

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Historical Resources

RULE NO.: RULE TITLE:
1A-37.001 Use or Rental of Mission San Luis
 Facilities

PURPOSE AND EFFECT: The purpose is to establish fees and rental guidelines for the use and rental of Mission San Luis Facilities.

SUBJECT AREA TO BE ADDRESSED: Rules regarding the use and rental of Mission San Luis Facilities.

SPECIFIC AUTHORITY: 267.17 FS.

LAW IMPLEMENTED: 267.17(2)(b) FS.

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

DATE AND TIME: Monday, May 1, 2006, 9:00 a.m.

PLACE: Florida Heritage Hall, First Floor, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE 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:

1A-37.001 Use and Rental of Mission San Luis Facilities.

(1) Pursuant to Section 267.17, F.S., the grounds and buildings of Mission San Luis (Mission) may be made available through an agreement with the Friends of Mission San Luis, Inc. (FOMSL).

(a) The Mission welcomes site uses or rentals that are appropriate and consistent with the seventeenth-century setting at this historic property. The use of the Mission grounds or the rental of Mission facilities should advance public knowledge and appreciation of the site.

(b) Mission San Luis is a National Historic Landmark and an important archaeological site. No digging or ground disturbance of any kind is permitted. Events shall not permanently alter the site with equipment or decorations.

(c) Historical Reconstructions at the Mission, including the church, council house, Spanish house, friary, kitchen, and any future reconstructions are designated as museum exhibits. The archaeological sensitivity and historical integrity of these buildings must be maintained at all times.

(d) The entire site is a non-smoking area.

(e) Food and beverages may be permitted in site facilities with proper approval.

(f) The sale of alcoholic beverages is prohibited on the site, however, alcoholic beverages may be served free of charge at planned events.

(g) Except for designated parking areas, no vehicles are permitted on the site grounds without proper approval. Service roads may be used for unloading or loading, but vehicles must be parked in visitor parking areas or other areas designated for special events.

(2)(a) Visitors to the Mission may, without application or cost, use designated areas of the site for picnics and programs during the Mission's normal operating hours posted on site.

(b) No fires or cooking of any kind is permitted by visitors.

(3) Applicants may rent site facilities for planned events.

(a) The Education Building may be made available for private meetings for up to 50 persons during or after normal operating hours.

(b) The Historic Reconstructions may be made available for rental during and after normal operating hours. Any scheduled event taking place during normal operating hours shall be open to the public and the event must not interfere with other visitors' enjoyment of the site.

(4) Any person desiring to obtain approval for the rental of a Mission San Luis facility shall submit the Application for the Rental of a Mission San Luis Facility Form, Form #####, Effective #####, prescribed by the Department of State, Division of Historical Resources. The form is incorporated by reference herein and is available from the Mission San Luis Visitor Center.

(5) Unless otherwise specified, application and approval for the rental of a Historic Reconstruction facility is for a single event not to exceed one day. The application and approval for the rental of the Education Building is for a single event not to exceed four hours. An Education Building event that exceeds four hours will be subject to an additional four hour fee.

(a) Facilities must be used in a manner consistent with the Legislature's intent to preserve the historic nature and dignity of state properties as enunciated in Sections 267.061 and 267.14, F.S. Events that do not uphold or that interfere with the historic nature of the Mission shall not be approved. An approved event that the Mission subsequently determines does not uphold or that interferes with the historic nature of the Mission shall be cancelled.

(6) Applications and supporting documents shall be filed with the Director, Mission San Luis, 2021 Mission Road, Tallahassee, Florida 32304, no less than sixty (60) days in advance of the planned event.

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

(a) "Facility" shall be defined as any structure, building, or open area that the Mission opens for rental use.

(b) "Site" refers to the entire grounds and facilities of the Mission.

(8) Rental fees for specific facilities are listed on Form ####. An initial deposit of fifty (50) percent of the listed fee is required at least forty (45) days prior to the date of the event. The remaining fifty (50) percent is due the day of the event. Cancellation of an event more than thirty (30) days prior to the scheduled date is without penalty and the Mission will return the deposit. Persons canceling an event less than thirty (30) days prior to the scheduled date will be responsible for one hundred (100) percent of the fee.

(a) Rental fees only include the rental of the facilities. Additional fees will apply if:

1. The event requires the use of the Mission's audio-visual equipment; or

2. If the event requires special staffing, set-up, and clean-up; or

3. If the scheduled event takes place after normal hours.

4. The fee for the use of Mission personnel will be at a rate of ten (10) dollars per hour per Mission employee. The number of Mission employees will be determined prior to event approval and will be based on size and nature of the event.

(b) With the exception of the tables and chairs provided with the rental of the Education Building and the outdoor picnic benches, the Mission does not supply tables, chairs or tents. Applicants are responsible for providing all equipment needed for an event. All equipment must be approved for use at an event. Tents which require stakes to be driven into the ground are prohibited.

(c) An agency, as defined by Sections 120.52(1) and (2), F.S., but not including Section 120.52(1)(b)8., F.S., authorized staff members of that agency, FOMSL, and contributors to FOMSL may use the facilities free of charge for official agency functions or official FOMSL business; but must comply with all other facility rental requirements. Events by the abovementioned parties, not in the course of official FOSML business or an official agency function are permitted, free of charge, but require prior approval.

Specific Authority 267.17 FS. Law Implemented 267.13(b) FS. History--New _____.

DEPARTMENT OF STATE

Division of Library and Information Services

RULE NO.: RULE TITLE:

1B-11.004 Use of Archives

PURPOSE AND EFFECT: The purpose of this change is to establish new hours for the use of the Archives.

SUBJECT AREA TO BE ADDRESSED: Rules regarding the Use of Archives.

SPECIFIC AUTHORITY: 257.14, 257.35(7) FS.

LAW IMPLEMENTED: 257.35(1) 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 IS: Gerard Clark, Program Manager, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6639

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

1B-11.004 Use of Archives.

(1) No change.

(2) Location of records and hours of opening:

(a) No change.

(b) Except for holidays and at other such times as specified in writing by the Director and posted on the Division's website and posted by the State Archivist the archives and donated historical materials are available for use from 9:00 a.m. to 4:30 p.m. 8:00 a.m. to 5:00 p.m., Monday through Friday. Records may be made available at other times as authorized by the Director State Archivist.

(3) through (5) No change.

Specific Authority 257.14, 257.35(7) FS. Law Implemented 257.35(1) FS. History--New 4-11-76, Amended 9-6-78, 9-15-82, Formerly 1A-11.04, 1A-11.004. Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: RULE TITLE:

5E-1.016 Commercial Values for Penalty Assessments

PURPOSE AND EFFECT: The purpose of this rule is to provide the most recent market prices of fertilizer components to be used for penalty assessments of deficient fertilizer.

SUBJECT AREA TO BE ADDRESSED: Rule 5E-1.016, F.A.C., updates the most recent market prices of fertilizer components to be used for penalty assessments of deficient fertilizers.

SPECIFIC AUTHORITY: 576.181(2), 570.07(23) FS.

LAW IMPLEMENTED: 576.051(2),(7), 576.061, 576.071, 576.181 FS.

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

DATE AND TIME: May 8, 2006, 8:00 a.m.

PLACE: Agricultural Environmental Services Conference Room, 3125 Conner Blvd., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Dale W. Dubberly, Chief, Bureau of Compliance Monitoring, Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building #8, Tallahassee, Florida 32399-1650, (850)488-8731

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5E-1.016 Commercial Values for Penalty Assessments.

The commercial values used in assessing penalties for plant nutrient deficiencies are determined by the annualized average market prices published by the Green Markets Publication (effective 3/27/06), ~~Chemical Market Reporter Publication (effective 8-13-01)~~ which is hereby incorporated by reference. Commercial Values not provided in Industry Publications will be established thru survey approved by the Fertilizer Technical Council. Copies may be obtained from the Green Markets, 1010 Wayne Avenue, Suite 1400, Silver Spring, MD 20910 USA, Chemical Market Reporter, 307 Southgate Court, Brentwood, TN 37027. This rule shall be reviewed annually.

(1) PRIMARY PLANT NUTRIENTS.

	Guaranteed as	Commercial Values (Per unit*)	
Total Nitrogen	N	<u>\$8.14</u>	5.49
Nitrate Nitrogen	N	<u>7.80</u>	5.39
Ammoniacal Nitrogen	N	<u>6.32</u>	4.60
Water Soluble or Urea Nitrogen	N	<u>5.17</u>	4.81
Slow Release Nitrogen (from other SRN sources)	N	<u>13.48</u>	4.48
Water Insoluble Nitrogen	N	<u>13.29</u>	12.32
Available Phosphorus	P ₂ O ₅	<u>4.90</u>	3.55
Slow Release Phosphate	P ₂ O ₅	19.10	19.10
Potassium (from Muriate)	K ₂ O	<u>3.00</u>	2.21
Slow Release Potassium	K ₂ O	<u>14.78</u>	15.04
Potassium (from any source other than Muriate or a combination of sources)	K ₂ O	<u>6.74</u>	4.31

(2) SECONDARY PLANT NUTRIENTS.

	Guaranteed as	Commercial Values (per unit*)	
Total and water Soluble Magnesium (from any source)	Mg	\$6.53	\$6.53
Manganese (from sulfate)	Mn	<u>19.78</u>	15.89
Manganese (from Sucrate)	Mn	<u>16.44</u>	11.25
Manganese (from chloride)	Mn	6.10	6.10
Manganese (from oxide)	Mn	<u>9.35</u>	6.27
Manganese (from chelate in group 1**)	Mn	215.50	215.50
Manganese (from chelate in group 2**)	Mn	70.90	70.90
Copper (from sulfate)	Cu	<u>62.03</u>	36.52
Copper (from chloride)	Cu	22.15	22.15
Copper (from oxide)	Cu	19.25	19.25

Copper (from chelate in group 1**)	Cu	156.00	156.00
Copper (from chelate in group 2**)	Cu	113.20	113.20
Zinc (from sulfate)	Zn	<u>21.68</u>	17.94
Zinc (from sucrate)	Zn	14.20	14.20
Zinc (from chloride)	Zn	18.45	18.45
Zinc (from oxide)	Zn	<u>12.98</u>	9.92
Zinc (from chelate in group 1**)	Zn	188.00	188.00
Zinc (from chelate in group 2**)	Zn	65.00	65.00
Iron (from sulfate)	Fe	<u>14.51</u>	12.88
Iron (from sucrate)	Fe	<u>8.67</u>	6.18
Iron (from humate)	Fe	16.11	16.11
Iron (from oxide)	Fe	<u>4.94</u>	3.88
Iron (from chelate in group 1**)	Fe	<u>248.67</u>	244.96
Iron (from chelate in group 2**)	Fe	82.00	82.00
Aluminum	Al	14.42	14.42
Sulfur (free)	S	<u>3.50</u>	2.55
Sulfur (combined)	S	<u>2.27</u>	2.21
Boron	B	<u>38.95</u>	33.74
Molybdenum	Mo	<u>222.22</u>	198.80
Cobalt	Co	89.90	89.90
Calcium (from any source)	Ca	<u>79</u>	71

(3) DOLOMITE and LIMESTONE (when sold as material).

Magnesium	MgCO ₃	.18	.18
Calcium	CaCO ₃	.09	.09

(4) CALCIUM SULFATE (land plaster, gypsum) (when sold as material).

Calcium	CaSO ₄	.30	.30
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*A "Unit" of plant nutrient is one percent (by weight) of a ton or 20 pounds.

**Chelates in "group 1" have aminopolycarboxylic acids, such as EDTA, HEDTA, DTPA and NTA, or related compounds as chelating agents. Chelates in "group 2" have chelating agents other than those in group 1.

