, written on CD for distribution.
- F. Submittal Schedule:

The following schedule shall be adhered to:

Needs List	4 Nov 2005
Schedule for week of PPDC	8 Nov 2005
PPDC	28 Nov thru 2 Dec 2005
Preliminary PPDC Document (including revised/draft 1390/1391 and parametric cost estimate.)	6 Jan 2006
Anticipated completion date (for FLARNG/Government Review)	17 Jan 2006
A-E Comment Annotations to (FLARNG/Government)	24 Jan 2006
Comment Review Conference	24 Jan 2006
Final PPDC Document	14 Feb 2006

The submittal dates specified above are delivery dates to all addressees. The A-E shall plan the work to permit delivery by one-day mail services.

- G. Contract Completion: The A-E may be required to furnish advice subsequent to the final submittal. All work and services to be performed under this Contract will be completed no later than 12 May 2006.
- H. List of Attachments: The following attachment is included:
 1. Design Submittal Mailing List.
 2. Unified Facilities Criteria (UFC) 4-010-01 "DOD Minimum Antiterrorism Standards for Buildings.
 3. NGB Pam 415-12, Army National Guard Facilities Allowances, 23 July 2003.
 4. Unified Facilities Criteria (UFC) 3-260-01 "Airfield and Heliport planning and design", 1 Nov 2001.
 5. NGB DG 415-2, Army National Guard Design Guide for Logistic Facilities, December 1999.
 6. NGB DG 415-5, Army National Guard Design Guide General Appendices, November 1999.
 7. DD Form 1390/91, Military Construction Programming Document, 1 March 2005.

DESIGN SUBMITTAL MAILING LIST

DESIGN SUBMITTAL MAILING LIST		
	Department of Military Affairs Construction & Facility Management Office ATTN: Colonel Richard J. Gallant 2305 State Road 207 St. Augustine, FL 32086 Ph: (904) 823-0250	Army National Guard Readiness Center ATTN: Mr. Bill Pulket 111 South George Mason Drive Arlington, VA 22204-1382 Ph: (703)607-7948
ITEM	NUMBER OF COPIES MAIL TO ABOVE	NUMBER OF COPIES MAIL TO ABOVE
Draft PPDC Document	5 Copies	1 Copy
Draft PPDC CD	3 Copies	1 Copy
Draft E-mailed – PDF	1 Copy	0 Copies
Final PPDC Document	10 Copies	1 Copy
Final PPDC CD	5 Copies	1 Copy

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF ECONOMIC DEVELOPMENT TRAINING
NATIONAL DEVELOPMENT COUNCIL BUSINESS
CREDIT ANALYSIS ED201
PROFESSIONAL COURSE IN FLORIDA

The Department of Community Affairs (DCA) announces the second in a series of four, rigorous five (5) day training courses to be conducted in Ocala, Florida. Attendees of the first course, ED 101, with a passing status, elected officials and staff from eligible Florida Small Cities CDBG Program Communities are invited.

PURPOSE: To provide Business Credit Analysis training for a minimal of 25 (maximum of 50) previously successful attendees of Economic Development Finance (ED101) and Florida Small Cities CDBG Program attendees moving toward obtaining the designation as an Economic Development Finance Professional in the State of Florida, with an overall goal of enhancing the economic strength and capacity of Florida's Small Cities Program Communities.

SUMMARY: The Department, is contracting with Branch Banking and Trust (BB&T) who has partnered with the National Development Council (NDC) to conduct the second in a series of four, five (5) day Business Credit Analysis training (ED201) as part of it's annual training and technical assistance projects as documented in the State Consolidated Plan that is submitted to the U. S. Department of Housing and Urban Development (HUD) in order to receive federal funding from that agency.

ACTION TO BE TAKEN: At the training, staff from the NDC will provide course curriculum for the second in a series of four, five (5) day training courses for a minimum of twenty-five (25) trainees. The Department will fund this project through the Florida Small Cities Community Development Block Grant (CDBG) Program's Technical Assistance funding. Pending space availability, Entitlement local governments and their staffs will be invited to fill any vacant seats up to a maximum of fifty (50) attendees total. These trainings are to take place at a location designated by CDBG management staff within the State of Florida and secured by BB&T. This five (5) day training is the second of an overall series of four (4) courses. Subsequent courses are anticipated which will build upon this second five (5) day training; with successful completion of all four (4) courses certifying the graduate as a nationally recognized Economic Development Finance Professional (EDFP). This second five (5) day course will consist of NDC's ED 201.