Specific Authority 576.181(2), 570.07(23) FS. Law Implemented 576.051(2), (3), (7), 576.061, 576.071, 576.181 FS. History—New 1-23-67, Amended 10-22-68, 11-20-69, 10-22-70, 3-9-74, 6-28-74, 10-25-74, 7-6-76, 7-26-77, 7-22-79, 4-23-80, 10-27-80, 10-18-81, 2-16-84, 12-2-85, Formerly 5E-1.16, Amended 11-16-86, 10-8-87, 9-26-88, 11-19-89, 3-28-91, 2-25-92, 8-3-93, 7-12-94, 10-25-98,

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE CHAPTER NO.: 9B-3
 RULE CHAPTER TITLE: Florida Building Commission – Operational Procedures

RULE NO.: 9B-3.047
 RULE TITLE: State Building Code Adopted

PURPOSE AND EFFECT: Consideration of proposed annual amendments to the 2004 edition of the Florida Building Code.

SUBJECT AREA TO BE ADDRESSED: The Florida Building Code.

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

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

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

DATES AND TIME: May 2-3, 2006, commencing at or about 1:00 p.m on May 2, and continuing until all proposals have been considered. Please refer to Florida Building Commission website at www.floridabuilding.org for meeting agenda with specific times and additional materials.

PLACE: 12205 South Apopka-Vineland Road, Orlando, Florida 32836

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

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

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

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.:	RULE TITLE:
12B-7.0225	Computation of Phosphate Rock Tax Rate

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-7.0225, F.A.C., is to put the public on notice regarding the change in methodology for calculating the annual base rate adjustment to the phosphate rock tax rate for the year 2006 and the proposed new index to be used by the Department for calculating the tax rate adjustments for the year 2007 and thereafter.

Section 211.3103, F.S., requires an annual adjustment to the base price of \$1.62 by the change in the producer price index for phosphate rock primary products. Section 211.3103(9)(e), F.S., required the Department to select a “comparable index,” if that index was discontinued. The original producer price index was discontinued. The Producer Price Index program changed its basis for industry classification from the 1987 Standard Industrial Classification (SIC) system to the North American Industry Classification System (NAICS). As a result, the Chemical and Fertilizer Mineral Mining Index, Commodity Code 147, was discontinued by the U.S. Department of Labor, Bureau of Labor Statistics, and it became

necessary for the Department of Revenue to select a commodity index to replace that index. The Chemical Fertilizer Mineral Mining Index, Commodity Code 147, has since been renamed and renumbered as Other Nonmetallic Mineral Mining and Quarrying. As a consequence, the Bureau of Labor Statistics (BLS) has revised its numbering system as (BLS series: PCU 21239). Within this new series is a specific index for phosphate rock (BLS Series ID 212392).

When in effect, this rule will provide that the Department: (1) will calculate the 2006 phosphate tax rate using the change in the phosphate rock prices published by the U.S. Geological Survey; and (2) use NAICS Code 212392, Phosphate Rock, for purposes of accessing the Producer Price Index Industry Data from the BLS, beginning with the year 2007 and thereafter for purposes of calculating the annual base rate adjustment to the phosphate rock tax rate.

The Department’s current rule had selected a producer price index for chemical and fertilizer mineral mining comparable to the discontinued index and used it to calculate the annual phosphate rock base rate adjustment. As long as the three subcategories in that comparable index (Potash, Phosphate Rock, and Other Chemical Mining) changed more or less similarly, the use of that price index was entirely appropriate. However, data obtained from the U.S. Geological Survey indicates that the price for potash has almost doubled in the last three years; the price for phosphate rock has remained relatively stable, increasing by 1.5 percent over the same three-year period. As a result, the currently published tax rate increased from \$1.67 for 2005 to \$1.82 for 2006; an increase of almost 10%. Thus, the price index currently used by the Department is no longer a comparable index to be used in the calculation of the annual phosphate rock base rate adjustment. Section 211.3103(9)(d), F.S., provides that if the price index for chemical and fertilizer mineral mining is substantially changed, the Department is required to make appropriate adjustments in the method used to compute the base rate adjustment that will produce results reasonably consistent with the producer price index for phosphate rock as if it had not been revised. Because the price index currently used by the Department does not produce results substantially consistent with the unrevised index, it is necessary for the Department to make the required adjustments in computation of the base rate adjustment.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to Rule 12B-7.0225, F.A.C., regarding the Department’s change in methodology for calculating the annual base rate adjustment to the phosphate rock tax rate for the year 2006 and the index that will be used by the Department to calculate the base rate adjustments for the year 2007 and thereafter.

SPECIFIC AUTHORITY: 211.3103(9)(e), 213.06(1) FS.

LAW IMPLEMENTED: 211.3103 FS.

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

DATE AND TIME: May 9, 2006, 2:00 p.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any rulemaking proceeding before Technical Assistance and Dispute Resolution is asked to advise the Department at least 48 hours before such proceeding by contacting Larry Green at (850)922-4830. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at (800)955-8770 (Voice) and (800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Joe Parramore, Revenue Program Administrator I, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12B-7.0225 Computation of Phosphate Rock Tax Rate.

The U.S. Bureau of Labor Statistics Producer Price Index North American Industry Classification System (NAICS) National Code 212392, Phosphate Rock Commodity Code 147, Chemical and Fertilizer Mineral Mining, is hereby adopted by reference for the purpose of calculating the annual base rate adjustment to the phosphate rock tax rate, beginning with the year 2007 and annually thereafter. For the purpose of implementing the provisions Section 211.3103(9), F.S., the method used to compute the tax rate for the year 2006 will be the percentage change in phosphate rock prices as published by the U.S. Geological Survey, from 2004 to 2005, times the 2005 tax rate for phosphate rock as published by the Department.

Specific Authority 211.3103(9)(e)(6)(e), 213.06(1) FS. Law Implemented 211.3103 FS. History—New 6-28-00, Amended.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.502
RULE TITLE: Discharge Gratuity

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to allow for payment of a discharge gratuity to inmates not otherwise eligible when such payment is in the

best interest of the inmate and the state, and to increase the amount of the gratuity paid to inmates reinstated or restored to supervision.

SUBJECT AREA TO BE ADDRESSED: Inmate discharge gratuities.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.502 Discharge Gratuity.

(1) The secretary shall authorize the payment of a discharge gratuity to inmates discharged from the custody of the Department of Corrections in such amounts as the Legislature may from time to time provide. A discharge gratuity shall be provided to any inmate released on parole, expiration of sentence, pardon or permanent court order, except those inmates released in any of the following situations:

(a) through (b) No change.

(c) Any inmate to be released to the Department of Children and Family Services or a state or county mental health facility under an order for involuntary commitment; or

~~(d)(2)~~ Should a review of inmate bank trust fund records disclose that an inmate has an account balance of \$100 or more at the time of release or has previously had maintained an account balance of \$100 or more at any time ~~and transferred funds out of his account~~ during the 180 days prior to his release date, the inmate shall be denied a discharge gratuity, except as provided in subsection (2) below.

(2) If the warden or his designee determines that the best interests of the inmate and the state is served by the payment of a discharge gratuity to an inmate not otherwise eligible, a gratuity not to exceed \$40.00 shall be provided.

(3) In the case of an inmate who is reinstated or restored to supervision, a discharge gratuity in an amount of \$20.00 ~~\$15.00~~ will be provided.

(4) through (5) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 944.09 FS. History—New 10-8-76, Formerly 33-7.06, Amended 1-4-87, 1-1-89, 1-18-89, 12-20-91, 4-14-92, 4-28-99, Formerly 33-7.006, Amended 8-28-01, 2-10-04, 9-21-05, _____.

DEPARTMENT OF ELDER AFFAIRS

Aging and Assisted Living Programs

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
58A-14	Adult Family Care Home
RULE NOS.:	RULE TITLES:
58A-14.003	License Application, Renewal and Conditional Licenses
58A-14.008	Staff Qualifications, Responsibilities and Training
58A-14.0085	Records
58A-14.0091	Fire Safety Standards and Emergency Procedures

PURPOSE AND EFFECT: The proposed rule amendments were developed in consultation with the Agency for Health Care Administration (AHCA). The proposed amendment to Rule 58A-14.003, F.A.C., revises and clarifies where to obtain the Adult Family Care Home (AFCH) License application, AHCA Form 3180-1022, dated January 2006, which is incorporated by reference in the rule. Language is added to require AFCH providers to submit copies of their annual fire safety and sanitation inspection reports to AHCA and lists the remedies for failure to comply with this requirement. The proposed amendment to Rule 58A-14.008, F.A.C., deletes the requirement that AFCH providers attend update training for any portion of the basic course that has been updated as the result of new legislation or rule amendment. The proposed amendment to Rule 58A-14.0085, F.A.C., requires all AFCH providers to maintain a record of each fire exit drill on Form D14-1437 pursuant to Rule 69A-57.006, F.A.C. The proposed amendment to Rule 58A-14.0091, F.A.C., deletes obsolete references and updates the rule to require that each AFCH provider shall be subject to Chapter 69A-57, Uniform Fire Safety Standards for Adult Family Care Homes, F.A.C. Additionally, the amendment to Rule 58A-14.0091, F.A.C., outlines the AFCH provider's responsibility for providing information to a resident's essential medical service providers during and after a declared disaster or emergency.

SUBJECT AREA TO BE ADDRESSED: License application, renewal, and conditional licenses; staff qualifications, responsibilities, and training; records; and fire safety standards and emergency procedures for AFCH providers.

SPECIFIC AUTHORITY: 400.619, 400.621, 400.6211, 400.625 FS.

LAW IMPLEMENTED: 400.619, 400.6194, 400.6196, 400.621, 400.6211, 400.625, 400.628 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jim Crochet, Office of the General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, e-mail address: crochetj@elderaffairs.org

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

58A-14.003 License Application, Renewal and Conditional Licenses.

(1) LICENSE APPLICATION.

(a) Any individual desiring to obtain an initial license to operate an adult family care home shall file an Adult Family Care Home License application, AHCA Form 3180-1022, ~~January 2006~~ ~~August 2003~~, which is incorporated by reference; ~~and may be obtained from with~~ the Assisted Living Unit, Agency for Health Care Administration, 2727 Mahan Drive, ~~Mail Stop 30~~, Tallahassee, Florida 32308-5402, Phone (850)487-2515. The completed application must be signed by the applicant, notarized, and submitted to the Assisted Living Unit at the address cited above. The application shall be accompanied by the following:

1. A completed ~~Request for~~ Level 1 Criminal History ~~Request Screening~~, AHCA Form 3110-0002, ~~July 2005~~ ~~January 2003~~ for the applicant, each relief person, all adult household members, and all staff; ~~The form which~~ is incorporated by reference ~~and~~; available from the Background Screening Unit, Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5402, Phone (850)410-3400, ~~for the applicant, each relief person, all adult household members, and all staff. A check or money order must be submitted to cover the cost of each criminal history request.~~ The completed form and screening fee will not be required for persons who comply with the requirements pursuant to Section 400.619(4)(a),(b), F.S.:

~~a. Submit proof of Level I screening conducted within the last 5 years pursuant to a facility or professional license requirement of AHCA or the Department of Health and provide a copy of the professional or facility license, and an affidavit of current compliance with the background screening requirements of Section 435.03, F.S.; or~~

~~b. Have been continuously employed in the same type of occupation for which the person is seeking employment without a break in service that exceeds 180 days, and can provide proof that level 1 background screening has been conducted within the last 2 years. Proof of compliance must be obtained by the applicant from the person's previous employer and not from the person.~~

2. through 6. No change.

~~7. Documentation of radon testing as mandated by Section 404.056(5), F.S.~~

8. through 9. renumbered 7. through 8. No change.

(b) through (d) No change.

(2) LICENSE RENEWAL.

(a) ~~The agency shall annually provide an~~ Application forms for license renewal, AHCA Form 3180-1022, January 2006, either shall be provided electronically or by mail delivery, ~~annually by the agency to the AFCH providers~~ at least 120 days prior to the expiration of the current license. The provider shall mail or hand-deliver the license renewal application to the agency at the address cited in paragraph (1)(a) of this rule a minimum of 90 days prior to the expiration date appearing on the currently held license.

(b) In addition to AHCA Form 3180-1022, all applicants for license renewal shall provide the following:

1. Documentation of a satisfactory sanitation inspection as required under Rule 58A-14.009, F.A.C. Documentation of a satisfactory sanitation inspection shall be provided at the time of the agency's annual survey. In addition, a copy of the annual sanitation inspection report shall be submitted no later than 30 calendar days after the date of the inspection to the Assisted Living Unit at the address cited in paragraph (1)(a) of this rule. Failure to comply with this requirement shall result in administrative enforcement pursuant to Sections 400.6194 and 400.6196, F.S., and Rule 58A-14.010, F.A.C.

2. Documentation of a satisfactory fire safety inspection as required under Rule 58A-14.0091, F.A.C. Documentation of a satisfactory fire safety inspection shall be provided at the time of the agency's annual survey. In addition, a copy of the annual fire safety inspection report shall be submitted no later than 30 calendar days after the date of the inspection to the Assisted Living Unit at the address cited in paragraph (1)(a) of this rule. Failure to comply with this requirement shall result in administrative enforcement pursuant to Sections 400.6194 and 400.6196, F.S., and Rule 58A-14.010, F.A.C.

3. No change.

(c) No change.

(3) through (4) No change.

Specific Authority 400.619, 400.621, 400.6194, 400.6196 FS. Law Implemented 400.619, 400.621, ~~400.6194, 400.6196~~ FS. History–New 5-14-86, Amended 2-2-95, Formerly 10A-14.003, Amended 9-19-96, 3-25-98, 6-6-99, 1-1-04, _____.

58A-14.008 Staff Qualifications, Responsibilities and Training.

(1) MINIMUM STAFF REQUIREMENTS.

(a) No change.

(b) The provider, all staff, each relief person, and all adult household members must meet Level 1 background screening requirements established in Section 435.03, F.S., or have been exempted from disqualification as provided in Section 435.07, F.S. The provider must submit a completed AHCA Forms 3110-0002 and 3110-0003, or other evidence of compliance as provided in Section 400.619, F.S., and Rule 58A-14.003, F.A.C., for any staff, relief persons, or adult household

members not screened at the time of initial license application pursuant to the screening schedule provided in Section 435.05, F.S.

(c) No change.

(2) through (3) No change.

(4) TRAINING.

(a) through (b) No change.

~~(c) AFHC providers must attend update training for any portion of the basic course which has been updated as the result of new legislation or rule amendments.~~

(d) through (f) renumbered (c) through (e) No change.

Specific Authority 400.619, 400.621, 400.6211 FS. Law Implemented 400.619, 400.621, 400.6211 FS. History–New 2-2-95, Formerly 10A-14.008, Amended 9-19-96, 6-6-99, 1-1-04, _____.

58A-14.0085 Records.

(1) RESIDENT RECORDS.

(a) The record shall, at a minimum, contain:

1. through 2. No change.

3. For residents who are OSS recipients, a copy of the Alternate Care Certification for Optional State Supplementation (OSS) Form, CF-ES 1006, February 2005 ~~March 1998~~, provided by the Department of Children and Family Services.

4. through 13. No change.

(b) No change.

(2) No change.

(3) FACILITY RECORDS. The AFCH provider shall maintain the following records on the premises and ensure the records are available for inspection by the agency:

(a) through (h) No change.

(i) The facility shall maintain a record of each fire exit drill on Form DI4-1437, revised 1/2001, Fire Exit Drill Records for Adult Family Care Homes as set forth in subsections 69A-57.006(6) and (7), F.A.C.

Specific Authority 400.619, 400.621, 400.6211, 400.625 FS. Law Implemented 400.619, 400.621, 400.6211, 400.625, 400.628 FS. History–New 6-6-99, Amended _____.

58A-14.0091 Fire Safety Standards and Emergency Procedures.

(1) FIRE SAFETY STANDARDS.

(a) Each adult family-care home shall be subject to the requirements of Rule Chapter 69A-57, Uniform Fire Safety Standards for Adult Family Care Homes, F.A.C.; Chapter 21, Section 22-3.3.5.3 of Chapter 22, Sections 23-2.2.1 and 23-2.3.4.3 of Chapter 23, and Sections 31-7.1, 31-7.2, and 31-7.3 of Chapter 31 of the National Fire Protection Association Life Safety Code, NFPA 101, 1994 edition, which is adopted by reference.

(b) No change.

(2) EMERGENCY PROCEDURES.

(a) through (b) No change.

(c) Emergency telephone numbers shall be present by a designated telephone and include the following:

1. through 7. No change.
8. AHCA's Field Area Office; ~~and~~
9. The Relief Person; ~~and~~
10. Providers of essential medical services.

(d) In the event of a declared disaster or emergency, the AFCH provider shall make available all necessary information regarding a resident's location to essential medical service providers, both during and after the disaster or emergency.

Specific Authority 400.619, 400.621 FS. Law Implemented 400.619, 400.621 FS. History--New 9-19-96, Amended 6-6-99,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.055
 RULE TITLE: County Health Department Clinic Services

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the revised Florida Medicaid County Health Department Clinic Services Coverage and Limitations Handbook, March 2006. The revised handbook contains updated policies for the services that are provided by county health department clinics. The effect will be to incorporate by reference in the rule the Florida Medicaid County Health Department Clinic Services Coverage and Limitations Handbook, March 2006

SUBJECT AREA TO BE ADDRESSED: County Health Department Clinic Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908 FS.

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

DATE AND TIME: Monday, May 1, 2006, 1:30 p.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Kay Aloï, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5403, (850)922-7330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.055 County Health Department Clinic Services.

(1) No change.

(2) All county health department clinic services providers enrolled in the Medicaid program must comply with the Florida Medicaid County Health Department Clinic Services Coverage and Limitations Handbook, March 2006 ~~October 2003~~, incorporated by reference, and the Florida Medicaid

Provider Reimbursement Handbook, CMS-1500, incorporated by reference in Rule 59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com> agent. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling Provider Inquiry at (800)377-8216.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908 FS. History--New 6-27-93, Formerly 10P-4.350, Amended 4-16-95, 6-4-96, 6-24-98, 7-18-01, 11-17-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.100
 RULE TITLE: Federally Qualified Health Center Services

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the revised Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook, March 2006. The revised handbook contains updated policies for the services that are provided by Federally Qualified Health Centers. The effect will be to incorporate by reference in the rule the Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook, March 2006.

SUBJECT AREA TO BE ADDRESSED: Federally Qualified Health Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908, 409.9081 FS.

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

DATE AND TIME: Monday, May 1, 2006, 1:30 p.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Kay Aloï, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5403, (850)922-7330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.100 Federally Qualified Health Center Services.

(1) No change.

(2) All federally qualified health center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook, March 2006 ~~October 2003~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule

59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com> agent. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling Provider Inquiry at (800)377-8216.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908, 409.9081 FS. History--New 6-27-93, Formerly 10P-4.100, Amended 4-16-95, 5-28-96, 6-24-98, 12-31-01, 11-17-03.

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NO.: 60BB-2.031
 RULE TITLE: Succession and Transfer of Unemployment Experience

PURPOSE AND EFFECT: The current Rule 60BB-2.031, F.A.C., is being amended to clarify the process, forms, and requirements for transfer of employment experience. The revised rule will also implement Section 443.131(3)(g), Florida Statutes, regarding common ownership, management, or control between predecessor and successor employers and transfers for the sole or primary purpose of obtaining a reduced liability for contributions.

SUBJECT AREA TO BE ADDRESSED: Unemployment Compensation Tax.

SPECIFIC AUTHORITY: 443.1317(1)(b) FS.

LAW IMPLEMENTED: 443.131(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: John R. Perry, Senior Attorney, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Administrative Hearings

RULE CHAPTER NO.: 60Q-6
 RULE CHAPTER TITLE: Workers' Compensation Adjudications

PURPOSE AND EFFECT: Procedural rules for workers' compensation claims resolution were implemented on February 23, 2003, pursuant to the mandate in Section 440.45, Florida Statutes, that the Division of Administrative Hearings adopt procedural rules. Since Sections 440.015 and 440.44(2), Florida Statutes, require that the workers' compensation system be efficient and self-executing and that the Division of

Administrative Hearings assume an active and forceful role in achieving that goal, it is necessary to amend the existing rules to conform with subsequent statutory changes and to incorporate changes that will improve the adjudicatory process based upon experience in utilizing the existing rules.

SUBJECT AREA TO BE ADDRESSED: Procedural rules applicable to workers' compensation adjudications before the judges of compensation claims.

SPECIFIC AUTHORITY: 61.14(8)(a), 440.015, 440.25(4)(g), (4)(h), 440.44(2), 440.45(1), (4) FS.

LAW IMPLEMENTED: Chapter 440, 61.14(8)(a), 440.192, 440.20, 440.25, 440.29, 440.33, 440.34, 440.44, 440.45(1), (4) 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: Linda M. Rigot, Administrative Law Judge, Division of Administrative Hearings, 1230 Apalachee Parkway, Tallahassee, Florida 32399, telephone (850)488-9675

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE OR THROUGH THE INTERNET AT: www.doah.state.fl.us or www.jcc.state.fl.us.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: 61J2-3.009
 RULE TITLE: Continuing Education for Active and Inactive Broker and Sales Associate Licensees

PURPOSE AND EFFECT: The Board proposes to review the rule for any necessary changes.

SUBJECT AREA TO BE ADDRESSED: Continuing education for active and inactive broker and sales associate licensees.

SPECIFIC AUTHORITY: 455.2123, 475.01(1)(d), (e), (2), 475.05, 475.42(1)(c) FS.

LAW IMPLEMENTED: 455.2123, 475.04, 475.17, 475.182, 475.183, 475.451 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: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:
61J2-10.028 Kickbacks or Rebates
PURPOSE AND EFFECT: The Board proposes to review the rule for any necessary changes.

SUBJECT AREA TO BE ADDRESSED: Kickbacks or Rebates.

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 475.25(1)(b), (d) 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: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:
61J2-24.006 Probation
PURPOSE AND EFFECT: The Board proposes to review the rule for any necessary changes.

SUBJECT AREA TO BE ADDRESSED: Probation.

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 455.227, 475.25 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: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:
64B2-13.004 Continuing Education
PURPOSE AND EFFECT: The purpose and effect is to update the existing language in this rule.

SUBJECT AREA TO BE ADDRESSED: Continuing Education.

SPECIFIC AUTHORITY: 456.025(7), 460.408(3) FS.

LAW IMPLEMENTED: 456.013(6), 456.025(7), 456.036(10), 460.408 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: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

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

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: RULE TITLE:
64B12-16.003 Apprenticeship Requirements and Training Program

PURPOSE AND EFFECT: The Board proposes amending the rule for the additional requirement of an Apprentice/Sponsor Orientation Course.

SUBJECT AREA TO BE ADDRESSED: Apprentice/Sponsor Orientation Course.

SPECIFIC AUTHORITY: 484.005 FS.
 LAW IMPLEMENTED: 484.002, 484.007(1)(d)4. FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B12-16.003 Apprenticeship Requirements and Training Program.