DATES AND TIMES: October 24 through October 28, 2005, 8:00 a.m. – 5:30 p.m. (EST)

PLACE: Central Florida Community College – Klein Conference Center, 3001 South West College, Ocala, Florida 34474

Respond by October 18, 2005 by fax or e-mail, include Name, Organization and Contact Information to:

Ms. Paula Churchwell,
Department of Community Affairs – HCD/CDBG
Phone: (850)922-1892
Fax: (850)922-5609
E-mail: paula.churchwell@dca.state.fl.us

A copy of the agenda and answers to questions regarding the training may be obtained by appearing in person at the agency headquarters or by email or calling:

Ms. Paula Churchwell
Department of Community Affairs – HCD/CDBG
Florida Small Cities CDBG Program
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100
Telephone: (850)922-1892
Email: paula.churchwell@dca.state.fl.us

Any person requiring a special accommodation at this workshop because of a disability, physical impairment or English language deficiency should contact the Department of Community Affairs at (850) 487-3644 at least five calendar days prior to the workshop. If you are hearing impaired, please contact the Department using the Florida Dual Party Relay System, 1(800)922-8771 (TDD).

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Victory Motorcycles intends to allow the establishment of Kissimmee Motorsports as a dealership for the sale of Victory motorcycles at 2871 John Young Parkway, Kissimmee (Osceola County), Florida 34741, on or after September 12, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Kissimmee Motorsports are dealer operator: Jeff Lampe, 16522 Arrowhead Trail, Clermont, Florida 34711, and principal investor(s): Robert B. McClelland, 3204 Misty Morning Court, St. Cloud, Florida 34771.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Michael W. Malone, VP Finance, CFO, Victory Motorcycles, 2100 Highway 55, Medina, Minnesota 55340. If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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

Pursuant to Section 320.642, Florida Statutes, Peterbilt Motors Company, intends to allow the establishment of Rush Truck Centers of Florida, Inc., d/b/a Rush Peterbilt Truck Center, as a dealership for the sale of Peterbilt Heavy Duty Models 320, 357, 378, 379, 385, 386, 387 and Medium Duty Model 335, at 1406 Sand Lake Road, Orlando (Orange County), Florida 32809, on or after August 25, 2005.

The name and address of the dealer operator(s) and principal investor(s) of Rush Truck Centers of Florida, Inc., d/b/a Rush Peterbilt Truck Center are dealer operator: W. Marvin Rush, Chairman, CEO, Rush Enterprises, Inc., 555 IH 35 West, Suite 500, New Braunfels, Texas 78130; principal investor(s): W.M. "Rusty" Rush, President and COO, Rush Enterprises, Inc., 555 IH 35 West, Suite 500, New Braunfels, Texas 78130.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Daniel D. Sobic, Vice President – PACCAR Inc., General Manager – Peterbilt Motors Company, P. O. Box 90208, Denton, Texas 76202.

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

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

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE OF BATCHED APPLICATION RECEIPT
AND

NOTICE OF TENTATIVE PUBLIC HEARINGS

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds & Facilities review cycle with an application due date of September 14, 2005.

County: Lake District: 3
CON #: 9869 Application Receipt Date: 9/14/2005
Facility/Project: Leesburg Regional Medical Center

Applicant: Leesburg Regional Medical Center
Project Description: Establish a long-term care hospital of up to 50 beds

County: Lake District: 3
CON #: 9870 Application Receipt Date: 9/14/2005
Facility/Project: Promise Healthcare of Florida III, Inc.

Applicant: Promise Healthcare of Florida III, Inc.
Project Description: Establish a long-term care hospital of up to 80 beds

County: Lake District: 3
CON #: 9871 Application Receipt Date: 9/14/2005
Facility/Project: Select Specialty Hospital – Lake, Inc.

Applicant: Select Specialty Hospital – Lake, Inc.
Project Description: Establish a long-term care hospital of up to 60 beds

County: Clay District: 4
 CON #: 9872 Application Receipt Date: 9/14/2005
 Facility/Project: Baptist Medical Center of Clay, Inc.
 Applicant: Baptist Medical Center of Clay, Inc.
 Project Description: Establish an acute care hospital of up to 92 beds

County: Clay District: 4
 CON #: 9873 Application Receipt Date: 9/14/2005
 Facility/Project: Orange Park Medical Center, Inc.
 Applicant: Orange Park Medical Center, Inc.
 Project Description: Establish an acute care hospital of up to 100 beds

County: Clay District: 4
 CON #: 9874 Application Receipt Date: 9/14/2005
 Facility/Project: St. Vincent's Medical Center, Inc.
 Applicant: St. Vincent's Medical Center, Inc.
 Project Description: Establish an acute care hospital of up to 120 beds

County: Manatee District: 6
 CON #: 9875 Application Receipt Date: 9/14/2005
 Facility/Project: Select Specialty Hospital – Manatee, Inc.
 Applicant: Select Specialty Hospital – Manatee, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Orange District: 7
 CON #: 9876 Application Receipt Date: 9/14/2005
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 100 beds

County: Orange District: 7
 CON #: 9877 Application Receipt Date: 9/14/2005
 Facility/Project: Ten Broeck Orlando, Inc.
 Applicant: Ten Broeck Orlando, Inc.
 Project Description: Establish an adult psychiatric hospital of up to 49 beds

County: Orange District: 7
 CON #: 9878 Application Receipt Date: 9/14/2005
 Facility/Project: UHS of Maitland, Inc.
 Applicant: UHS of Maitland, Inc.
 Project Description: Establish an adult psychiatric hospital of up to 49 beds

County: Orange District: 7
 CON #: 9879 Application Receipt Date: 9/14/2005
 Facility/Project: Ten Broeck Orlando, Inc.
 Applicant: Ten Broeck Orlando, Inc.
 Project Description: Establish a child/adolescent psychiatric hospital of up to 90 beds

County: Orange District: 7
 CON #: 9880 Application Receipt Date: 9/14/2005
 Facility/Project: UHS of Maitland, Inc.
 Applicant: UHS of Maitland, Inc.
 Project Description: Establish a child/adolescent psychiatric hospital of up to 90 beds

County: Brevard District: 7
 CON #: 9881 Application Receipt Date: 9/14/2005
 Facility/Project: Holmes Regional Medical Center, Inc.
 Applicant: Holmes Regional Medical Center, Inc.
 Project Description: Establish an acute care hospital of up to 100 beds

County: Charlotte District: 8
 CON #: 9882 Application Receipt Date: 9/14/2005
 Facility/Project: Peace River Regional Medical Center
 Applicant: Port Charlotte HMA, Inc.
 Project Description: Establish a 10-bed Level II Neonatal Intensive Care Unit

County: Lee District: 8
 CON #: 9883 Application Receipt Date: 9/14/2005
 Facility/Project: Cape Memorial Hospital
 Applicant: Cape Memorial Hospital, Inc.
 Project Description: Establish a 10-bed Level II NICU

County: St. Lucie District: 9
 CON #: 9884 Application Receipt Date: 9/14/2005
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: St. Lucie District: 9
 CON #: 9885 Application Receipt Date: 9/14/2005
 Facility/Project: Promise Healthcare of Florida IX, Inc.
 Applicant: Promise Healthcare of Florida IX, Inc.
 Project Description: Establish a long-term care hospital of up to 80 beds

County: St. Lucie District: 9
 CON #: 9886 Application Receipt Date: 9/14/2005
 Facility/Project: Select Specialty Hospital – St. Lucie, Inc.
 Applicant: Select Specialty Hospital – St. Lucie, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: St. Lucie District: 9
 CON #: 9887 Application Receipt Date: 9/14/2005
 Facility/Project: Martin Memorial Medical Center, Inc.
 Applicant: Martin Memorial Medical Center, Inc.
 Project Description: Establish an acute care hospital of up to 80 beds

County: Broward District: 10
 CON #: 9888 Application Receipt Date: 9/14/2005
 Facility/Project: Promise Healthcare of Florida X, Inc.
 Applicant: Promise Healthcare of Florida X, Inc.
 Project Description: Establish a long-term care hospital of up to 80 beds