(1) through (3) No change.

(4) An apprenticeship shall consist of 6,240 hours of training, completed within five years after the apprentice's first registration with the Department. However, time spent in training at a board-approved school of opticianry may be substituted for required apprenticeship time. Each credit hour earned at such school shall count as 86.67 apprenticeship hours.

(a) An apprentice is required to obtain two of the required hours by completing an Apprentice/Sponsor Orientation Course and submitting the original certificate of attendance to the board office within one year of registration with the Department.

(b) Each sponsor is encouraged to attend one Apprentice/Sponsor Orientation course at least once every four years. These hours would count toward their continuing education requirement for laws and rules.

(5) through (6) No change.

Specific Authority 484.005 FS. Law Implemented 484.002, 484.007(1)(d)4. FS. History--New 10-12-80, Amended 8-31-83, 8-30-84, Formerly 21P-16.03, Amended 3-5-87, 7-15-87, 1-26-88, 3-30-89, 10-17-90, 5-27-92, 9-30-92, 1-27-93, Formerly 21P-16.003, Amended 9-14-93, 5-2-94, Formerly 61G13-16.003, Amended 2-21-96, 4-23-97, Formerly 59U-16.003, Amended 10-1-97, 2-16-99, 6-25-02, 4-11-06, _____.

DEPARTMENT OF FINANCIAL SERVICES

Division of Risk Management

RULE NO.: 69H-1.003
 RULE TITLE: Certificate and Other Forms Adopted

PURPOSE AND EFFECT: The Certificate of Proof of Loss form is being updated by deleting a reference that requires the agency to use claim funds payments solely for the purposes identified in the claim summary.

SUBJECT AREA TO BE ADDRESSED: Certificate of Proof of Loss form for property damage sustained by state agencies.

SPECIFIC AUTHORITY: 284.17 FS.
 LAW IMPLEMENTED: 255.03(1), 284.01 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: Tuesday, May 2, 2006, 9:00 a.m.
 PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: George Rozes, Senior Management Analyst II, Division of Risk Management, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0336, (850)413-4754

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69H-1.003 Certificate and Other Forms Adopted.

(1) through (7) No change.

(8) Form ~~DFS-D014~~ 856, Certificate of Proof of Loss, rev. ~~11/05 6/00~~.

(9) through (11) No change.

Specific Authority 284.17 FS. Law Implemented 255.03(1), 284.01 FS. History--New 7-29-72, Formerly 4-29.04, 4-29.004, Amended 1-7-92, 10-3-94, 12-27-95, 6-21-01, Formerly 4H-1.003, Amended _____.

DEPARTMENT OF FINANCIAL SERVICES

Division of Risk Management

RULE NO.: 69H-2.003
 RULE TITLE: Premium Assessments

PURPOSE AND EFFECT: The amendment updates statutory citations and requirements for forms used in premium assessments by the Division of Risk Management.

SUBJECT AREA TO BE ADDRESSED: Premium assessments by the Division of Risk Management.

SPECIFIC AUTHORITY: 284.39 FS.

LAW IMPLEMENTED: 284.36 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: Tuesday, May 2, 2006, 9:00 a.m.
 PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: George Rozes, Senior Management Analyst II, Division of Risk Management, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0336, (850)413-4754

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69H-2.003 Premium Assessments.

(1) through (2) No change.

(3) Prior to July 1 of each budget year the Division of Risk Management will send the appropriate exposure base inquiry form to each insured agency to determine risk exposure. These forms are hereby adopted and incorporated by reference. Each agency shall complete the form and return it to the Division within 30 days.

(a) DI4-861, "Exposure Base Inquiry", rev. 6/00.

(b) ~~DFS-D014-1392~~, "Statutory EBI Agency For Workforce Innovation Community Service Participants", Section 445.025(1)(d), F.S., and Section 445.024(1)(e), F.S., FY 2006-2007", rev. 11/05 3/04.

(c) ~~DFS-D014-1393~~, "Statutory EBI Department of Juvenile Justice, Sections ~~985.21(4)(a)2.; 985.231(1)(a) and 985.231(10)(g), F.S., FY 2006-2007~~", rev. 11/05 3/04.

(d) ~~DFS-D014-1394~~, "Statutory EBI Department of Juvenile Justice, Section 768.28(11), F.S., FY 2006-2007", rev. 11/05 6/00.

(e) ~~DFS-D014-1395~~, "Statutory EBI Department of Health, Section 768.28(10)(c), F.S., FY 2006-2007", rev. 11/05 6/00.

(f) ~~DFS-D014-1396(A)~~, "Statutory EBI Department of Health, Section 766.1115, F.S., FY 2006-2007", rev. 6/00.

(g) ~~DFS-D0-1396(B)~~, "Statutory EBI Department of Health, Section 381.0302, F.S., FY 2006-2007", rev. 11/05.

(h) ~~(g)~~ ~~DFS-D014-1397~~, "Statutory EBI Department of Corrections, Sections ~~948.01(2) and 948.036(1)(8)(a), F.S., FY 2006-2007~~", rev. 11/05 3/04.

(i) ~~(h)~~ ~~DFS-D014-1398~~, "Statutory EBI Department of Corrections, Section 768.28(10)(a), F.S., FY 2006-2007", rev. 11/05 6/00.

(j) ~~(i)~~ DI4-1399, "Statutory EBI Community Service Participants, Section 569.11(4), F.S.", rev. 6/00.

(k) ~~(j)~~ DI4-1400, "Statutory EBI 01381 Children and Families, Section 409.175(14)(a), F.S.", rev. 6/00.

(l) ~~DFS-D0-1665~~, "Statutory EBI Department of Transportation, Section 768.28(10)(d), F.S., FY 2006-2007", rev. 11/05.

(m) ~~DFS-D0-1666~~, "Statutory EBI Agency For Persons With Disabilities, Section 393.075(1), F.S., FY 2006-2007", rev. 11/05.

(n) ~~DFS-D0-1667~~, "Statutory EBI Department of Transportation, Section 768.28(10)(e), F.S., FY 2006-2007", rev. 11/05.

(4) No change.

Specific Authority 284.39 FS. Law Implemented 284.36 FS. History—New 7-29-72, Formerly 4-30.03, 4-30.003, Amended 1-7-92, 6-28-01, Formerly 4H-2.003, Amended.

DEPARTMENT OF FINANCIAL SERVICES

Division of Risk Management

RULE NO.: 69H-2.004
 RULE TITLE: Certificate of Coverage

PURPOSE AND EFFECT: The amended form DFS-D0-862, Certificate of Coverage for Court-Awarded Attorney Fees elaborates on insured's responsibility to the Division of Risk Management when claims are brought for attorney fees. The certificate clarifies conditions and lists consequences when insured's actions prejudice the ability of the Division of Risk Management to perform its mission. These changes also specify monetary coverage limits.

SUBJECT AREA TO BE ADDRESSED: Court-awarded attorney fees for insureds covered by the State Risk Management Trust Fund.

SPECIFIC AUTHORITY: 284.311, 284.39 FS.

LAW IMPLEMENTED: 284.30, 284.31 FS.

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

DATE AND TIME: Tuesday, May 2, 2006, 9:00 a.m.

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: George Rozes, Senior Management Analyst II, Division of Risk Management, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0336, (850)413-4754

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69H-2.004 Certificate of Coverage.

(1) through (6) No change.

(7) Form ~~DFS-D014~~-862, "Court Awarded Attorney Fees Certificate of Coverage," rev. 11/05 ~~3/01~~, which is hereby adopted and incorporated by reference, will be used to provide coverage for court awarded attorney's fees in other proceedings against the agency named on the certificate.

(8) No change.

Specific Authority 284.311, 284.39 FS. Law Implemented 284.30, 284.31 FS. History--New 7-29-72, Formerly 4-30.05, 4-30.005, Amended 1-7-92, 6-28-01, Formerly 4H-2.004, Amended 5-4-05,_____.

FINANCIAL SERVICES COMMISSION

Office of Financial Regulation

RULE NO.: 69V-560.303
 RULE TITLE: Renewal Application Forms, Procedures and Requirements

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 69V-560.303, F.A.C, is to repeal subsection (3) of the rule, which requires part II registrants under Chapter 560, Florida Statutes, to file unaudited financial statements in conjunction with applications to renew part II registrations. Part II of Chapter 560, F.S., relates to Payment Instruments and Funds Transmission under the Money Transmitters' Code. The requirement regarding unaudited financial statements, however, is in addition to a compliance requirement that requires these same registrants to file, annually, audited financial statements with the Office within 90-days of the registrants fiscal year end. Given the significant overlap in the regulatory purpose behind each requirement, the Office proposes to repeal the requirement regarding filing unaudited financial statements during the application renewal process. The repeal will relieve registrants of an unnecessary regulation and the fiscal impact of having to comply with both regulations. Technical corrections are also made.

SUBJECT AREA TO BE ADDRESSED: Renewal process for persons registered under Part II (Payment Instruments and Funds Transmission) of Chapter 560, F.S., (Money Transmitters' Code).

SPECIFIC AUTHORITY: 560.105 FS.

LAW IMPLEMENTED: 560.114(1), 560.205(2), (3), 560.207, 560.305, 560.308 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Gregory C. Oaks, Financial Administrator, 200 East Gaines Street, 6th Floor, The Fletcher Building, Tallahassee, Florida 32399-0375, (850)410-9805

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69V-560.303 Renewal Application Forms, Procedures and Requirements.

(1) Applicants for renewal of registration must complete Form OFR-MT-6-01, Application to Renew Registration as a Money Transmitter, effective 10/01, which is hereby incorporated by reference. Copies of such forms can be obtained by request from the Office of Financial Regulation at the address specified in subsection ~~(4)(5)~~ below.

(2) The renewal application shall include any substantial changes that have occurred to registrant since its last application to the Office of Financial Regulation. These substantial changes include, but shall not be limited to, a change or an addition to an executive officer, director, principal, member, controlling shareholders, or responsible person/manager. A completed Biographical Form OFR-MT-7-01, shall be submitted for each new individual, and, in the case of a non-U.S. citizen, Addendum (1) to Form OFR-MT-7-01, shall be attached to the renewal application. The fingerprint cards required by subsection 69V-560.102(5), F.A.C., and the Biographical Form (Form OFR-MT-7-01) shall be submitted only for those person(s) who have not previously submitted such documents in connection with the registrant. Other changes, such as any new businesses acquired, change in address, change in name, material litigation, criminal convictions, etc., shall be reported, as required on the renewal form.

~~(3) Part II applicants shall file unaudited financial statements with their renewal application. A registrant may file its required annual audited financial statements together with the registrant's renewal application in lieu of the unaudited statements so long as the date of the audited financial statements is not more than 90 days prior to the submission date of the renewal application.~~

~~(3)(4)~~ If, as a result of subsection (1) above, a Biographical Form is required on any individual, the individual shall review and attest to the accuracy of the form.

~~(4)(5)(a)~~ An original of all parts of the application shall be filed, together with the appropriate filing fee as specified in Rule ~~69V-560.304~~ ~~69V-560.303~~, F.A.C., at the following address: Division of Securities and Finance, Office of Financial Regulation ~~of Banking and Finance~~, ~~200 101~~ East Gaines Street, Tallahassee, Florida ~~32399-0376~~ ~~32399-0350~~.

(b) In lieu of filing the required forms, a registrant may renew its registration, locations, authorized vendors, and "Declaration of Intent to Engage in Deferred Presentment Transactions" electronically at the time of renewal by following the applicable instructions on the Office of Financial Regulation's website (www.flofr.com/licensing) (~~www.dbf.state.fl.us~~) on the Internet.

(5)(6) Processing. Applications to renew registration as a money transmitter shall be processed, where applicable, pursuant to the provisions of Rules 69V-560.101 through 69V-560.108, F.A.C.

Specific Authority 560.105(3) FS. Law Implemented 560.114(1), 560.205(2), (3), 560.207, 560.305, 560.308 FS. History--New 9-24-97, Amended 11-4-01, Formerly 3C-560.303, Amended

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: 5B-2.010
 RULE TITLE: Special Inspection and Certification Fees

PURPOSE AND EFFECT: The purpose of this rule amendment is to raise the fees charged for samples taken for nematode certification from \$30.00 to \$50.00 per sample and fumigation services for loads exceeding 40 cu. ft. from \$300.00 to \$350.00. There would also be a new fee of \$50.00 plus mileage per inspection charged for follow-up quarantine inspections. The effect will enable the Department to recover the cost of providing the special inspection services associated with nematode certification and fumigations. It will also help to recover the costs of performing numerous inspections on regulated articles that were found to be infested with a plant pest and subsequently quarantined.

SUMMARY: This is an updated schedule of prescribed fees for special inspection and certification services provided by the division, when requested by farmers, growers or other interested parties. This includes, but not limited to special treatments, special pest identifications, special plant identifications, special investigations, and special regulatory activities.

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

Any person who wishes to provide information regarding the statement of estimated regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 570.07(13), (23), 581.031(23) FS.
LAW IMPLEMENTED: 581.031(1), (4), (5), (6), (7), 581.083, 581.101, 581.131, 581.141 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: Connie Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, FL 32614-7100

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-2.010 Special Inspection and Certification Fees.
 Special inspection and certification services that may be provided by the division, when requested by farmers, growers or other interested parties may include special treatments, special pest identifications, special plant identifications, special investigations, and special regulatory activities not otherwise specifically provided for by Chapter 581, F.S. Governmental agencies requesting special inspections or permits for research purposes shall be exempt from fees. The prescribed fees for these special inspections and certifications shall be as follows:

Type of Certificate	Charge	Form
Inspection and state of origin certificate, Phytosanitary export certificate, Phytosanitary reexport certificate. ²	Mileage ¹ and \$50 minimum per inspection.	DACS-08014 ³ , Phytosanitary Export Certificate, Revised 3/05 40/99. DACS-08050 ³ , Inspection and State of Origin Certificate, Revised 7/99. DACS-08166 ³ , Attachment For State Phytosanitary Export Certificate, Revised 10/04 6/99.
Other special inspections. ²	Mileage and \$50 minimum per inspection.	DACS-08211 ¹ , Blueberry Certificate, Revised 8/99. DACS-08212 ³ , Apple Maggot Certificate, Revised 5/05 8/99. DACS-08046 ³ , Mamey Stamp, Revised 5/99. DACS-08213 ³ , Caribfly Fumigation Certificate, Revised 5/05 40/99. DACS-08240 ³ , Cold Treatment-California Caribbean Fruit Fly Quarantine, Revised 5/05 42/99. DACS-08221 ³ , California Hydrilla Quarantine, Revised 5/05 42/99. DACS-08260 ³ , Noxious Weed Certification, Revised 9/99.

Follow-Up Quarantine Inspections. No charge first inspection.	Mileage and \$50 minimum per inspection.	DACS-08001 ³ , Nursery Stock Dealer and Special Inspection Report, Revised 7/05.
Phytosanitary export certificate noncommercial (homeowner plants or homeowner plant products), and temporary certificate of inspection. Cut Flower, cut fern.	Mileage and \$25 minimum per inspection. \$10 per acre per crop. Inspection plus mileage, \$25 minimum.	DACS-08014 ³ , Phytosanitary Export Certificate, Revised 3/05 40/99. DACS-08010 ³ , Temporary Certificate of Inspection, Revised 3/05 7/99. DACS-08289 ³ , Certificate for Cut Foliage, Flowers & Aquatic Plants, Revised 6/05 40/99.
Import inspection for commercial shipments of plants or plant products.	Mileage and \$50 per hour per inspection from time of arrival to departure, \$50 minimum.	DACS-08001 ³ , Nursery, Stockdealer & Special Inspection Report, Revised 7/05 42/99.
Growing season field inspection of bulbs, seed, vegetable and tobacco transplants.	\$10 per acre per inspection plus mileage, \$25 minimum.	DACS-08159 ³ , Growing Season Inspection Report, Revised 10/04 41/99. DACS-08237 ³ , Vegetable Inspection Report, Revised 3/05 40/99.
Witnessing budwood or graftwood cutting.	Mileage and \$5 per 1000 budes cut, \$10 minimum, \$25 maximum.	DACS-08172 ³ , Source Tree Bud Cutting Report, Revised 7/03 40/99. DACS-08111 ³ , Certification to Witness Registered Budwood, Revised 7/03 7/99.
Vegetable transplants, aquatic and annual (bedding) plants (greenhouse, hotbeds, or other growing units).	Mileage and \$25 minimum for first 10,000 square feet of growing unit space or less of additional growing space per inspection.	DACS-08237 ³ , Vegetable Inspection Report, Revised 3/05 40/99. DACS-08289 ³ , Certificate for Cut Foliage, Flowers & Aquatic Plants, Revised 6/05 8/99. DACS-08290 ³ , Tomato/Tobacco Plant Certificate, Revised 8/99.

Nematode Certification.	Mileage and \$50 per sample \$30.	DACS-08038 ³ , Citrus Nursery Stock Inspection Tag, Revised 10/03 7/99. DACS-08048 ³ , Burrowing Nematode Certificate, Revised 9/05 2/00. DACS-08049 ³ , Nematode Certificate of Inspection for Shipping Nursery Stock to California, Revised 11/03 7/99. DACS-08130 ³ , Reniform Nematode Certificate, Revised 10/05 2/00. DACS-08254 ³ , Nematode Certificate of Inspection for Shipping Nursery Stock to California From Stockdealers, Revised 10/04 2/00. DACS-08270 ³ , Consolidation Declaration For Florida, Revised 11/03 42/99.
Fumigation Services.	\$150 per fumigation of loads 40 cu. ft. or less, \$350.00 \$300.00 per fumigation of loads exceeding 40 cu. ft.	DACS-08207 ³ , Request for Fumigation, Revised 4/06 4/99. DACS-08099 ³ , Certificate of Treatment, Revised 6/03 4/00.
Irradiation treatment.	\$200 minimum, \$500 per hour.	
Special Diagnostic fees Entomology.	\$55 per sample.	DACS-08074 ³ , Entomology Specimen Identification, Revised 11/99.
Disease specimens.	\$55 per sample.	DACS-08079 ³ , Plant Pathology Specimen Report, Revised 1/00.
Lettuce mosaic samples.	\$90 per sample (\$180 if found positive).	
Nematology roots and soil.	\$25 per sample.	DACS-08077 ³ , Nematology Specimen Report, Revised 4/03.
Caribbean fruit fly protocol participation.	\$3.50 per acre per month.	DACS-08161 ³ , Application For Participation, Revised 4/06. DACS-08233 ³ , Caribfly Certification Program-Establishment of McPhail Traps, Revised 4/06.

Grades and standards regarding inspections.	Mileage and \$50 per hour per inspector from time of arrival to departure, \$50 minimum.	DACS-08228 ³ Standards-Reggrading Inspection Report, Revised 6/05 10/99.
Permits for importing regulated organisms.	\$12.50 per species not to exceed \$50 per permit.	DACS-08208 ³ , Application and Permit to Move Regulated Organisms, Revised 10/05 04/00.

¹Mileage shall be based on the prevailing state mileage rate.

²There shall be a \$15 charge for each additional phytosanitary export, phytosanitary reexport, inspection and state of origin, and other applicable special inspection certificate written at the same location provided no inspection was made.

³All DACS forms referenced above are supplied by the division and are incorporated herein by reference. Copies of any of these forms may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(23), 581.031(23) FS. Law Implemented 581.031 FS. History—Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.01, Amended 7-27-86, 5-6-87, 11-19-89, 5-17-92, 11-29-95, 4-9-96, 10-8-96, 6-12-00, 3-31-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Danny Phelps, Assistant Bureau Chief of Plant Inspection, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, FL 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Craig Meyer, Deputy Commissioner, Florida Department of Agriculture and Consumer Services, The Capital, 400 South Monroe Street, Tallahassee, Florida 32399

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 28, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 3, 2006

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE CHAPTER NO.: 5L-1
 RULE CHAPTER TITLE: Comprehensive Shellfish Control Code
 RULE NO.: 5L-1.003
 RULE TITLE: Shellfish Harvesting Area Standards

PURPOSE AND EFFECT: This amendment proposes to reclassify shellfish harvesting areas #1212 East Bay Conditionally Approved Section 1 and #1222 East Bay

Conditionally Approved Section 2 in Bay and Gulf County. A sanitary survey has been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommends reclassification of the East Bay shellfish harvesting area.

SUMMARY: The proposed reclassification of the East Bay shellfish harvesting area will not change the size of East Bay Conditionally Approved Section 1. The proposed reclassification of the East Bay shellfish harvesting area will increase the size of East Bay Section 2 conditionally approved area by 1,359 acres, from 2,762 acres to 4,121 acres, remove the current conditionally restricted area of 1,194 acres and decrease the size of the current prohibited areas by 4,669 acres, from 11,852 acres to 7,183 acres. The current management of East Bay Conditionally Approved Section 1 and Section 2 shellfish harvesting areas is seasonal and is based on local rainfall or river discharge. Proposed management of East Bay Conditionally Approved Section 1 and Section 2 shellfish harvesting areas is seasonal and is based on local rainfall or river discharge. The average closure frequency of the 1212 Conditionally Approved East Bay Section 1 is expected to decrease by 2.3 days per month, from 6.7 days to 4.4 days per month. The average closure frequency of the 1222 Conditionally Approved East Bay Section 2 is expected to decrease by 9.9 days per month, from 16.4 days to 6.5 days per month. A sanitary survey has been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommends reclassification of the East Bay shellfish harvesting area.

These amendments place descriptions, references to shellfish harvesting area map numbers and operating criteria for the East Bay shellfish harvesting area #12 in the document Shellfish Harvesting Area Classification Boundaries and Management Plans. This document is hereby incorporated in subsection 5L-1.003(1), F.A.C. Additionally, these amendments provide an illustration of the East Bay shellfish harvesting area classification boundaries in the shellfish harvesting area map #12. This map is hereby incorporated by reference in subsection 5L-1.003(1), F.A.C.

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

Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice. Proposed effective date is June 9, 2006.

SPECIFIC AUTHORITY: 597.020 FS.

LAW IMPLEMENTED: 597.020 FS.

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

DATE AND TIME: Monday, May 8, 2006, 10:00 a.m.
 PLACE: 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida

If accommodation for a disability is needed to participate in this activity, please notify Chris Brooks, Division of Aquaculture, at (850)488-4033 at least seven days before the meeting.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Chris Brooks, Division of Aquaculture, 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301, phone: (850)488-4033

THE FULL TEXT OF THE PROPOSED RULE IS:

5L-1.003 Shellfish Harvesting Area Standards.

(1) The Department shall describe and/or illustrate harvesting areas and provide harvesting area classifications as approved, conditionally approved, restricted, conditionally restricted, prohibited, or unclassified as defined herein, including criteria for opening and closing shellfish harvesting areas in accordance with Chapters II and IV of the National Shellfish Sanitation Program Model Ordinance. Copies of the document Shellfish Harvesting Area Classification Maps, revised _____ September 5, 2005, and the document Shellfish Harvesting Area Classification Boundaries and Management Plans, revised _____ September 5, 2005, containing shellfish harvesting area descriptions, references to shellfish harvesting area map numbers, and operating criteria herein incorporated by reference may be obtained by writing to the Department at 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301.