County: Broward District: 10
 CON #: 9889 Application Receipt Date: 9/14/2005
 Facility/Project: Select Specialty Hospital – Broward, Inc.
 Applicant: Select Specialty Hospital – Broward, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Broward District: 10
 CON #: 9890 Application Receipt Date: 9/14/2005
 Facility/Project: North Broward Hospital District
 Applicant: North Broward Hospital District
 Project Description: Establish an acute care hospital of up to 144 beds through the transfer of up to 144 existing acute care beds from Broward General and North Broward Medical Ctr

County: Dade District: 11
 CON #: 9891 Application Receipt Date: 9/14/2005
 Facility/Project: Promise Healthcare of Florida XI, Inc.
 Applicant: Promise Healthcare of Florida XI, Inc.
 Project Description: Establish a long-term care hospital of up to 80 beds

County: Dade District: 11
 CON #: 9892 Application Receipt Date: 9/14/2005
 Facility/Project: Select Specialty Hospital – Dade, Inc.
 Applicant: Select Specialty Hospital – Dade, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Dade District: 11
 CON #: 9893 Application Receipt Date: 9/14/2005
 Facility/Project: Miami Jewish Home and Hospital for the Aged, Inc.
 Applicant: Miami Jewish Home and Hospital for the Aged, Inc.
 Project Description: Establish a long-term care hospital of up to 80 beds

County: Dade District: 11
 CON #: 9894 Application Receipt Date: 9/14/2005
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 100 beds

County: Dade District: 11
 CON #: 9895 Application Receipt Date: 9/14/2005
 Facility/Project: Mount Sinai Medical Center of Florida, Inc.
 Applicant: Mount Sinai Medical Center of Florida, Inc.
 Project Description: Establish an acute care hospital of up to 260 beds through the transfer of up to 260 beds from Mount Sinai Medical Center

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

PROPOSALS: District 3
 DATE/TIME: Tuesday, November 1, 2005
 1:00 p.m. – 5:00 p.m.
 PLACE: Alachua County Health Department
 224 S. E. 24th Street
 Gainesville, FL 32641

PROPOSALS: District 4
 DATE/TIME: Wednesday, October 26, 2005
 10:00 a.m. – 12:00 Noon
 PLACE: Orange Park Town Hall, Council Chambers
 2042 Park Avenue
 Orange Park, FL 32073

PROPOSALS: District 6
 DATE/TIME: Tuesday, October 25, 2005
 9:00 a.m. – 12:00 Noon
 PLACE: Baker Building Conference Room
 888 Executive Center Drive, North
 St. Petersburg, FL 33702

PROPOSALS: District 7
 DATE/TIME: Tuesday, October 25, 2005, 9:00 a.m.
 PLACE: Health Council of East Central Florida
 1155 South Semoran Boulevard, Suite 1111
 Winter Park, FL 32792

PROPOSALS: District 8
 DATE/TIME: Thursday, October 27, 2005
 1:00 p.m. – 3:00 p.m.
 PLACE: Port Charlotte Library (Cultural Center)
 2280 Aaron Street
 Port Charlotte, FL 33952

PROPOSALS: District 9
 DATE/TIME: Thursday, November 3, 2005, 1:00 p.m.
 PLACE: Center Point Plaza
 4152 West Blue Heron Boulevard, Suite 229
 Riviera Beach, FL 33404

PROPOSALS: District 10
 DATE/TIME: Friday, November 4, 2005
 9:00 a.m. – 12:00 Noon
 PLACE: Broward Regional Health Planning
 Council, Inc.
 915 Middle River Drive
 Conference Room 115
 Fort Lauderdale, FL 33304

PROPOSALS: District 11
 DATE/TIME: Wednesday, October 26, 2005, 9:00 a.m.
 PLACE: Health Council of South Florida Inc,
 Conference Room
 8095 N. W. 12th Street, Suite 300
 Miami, FL 33126

Public hearing requests must be in writing and be received at the Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida 32308, attention Karen Rivera, by 5:00 p.m., October 14, 2005. In lieu of requesting and attending a public hearing, written comments submitted to the department relative to the merits of these applications will become part of the official project application file.

Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by October 19, 2005.