(2) through (10) No change.

Specific Authority 597.020 FS. Law Implemented 597.020 FS. History—New 1-4-87, Amended 8-10-88, 7-9-89, 12-23-91, Formerly 16R-7.004, Amended 7-3-95, 6-18-97, 7-1-97, 7-22-97, 10-12-97, 12-16-97, 12-28-97, 2-12-98, 2-25-98, 7-1-98, 7-20-98, 11-13-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7.004, Amended 6-19-00, 8-9-00, 10-14-01(1), 10-14-01(1), 8-17-04, 9-28-04, 9-5-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Chris Brooks

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Sherman Wilhelm, Director, Division of Aquaculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 29, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 20, 2006

INDEX OF SHELLFISH HARVESTING AREA CLASSIFICATION MAPS, BOUNDARIES AND MANAGEMENT PLANS

Revised _____ September 5, 2005

Shellfish Harvesting Area Name	Area Number	Map Number(s)	Effective date
Apalachicola Bay System	16	16A, 16B	September 5, 2005
Alligator Harbor	18	18	October 14, 2001
Boca Ciega Bay	42	42	June 18, 1997
Body A	80	80	December 28, 1997
Body B	78	78	February 7, 1996
Body C	77	77A, 77B	January 1, 1994
Body D	76	76	August 1, 1996
Body E	75	75	January 1, 1994
Body F	74	74	April 5, 2000
Cedar Key	30	30	November 5, 1992
Choctawhatchee Bay	06	06	October 14, 2001
Citrus County	37	37	May 6, 1996
Duval County	96	96	January 31, 1996
East Bay	12	12	January 1, 1995
Gasparilla Sound	58	58	January 25, 1996
Horseshoe Beach	25	25A, 25B	March 18, 1999
Indian Lagoon	15	15A, 15B	September 5, 2005
Indian River/St. Lucie	70	70	June 18, 1997
Counties			
Lemon Bay	56	56	July 20, 1998
Lower Tampa Bay	48	48	June 18, 1997
Myakka River	60	60	October 28, 1998
North Bay	10	10	August 17, 2004
North Indian River	72	72	June 18, 1997
North St. Johns	92	92	January 1, 1995
Ochlockonee Bay	20	20	August 17, 2004
Pensacola Bay System	02	02	August 17, 2004
Pine Island Sound	62	62	December 28, 1998
Sarasota Bay	54	54	May 6, 1993
South Banana River	79	79	July 22, 1997
South St. Johns	88	88	December 16, 1997
South Volusia	82	82A, 82B	August 9, 2000
St. Joseph Bay	14	14	November 1986
Suwannee Sound	28	28	February 25, 1998
Ten Thousand Islands	66	66	June 18, 1997
Waccasassa Bay	32	32	November 5, 1992
Wakulla County	22	22A, 22B	August 17, 2004
West Bay	08	08A, 08B	December 28, 1998
Withlacoochee Bay	34	34	November 5, 1992

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-8.028
 RULE TITLE: Reimbursement Premium Formula

PURPOSE AND EFFECT: This rule is promulgated to implement Section 215.555, Florida Statutes, regarding the Florida Hurricane Catastrophe Fund, for the 2006-2007 contract year.

SUMMARY: Proposed amended Rule 19-8.028, F.A.C., establishes the premium formula and adopts the rates for the 2006-2007 contract year.

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

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

SPECIFIC AUTHORITY: 215.555(3) FS.

LAW IMPLEMENTED: 215.555(2), (3), (4), (5), (6), (7) FS.
 REGARDLESS OF WHETHER OR NOT REQUESTED, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 11, 2006, 9:00 a.m. – 12:00 Noon
 PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, FL 32308

Any person requiring special accommodations to participate in this proceeding is asked to advise Patti Elsbernd at least five (5) calendar days before such proceeding. Patti Elsbernd may be reached by telephone at (850)413-1346 or by mail at P. O. Box 13300, Tallahassee, FL 32317-3300.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

- 19-8.028 Reimbursement Premium Formula.
- (1) through (2)(I) No change.
- ~~(m) Section I as described in the Data Call.~~
- ~~(n) Section II as described in the Data Call.~~
- (3)(a) through (h) No change.
- (i) For the 2006-2007 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2006 Ratemaking Formula Report to the State Board of Administration of Florida, March 15, 2006" is hereby adopted and incorporated by reference. The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on April 4, 2006, are hereby adopted and incorporated by reference in Form FHCF-Rates 2006. "Florida Hurricane

Catastrophe Fund Proposed 2006 Rates, March 15, 2006." The forms may be obtained from the Fund's Administrator at the address stated in subsection (5).

(4)(a) Special Circumstances.

1. Allocation of Premium. Premiums paid to the FHCF with reference to property covered by Quota Share Primary Insurance Arrangements, as that phrase is defined in Section 627.351(6)(c)2.a.(I), Florida Statutes, will be allocated by the FHCF between the Insurer and Citizens in accordance with the percentages specified in the Quota Share Primary Insurance Arrangement for the purposes of premium billing, calculating retentions and determining reimbursement payments.

2. Special Rating Circumstances. Section II Exposure. The Premium Formula for policies that, based upon sound actuarial principles, require individual ratemaking and which are not excluded by rule ~~Section II exposure~~ will be based on the use of computer modeling for each individual Company for which it is applicable, i.e. portfolio modeling. ~~Because of the difference in potential loss exposure between Section I and Section II, it is not equitable to apply FHCF rates developed for Section I exposures to Section II exposures. Therefore, The Independent Consultant will recommend guidelines for individual company Section II portfolio reporting and modeling to estimate individual company FHCF expected losses. Individual company FHCF expected losses for portfolio modeling Section II exposures will be loaded for investments and expenses on the same basis as the FHCF premium rates used for non-portfolio modeling Section I exposures, but will also include a loading for the additional cost of individual company modeling. The minimum exposure threshold for FHCF portfolio modeling Section II rating will be sufficient to generate estimated FHCF premium greater than the cost of modeling and other considerations; and will be calculated by the~~ The Independent Consultant will calculate the minimum threshold of Section II exposure required for the separate coverage levels of 45%, 75%, and 90% using the Section I rates established pursuant to subsection (3) herein. The methodology used by the Independent Consultant will be based on sound actuarial principles to establish greater actuarial equity in the premium structure. ~~Companies with exposure meeting the definition of Section II, shall report the said exposure under Section II using Section II reporting specifications.~~

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

3. This subparagraph applies to Companies writing new business on or after June 1 but prior to December 1 of the Contract Year.

a. through (5) No change.

Specific Authority 215.555(3) FS. Law Implemented 215.555(2), (3), (4), (5), (6), (7) FS. History--New 9-20-99, Amended 7-3-00, 9-17-01, 7-17-02, 7-2-03, 7-29-04, 7-17-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jack E. Nicholson, Senior FHCF Officer, Florida Hurricane Catastrophe Fund, State Board of Administration of Florida
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: The Trustees of the State Board of Administration of Florida
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2006
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 23, 2005, Vol. 31, No. 51

LAND AND WATER ADJUDICATORY COMMISSION

River Hall Community Development District

RULE CHAPTER NO.: 42YY-1
RULE CHAPTER TITLE: River Hall Community Development District

RULE NO.: 42YY-1.002
RULE TITLE: Boundary

PURPOSE, EFFECT AND SUMMARY: The purpose of this proposed rule amendment is to expand the boundaries of the River Hall Community Development District (“CDD”), pursuant to Chapter 190, F.S. The Petition, as amended, was filed by the River Hall Community Development District with its registered office located at 2401 River Hall Parkway, Alva, Florida 33920. The Petition, as amended, proposes to modify the land area presently serviced by the District by amending its boundary to add approximately 30 acres of property adjacent to the District. The District currently covers approximately 1,926.03 acres of land and after expansion the District will encompass approximately 1,958.43 acres. Petitioner has written consent to expand the District from the owners of the real property to be added to the District. Pursuant to Section 190.046(1)(e), F.S., the filing of the Petition, as amended, for expansion by the District Board of Supervisors constitutes consent of the landowners.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: In association with the Petition, as amended, the Petitioner has caused a Statement of Estimated Regulatory Costs (“SERC”) to be prepared in compliance with Section 120.541, F.S. The SERC was amended on November 30, 2005. The complete text of the amended SERC is contained at Exhibit “I” to the Petition. By way of summary, the amended SERC estimates the principal individuals and entities likely to be required to comply with the amended rule are the state, Lee County, Florida, the current property owners within the existing District and the landowners within the District’s proposed amended boundary. The amended SERC estimates the type of individuals likely to be affected by the amended rule as landowners within the District’s amended boundary. The amended SERC estimates that rule amendment implementation and enforcement costs to the above-described entities will be minimal, are concurrently budgeted or not burdensome, and/or are offset by the payment of requisite

filing and annual fees; and, estimates there will be no effect on state and local revenues from the proposed amendment of the rule. With respect to an estimate of the transactional costs likely to be incurred by individuals and entities required to comply with the requirements of the rule, the amended SERC indicates that to fund the cost of maintaining infrastructure that the District maintains, operation and maintenance assessments may be imposed on the District property owners. The amended SERC notes, as with the special assessments for infrastructure acquisition and construction, the property owner will be responsible for payment of these assessments on the basis of the amount of benefited property owned. Persons choosing to acquire property in the expansion area will be responsible for such assessments in addition to the taxes or assessments imposed by Lee County or other taxing authorities. In exchange for payment of these assessments, there are potential benefits derived by the future property owners. Finally, the amended SERC concludes that the expansion of the District’s boundary will have no impact on small businesses and should not have negative impact on small cities or counties as the cost to construct the infrastructure is borne entirely by the property owners within the District. Lee County is not a “small” county as defined by Section 120.52, F.S. According to the amended SERC, the SERC analysis is based on data provided by the developer/petitioner and represents the best information available. Other data was provided by Rizzetta & Company and was based on observations, analysis and experience with private development and other community development districts in various stages of existence.

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

DATE AND TIME: Tuesday, May 9, 2006, 10:00 a.m.
PLACE: Room 1802M, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact: Barbara Leighty, (850)487-1884, at least two (2) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Barbara Leighty, Senior Policy Analyst, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884

THE FULL TEXT OF THE PROPOSED RULE IS:

42YY-1.002 Boundary.
The boundaries of the District are as follows:

Parcel in
Sections 25, 26, 27, 34, 35 and 36,
Township 43 South, Range 26 East
Lee County, Florida

A tract or parcel of land lying in Sections 25, 26, 27, 34, 35 and 36, Township 43 South, Range 26 East, Lee County, Florida, said tract or parcel of land being more particularly described as follows:

Beginning at the Southeast ~~corner~~ corner of said Section 34 run N00°59'34"W along the East line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 34 for 2,654.70 feet to the East Quarter Corner of said Section 34; thence run S89°15'30"W along the North line of the South Half (S $\frac{1}{2}$ ~~1/2~~) of said Section 34 for 5,100.92 feet to a point on a non-tangent curve at the intersection with the Easterly line of lands described in a deed recorded in Official Record Book 4107, at Page 886, Lee County Records; thence run northwesterly along said Easterly line and along an arc of curve to the left of radius 240.00 feet (delta 21°30'24") (chord bearing N34°21'11"W) (chord 89.56 feet) for 90.09 feet to a point of tangency; thence run N45°06'23"W along said Easterly line for 156.71 feet to a point of curvature; thence run northwesterly along said Easterly line and along an arc of curve to the left of radius 240.00 feet (delta 06°54'55") (chord bearing N48°33'50"W) (chord 28.95 feet) for 28.97 feet to an intersection with the West line of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of said Section 34; thence run N00°49'55"W along said West line for 2,437.57 feet to the Southwest Corner of said Section 27; thence run N00°49'48"W along the West line of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 27 for 659.59 feet to the Southwest corner of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 27; thence run N89°06'39"E along the South line of the North Half (N $\frac{1}{2}$ ~~1/2~~) of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 27 for 1,318.66 feet to the Southeast corner of the Northeast Quarter (NE $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 27; thence run N00°50'33"W along the East line of said Fraction for 660.48 feet to the Northeast Corner of said Fraction; thence run S89°04'20"W along the North line of said Fraction for 659.26 feet to the Southeast corner of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 27; thence run N00°50'10"W along the East line of said Fraction for 660.23 feet to the Northeast Corner of said Fraction; thence run S89°02'22"W along the North line of said Fraction for 659.19 feet to an intersection with the West line of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 27; thence run N00°49'48"W along said West line for 659.85 feet to the West Quarter Corner of said Section 27; thence run N00°47'16"W along the West line of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of said Section 27 for 1,328.51 feet to an intersection with the Southerly right of way line of State Road

80, (150 feet wide); thence run N77°10'14"E along said Southerly right of way line for 2,020.27 feet to an intersection with the West line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of the Northeast Quarter (NE $\frac{1}{4}$ ~~1/4~~) of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of said Section 27; thence run S00°50'17"E along said West line for 421.56 feet to the Southwest Corner of said Fraction, being designated as POINT "A"; thence run N88°54'52"E along the South line of said Fraction for 658.74 feet to an intersection with the West line of the East Half (E $\frac{1}{2}$ ~~1/2~~) of said Section 27; thence run S00°51'17"E along said West line for 2,065.72 feet to an intersection with the Southwesterly line of Conservation Easement CE-5, described in a deed recorded in Official Record Book 3492, at Page 568, Lee County Records; thence run along said Southwesterly line the following courses: S89°09'06"W for 37.27 feet to a point on a non-tangent curve; northwesterly along an arc of curve to the left of radius 544.11 feet (delta 28°08'56") (chord bearing N29°19'43"W) (chord 264.63 feet) for 267.31 feet to a point on a non-tangent curve; northerly along an arc of curve to the right of radius 76.19 feet (delta 50°10'58") (chord bearing N18°17'17" W) (chord 64.62 feet) for 66.73 feet to a point on a non-tangent curve; and northerly along an arc of curve to the left of radius 294.98 feet (delta 04°38'23") (chord bearing N04°29'11"E) (chord 23.88 feet) for 23.89 feet; thence run S89°59'57"W along a non-tangent line for 290.94 feet to a point on a non-tangent curve and an intersection with the Southerly line of Conservation Easement CE-6, described in a deed recorded in Official Record Book 3492, at Page 568, Lee County Records; thence run along said Southerly line the following courses: southerly along an arc of curve to the left of radius 366.19 feet (delta 02°13'10") (chord bearing S03°58'21"W) (chord 14.18 feet) for 14.19 feet; S69°32'12"W along a non-tangent line for 112.75 feet to a point on a non-tangent curve; southwesterly along an arc of curve to the left of radius 175.00 feet (delta 102°58'00") (chord bearing S52°06'04"W) (chord 273.85 feet) for 314.49 feet; S88°44'23"W along a non-tangent line for 23.42 feet; S71°47'56"W for 48.67 feet; S07°58'00"W for 35.55 feet; S03°55'13"E for 56.03 feet; S23°32'56"W for 47.94 feet; S33°25'14"W for 36.18 feet; S12°58'58"W for 61.88 feet; N86°33'52"W for 89.92 feet; and S82°52'46"W for 49.35 feet; thence run S84°07'47"W along said Southerly line and the extension thereof for 87.43 feet to a point on a non-tangent curve; thence run southeasterly along an arc of curve to the left of radius 700.00 feet (delta 34°14'28") (chord bearing S52°26'02"E) (chord 412.14 feet) for 418.33 feet to a point of tangency; thence run S69°33'15"E for 283.26 feet to a point of curvature; thence run southeasterly along an arc of curve to the right of radius 550.00 feet (delta 53°24'45") (chord bearing S42°53'E) (chord 494.36 feet) for 512.72 feet to a point of tangency; thence run S16°08'30"E for 429.10 feet to a point of curvature; thence run southerly along an arc of curve to the left of radius 700.00 feet (delta 02°04'24") (chord bearing S17°10'43"E) (chord 25.33 feet) for 25.33 feet to an

intersection with the Northerly right of way line of the former Seaboard All Florida Railroad (100 feet wide) and Florida Power & Light Co. Easement (100 feet wide), described in a deed recorded in Deed Book 230, at Page 106, Lee County Records; thence run N89°00'08"E along a non-tangent line and said Northerly right of way line for 112.79 feet to an intersection with the West line of the East Half (E $\frac{1}{2}$ ~~1/2~~) of said Section 27; thence run S00°51'17"E along said West line for 50.00 feet to an intersection with the North line of the South 50 feet of said former Seaboard All Florida Railroad right of way (100 feet wide); thence run N89°00'08"E along said North line for 7,949.61 feet to an intersection with the West line of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 25; thence run N00°33'55"W along said West line for 50.00 feet to an intersection with the Northerly right of way line of the former Seaboard All Florida Railroad (100 feet wide); thence run N89°00'08"E along said right of way line for 5,295.61 feet to an intersection with the East line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 25; thence run S01°39'28"E along said East line for 629.62 feet to the Northeast Corner of said Section 36 being designated as POINT "B"; thence run S00°16'51"E along the East line of the Northeast Quarter (NE $\frac{1}{4}$ ~~1/4~~) of said Section 36 for 2,647.36 feet to the East Quarter Corner of said Section 36; thence run S00°45'42"E along the East line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 36 for 2,644.68 feet to the Southeast Corner of said Section 36; thence run S89°12'27"W along the South line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 36 for 2,644.62 feet to the South Quarter Corner of said Section 36; thence run S89°11'43"W along the South line of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 36 for 2,643.63 feet to the Southeast Corner of said Section 35; thence run S88°54'06"W along the South line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 35 for ~~2,643.62~~ 2,643.62 feet to the South Quarter Corner of said Section 35; thence run S88° 53'41"W along the South line of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 35 for 2,642.70 feet to the POINT OF BEGINNING.

LESS and EXCEPT the following described parcels. From the point designated as POINT "A" run S88°54'52"W along the South line of the Northeast Quarter (NE $\frac{1}{4}$ ~~1/4~~) of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of said Section 27 for 658.74 feet to the Northeast Corner of the Northeast Quarter (NE $\frac{1}{4}$ ~~1/4~~) of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of said Section 27 and POINT OF BEGINNING.

From said Point of Beginning run S00°49'17"E along the East line of said Fraction for 660.13 feet to the Southeast Corner of said Fraction; thence run S88°57'38"W along the South line of said Fraction for 658.93 feet to the Southwest Corner of said Fraction; thence run N00°48'16"W along the West line of said Fraction for 659.60 feet to the Northwest Corner of said Fraction; thence run N88°54'52"E along the North line of said Fraction for 658.74 feet to the POINT OF BEGINNING.

AND

LESS and EXCEPT the following described parcel.

From the point designated as POINT "B" run S88°44'46"W along the South line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 25 for 2,674.22 feet to the South Quarter Corner of said Section 25; ~~thence and POINT OF BEGINNING. From said Point of Beginning~~ run S89°12'44"W along the South line of the Southwest Quarter (SW $\frac{1}{4}$ ~~1/4~~) of said Section 25 for 2,633.46 feet to the Southeast Corner of said Section 26 and the POINT OF BEGINNING; ~~thence~~

From said Point of Beginning run S89°14'15"W along the South line of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 26 for 1,327.50 feet to the Southwest Corner of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of the Southeast Quarter (SE $\frac{1}{4}$ ~~1/4~~) of said Section 26; thence run N00°23'46"W along the West line of said Fraction for 526.48 feet to an intersection with the Southerly right of way line of the former Seaboard All Florida Railroad (100 feet wide); thence run N89°00'08"E along said Southerly right of way line for ~~1,325.98~~ 3,955.59 feet to an intersection with the East line of the Southeast ~~Southwest~~ Quarter (SE $\frac{1}{4}$ ~~SW 1/4~~) of said Section ~~26~~ 25; thence run S00° ~~33~~58' ~~55~~43"E along said East line for ~~531.91~~ 541.54 feet to the POINT OF BEGINNING.

Containing a Total Area of 1958.43 ~~1,926.03~~ Acres, more or less.

Bearings hereinabove mentioned are State Plane for the Florida West Zone (1983/90 adjustment) and are based on the west line of the Northwest Quarter (NW $\frac{1}{4}$ ~~1/4~~) of said Section 34 to bear N00°49'55"W.

Specific Authority 190.005, 190.046 FS. Law Implemented 190.004, 190.005, 190.046 FS. History--New 4-21-05, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission, Room 1801, The Capitol, Tallahassee, Florida 32399-0001

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 3, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 24, 2006

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NO.: 60BB-3.029
RULE TITLE: Public Use Forms

PURPOSE AND EFFECT: This rule sets forth two forms to be used by the Agency for Workforce Innovation in the administration of its Unemployment Compensation Program. AWI Form AWA-01 (Rev. 3/2005) is used to process request for confidential unemployment compensation records and AWI

form ERWC (New 02/06) implements the statutory provisions regarding release of confidential unemployment compensation information in workers' compensation cases set forth in Sections 443.171(5), 443.1715(1), and 443.1715(2)(b)1., Florida Statutes.

SUMMARY: Rule 60BB-3.029, F.A.C., sets forth forms to be used by the Agency for Workforce Innovation to aid in the administration of its Unemployment Compensation Program. AWI Form AWA-01 (Rev. 3/2005) is used to process request for confidential unemployment compensation records and AWI form ERWC (New 02/06) implements the statutory provisions regarding release of confidential unemployment compensation information in workers' compensation cases set forth in Sections 443.171(5), 443.1715(1), and 443.1715(2)(b)1., Florida Statutes.

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

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

SPECIFIC AUTHORITY: 443.1317(1)(b) FS.

LAW IMPLEMENTED: 443.171(5), 443.1715(1), 443.1715(2)(b)1. FS.

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

DATE AND TIME: April 28, 2006, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Workforce Innovation, Caldwell Building, 107 E. Madison Street, Room B-49, Tallahassee, Florida 32399

Any person requiring special accommodations to participate in this hearing is asked to advise the agency at least forty-eight (48) hours before the meeting by contacting: Ms. Nicole Cutchin, (850)245-7150.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Perry, Senior Attorney, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128, (850)245-7150

THE FULL TEXT OF THE PROPOSED RULE IS:

60BB-3.029 Public Use Forms.

(1) The following forms and instructions are used by the Agency for Workforce Innovation in its dealings with the public in the administration of the unemployment compensation program, and are hereby incorporated by reference into this rule:

(a) AWI Form ERWC (New 02/06).

(b) AWI Form AWA-01 (Rev. 3/2005).

(2) These forms may be found at: http://www.floridajobs.org/unemployment/uc_emp_forms.html.

Specific Authority 443.1317(1)(b) FS. Law Implemented 443.171(5), 443.1715(1), 443.1715(2)(b)1. FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE: John Perry, Senior Attorney, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128, (850)245-7150

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mindy Raymaker, Deputy General Counsel, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128, (850)245-7150

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 24, 2006

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-24.003 Notification of Noncompliance

PURPOSE AND EFFECT: The purpose of the proposed rule is to bring the rule into compliance with statutory changes, remove out-dated language, and update references to other Commission rules.