**CERTIFICATE OF NEED
 EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Pinellas District: 5
 ID # 0400026 Decision: A Issue Date: 9/13/2005
 Facility/Project: Helen Ellis Memorial Hospital
 Applicant: Tarpon Springs Hospital Foundation, Inc.
 Project Description: Establish a percutaneous coronary intervention program for patients presenting with emergency myocardial infarctions in a hospital without an approved adult open heart surgery program
 Proposed Project Cost: \$1,857,217

County: Duval District: 4
 ID # 0500003 Decision: A Issue Date: 9/15/2005
 Facility/Project: Ten Broeck Hospital
 Applicant: Ten Broeck Jacksonville, LLC
 Project Description: Add 20 adult psychiatric beds
 Proposed Project Cost: \$4,759

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 JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted a new policy for review and comment on MyFlorida.com at: http://www.djj.state.fl.us/djj/djjservices/administration/policies_procedures/policyreview.shtml.

Employee Code of Ethics (department-wide policy type A) – establishes that employees are bound to observe the highest standards of ethics consistent with federal, state, and local laws, the Florida Employee Handbook and the opinions rendered by the Florida Commission on Ethics. The Department of Juvenile Justice offers this Code of Ethics in an effort to synthesize the various ethics-related laws, rules, and provisions governing public employees in the discharge of their duties and responsibilities and to offer employees guidance and an increased understanding of the Department's expectations regarding ethical conduct.

This policy is posted for a single 20 working day review and comment period, with the closure date for submission of comments on this policy of October 28, 2005. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

DEPARTMENT OF HEALTH

On September 13, 2005, John O. Agwunobi, M.D., M.B.A., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Herbert Jerome Jackson, LPN, license number PN 1054261. 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.

On September 15, 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 Lisa Nault Ward, L.P.N. license number PN 984421. 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.

On September 20, 2005, M. Rony François, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Daphne Ann Whited, R.N., license number RN 9200044. 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.

On September 19, 2005, Bonita J. Sorenson, M.D., M.B.A., Acting Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Arthur Henson, D.O. license number OS 1441. 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.

On September 19, 2005, Bonita J. Sorenson, M.D., M.B.A., Acting Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Margarita McCormick, R.Ph. license number PS 27691. 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.

On September 19, 2005, Bonita J. Sorensen, M.D., M.B.A., Acting Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Thomas Reid, P.T.A., license number PTA 18237. This Emergency Suspension 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.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., October 21, 2005):

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Legacy Bank of Florida, 2300 Glades Road, Suite 120/140 W, Boca Raton, Palm Beach County, Florida 33431

Correspondent: Rod Jones, 300 South Orange Avenue, Suite 1000, Orlando, Florida 32801

Received: September 19, 2005

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: The Bank of Bonifay (Bonifay Holding Company, Inc.), Bonifay, Florida

Proposed Purchasers: Brian K. James, Bobby L. George, Don W. Hersman and Joseph D. DuRant (Applicant Group)

Received: September 22, 2005

Office of Financial Regulation has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at http://www.fldfs.com/ofr/banking/cu_expansion.htm.

Name and Address of Applicant: Calhoun-Liberty Employees Credit Union, 17394 N. W. Charlie Johns Street, Blountstown, Florida 32424

Expansion Includes: Geographic area

Received: September 16, 2005

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN September 12, 2005
and September 16, 2005

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

5M-2.002	9/16/05	10/6/05	31/28	
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PUBLIC SERVICE COMMISSION

25-4.0161	9/16/05	10/6/05	31/30	
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DEPARTMENT OF ELDER AFFAIRS
Administation of Federal Aging Programs

58A-8.001	9/15/05	10/5/05	31/19	31/23
58A-8.002	9/15/05	10/5/05	31/19	31/28

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid Program Office

59G-4.020	9/12/05	10/2/05	31/24	
59G-4.140	9/12/05	10/2/05	31/24	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

61G14-19.001	9/12/05	10/2/05	31/31	
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DEPARTMENT OF HEALTH

Division of Family Health Services

64F-12.015	9/13/05	10/3/05	31/28	
64F-15.001	9/13/05	10/3/05	31/28	
64F-15.002	9/13/05	10/3/05	31/28	

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-1.714	9/15/05	10/5/05	31/27	
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FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

68B-14.0035	9/16/05	9/16/05	31/34	
68B-14.00355	9/16/05	9/16/05	31/34	
68B-14.0036	9/16/05	9/16/05	31/34	
68B-14.0045	9/16/05	9/16/05	31/34	