SUMMARY: The rule conforms the Section to current statutory authority, deletes outdated language, and conforms to changes in other referenced existing Commission rules.

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

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

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 120.695, 455.225(3) 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: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-24.003 Notification of Noncompliance.

(1) Pursuant to Sections 455.225(3) and 120.695, F.S., the Commission sets forth below those statutes and rules which are considered minor violations for which the DBPR shall provide a licensee, registrant or permitholder with a notice of noncompliance. A violation is considered a minor violation if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a

significant threat of such harm. The notice of noncompliance shall only be issued for an initial offense of a listed minor violation.

(a) 61J2-3.009(5)(e) – failure to have a distance education correspondence course instructor available.

(b) through (c) No change.

(d) 61J2-5.016 – sales associate salesperson or broker associate broker salesperson serving as officer or director of a registered brokerage corporation.

(e) 61J2-5.019(1) – failure to ensure that the corporation or partnership is properly registered; failure to ensure each officer, director and sales associate salesperson is properly licensed.

(f) through (k) No change.

~~(l) 61J2-10.035 – failure to obtain the seller’s consent to place a “sold” sign on the property prior to closing.~~

(m) through (t) renumbered (l) through (s) No change.

(2) through (3) No change.

Specific Authority 475.05 FS. Law Implemented 120.695, 455.225(3) FS. History–New 1-9-94, Amended 1-1-96, 11-10-97, 6-30-98, 10-25-98, 9-17-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Real Estate Commission

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 6, 2006

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 Dentistry

RULE NO.: 64B5-14.002 RULE TITLE: Prohibitions

PURPOSE AND EFFECT: The Board proposes the amendment to the rule to clarify that a dentist may employ or administer propofol, methohexital, thiopental, or etomidate to a patient only if the dentist possesses a valid general anesthesia permit.

SUMMARY: The rule amendment is to clarify that a dentist must possess a valid general anesthesia permit issued by the Board to administer propofol, methohexital, thiopental, or etomidate to a patient.

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

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

SPECIFIC AUTHORITY: 466.004(4)(m), 466.017(3) FS.

LAW IMPLEMENTED: 466.017(3) 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-14.002 Prohibitions.

(1) through (7) No change.

(8) The following general anesthetic drugs shall not be employed on or administered to a patient by a dentist unless the dentist possesses a valid general anesthesia permit issued by the Board pursuant to the requirements of this chapter: propofol, methohexital, thiopental, or etomidate.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History–New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.02, 21G-14.002, Amended 12-20-93, Formerly 61F5-14.002, Amended 8-8-96, Formerly 59Q-14.002, Amended 3-9-03, 11-4-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 10, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 3, 2006

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-8.021 RULE TITLE: Citations

PURPOSE AND EFFECT: The Board proposed amendment will cite practicing opticianry with a retired status as a violation and will fine accordingly.

SUMMARY: The proposed rule amendment will impose a fine of \$500 against individuals practicing opticianry with a retired license.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 456.077, 484.005 FS.

LAW IMPLEMENTED: 456.035(1), 456.073, 456.077, 484.014 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-8.021 Citations.

(1) through (2) No change.

(3) The Board hereby designates the following as citation violations, which shall result in the indicated penalty:

(a) through (i) No change.

(j) Practicing opticianry with an active or retired status license, so long as the license has been inactive for a period not to exceed two months, pursuant to Section 456.036(1), F.S., \$500.00;

(k) through (n) No change.

(4) through (5) No change.

Specific Authority 456.077, 484.005 FS. Law Implemented 456.035(1), 456.073, 456.077, 484.014 FS. History—New 1-19-92, Amended 5-27-92, Formerly 21P-8.021, Amended 5-2-94, Formerly 61G13-8.021, Amended 12-4-95, Formerly 59U-8.021, Amended 8-6-97, 6-14-01, 8-16-04, 8-28-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 13, 2006

DATE NOTICED OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 17, 2006

DEPARTMENT OF HEALTH

Board of Optometry

RULE NOS.:

64B13-3.006

64B13-3.007

RULE TITLES:

Licenses and Signs in Office

Minimum Procedures for Vision Analysis

64B13-3.009

False, Fraudulent, Deceptive and Misleading Advertising Prohibited; Policy; Definitions; Affirmative Disclosure

64B13-3.012

Prescriptions

PURPOSE AND EFFECT: 64B13-3.006 – To require that the notification that a licensee is not a certified optometrist be in easily readable type size.

64B13-3.007 – To clarify that visual screens for research purposes do not require the minimum procedures set forth in the rule if the patient gives informed consent.

64B13-3.009 – To establish type size in advertisements for free or discounted services.

64B13-3.012 – To add additional information required on prescriptions.

SUMMARY: 64B13-3.006 – It is required that the notification that a licensee is not a certified optometrist be in easily readable type size.

64B13-3.007 – It is clarified that visual screens for research purposes do not require the minimum procedures set forth in the rule if the patient gives informed consent.

64B13-3.009 – Type size in advertisements for free or discounted services is established.

64B13-3.012 – Additional information required on prescriptions is added.

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

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

SPECIFIC AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 456.072(1)(a),(m), 463.002(3), 463.005, 463.011, 463.012, 463.0135, 463.014, 463.016(1)(f),(g),(k) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

64B13-3.006 Licenses and Signs in Office.

(1) No change.

(2) A licensed practitioner who is not a certified optometrist shall display at every location at which he practices optometry a sign in Times New Roman 40 point font size or Courier New 44 point font size, or equivalent size which states:

“I am a Licensed Practitioner, not a Certified Optometrist, and I am not able to prescribe topical ocular pharmaceutical agents.”

Specific Authority 463.005(1) FS. Law Implemented 463.002(3), 463.011 FS. History–New 11-13-79, Amended 3-13-81, 6-29-82, Formerly 21Q-3.06, Amended 12-16-86, 2-13-90, Formerly 21Q-3.006, 61F8-3.006, 59V-3.006, Amended _____.

64B13-3.007 Minimum Procedures for Vision Analysis.

(1) through (6) No change.

(d) Drug therapy and contact lenses research.

(7) No change.

Specific Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0135, 463.016(1)(g), (k) FS. History–New 11-13-79, Amended 4-17-80, 7-29-85, Formerly 21Q-3.07, Amended 7-18-90, Formerly 21Q-3.007, 61F8-3.007, 59V-3.007, Amended 4-3-00, 4-5-04, _____.

64B13-3.009 False, Fraudulent, Deceptive and Misleading Advertising Prohibited; Policy; Definitions; Affirmative Disclosure.

(1) through (7) No change.

(8) Any advertisement for free or discounted services must contain the disclaimer required by Section 456.062, F.S., in Times New Roman 40 point font or Courier New 44 point font, or an equivalent size type.

Specific Authority 463.005 FS. Law Implemented 456.072(1)(a), (m), 463.014, 463.016(1)(f), (g) FS. History–New 11-13-79, Amended 4-17-80, 8-20-81, Formerly 21Q-3.09, Amended 1-8-86, 12-16-86, Formerly 21Q-3.009, 61F8-3.009, 59V-3.009, Amended 1-2-02, _____.

64B13-3.012 Prescriptions.

(1) through (3) No change.

(4) Spectacle and contact lens prescriptions shall include ~~are defined as follows:~~

(a) Spectacle prescriptions:

1. through 3. No change.

4. Prism amount, if necessary,:

5. Multifocal add power, if necessary.

6. Any other information necessary to accomplish the objective of the prescription.

(b) Contact lens prescriptions, including prescriptions for cosmetic, non-corrective lenses, as applicable:

1. through 3. No change.

4. ~~Range of S~~pecific contact lens type/brand,

5. ~~Range of B~~ase curve, if not included in type/brand,

6. ~~Range of D~~iameter, if not included in type/brand,

7. No change.

(5) No change.

Specific Authority 463.005 FS. Law Implemented 463.005, 463.012, 463.0135, 463.016(1)(k) FS. History–New 4-10-84, Formerly 21Q-3.12, Amended 3-4-86, 8-30-87, Formerly 21Q-3.012, 61F8-3.012, Amended 2-5-96, Formerly 59V-3.012, Amended 1-2-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry

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

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

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:

RULE TITLES:

67-51.001

Definitions

67-51.002

Notice of Funding Availability

67-51.003

General Program Restrictions

67-51.004

Application Procedures

67-51.005

Terms and Conditions of Loans

67-51.006

Loan Processing

67-51.007

Fees

PURPOSE AND EFFECT: The purpose of Rule Chapter 67-51, Florida Administrative Code (F.A.C.), is to establish the procedures by which the Florida Housing Finance Corporation shall: administer and implement HAMI Loan Program provisions authorized by Florida Statutes, Section 420.507(41), F.S., and identify the definitions for terms when used in conjunction with the Single Family Revenue Bond Program.

SUMMARY: The proposed Rule prescribes the processes and procedures used for allocating Homeownership Assistance for Moderate Income Loan Program.

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

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

SPECIFIC AUTHORITY: 420.507(12), (24), (41) FS.

LAW IMPLEMENTED: 420.507(41), 420.509(11)(c) FS.

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

DATE AND TIME: May 9, 2006, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, Fifth Floor, Formal Conference Room, 227 North Bronough Street, Tallahassee, FL 32301-1329

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Wallisa Cobb, Single Family Bonds Program Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329, (850)488-4197

THE FULL TEXT OF THE PROPOSED RULES IS:

67-51.001 Definitions.

(1) "Act" means the Florida Housing Finance Corporation Act as found in Chapter 420, Part V, F.S., as amended.

(2) "Corporation" means the Florida Housing Finance Corporation.

(3) "Down Payment Assistance Loan or Loan" means a Florida Homeownership Assistance for Moderate Income Program Loan in the amount up to \$5,000.

(4) "Eligible Borrower" means a person or persons or family or families:

(a) Who intend to permanently reside as a household in the Home as their principal single-family residence;

(b) Whose total annual family income at time of closing is equal to or greater than 80.01 percent of the State or local median income, whichever is greater and does not exceed the income limits set forth by the Single-Family Bond Program ~~115 percent of the local median income limits.~~

(c) Who are participating in the Corporation's Single-Family Bond Program.

(5) "FannieMae" means the Federal National Mortgage Association, a corporation organized and existing under the Federal National Mortgage Association Charter Act, 12 U.S.C. 1716 et seq.

(6) "FHA" means the Federal Housing Administration of the U.S. Department of Housing and Urban Development.

(7) "First Mortgage" means the recorded mortgage secured via the Corporation's First Time Home Buyer Program to which the Down Payment Assistance Loan is subordinated and which is superior to any other lien or encumbrance on the property.

(8) "Freddie Mac" means the Federal Home Loan Mortgage Corporation.

(9) "Home" means a residential unit used as a single-family residence, which is taxed as real property under the laws of the State of Florida and is located within the State, including a condominium unit and a manufactured home meeting conventional or FHA standards, which is acceptable to any insurer providing private mortgage insurance, FHA, VA or RD. The dwelling structure shall consist of two-, three- or four-family dwelling units, one unit of which is to be occupied by the mortgagor of the units and all of which units were first occupied as homes at least five (5) years before the Loan with respect to such Home which:

(a) Is designed and intended primarily for residential housing;

(b) Is determined by a qualified appraisal to have an expected useful life of not less than 30 years or the term of the First Mortgage, whichever is less;

(c) Will be occupied by the owner as his or her principal residence within 60 days after financing is provided.

(d) Has a sales price which does not exceed the Maximum Acquisition Price as defined in subsection 67-51.001(10), F.A.C., of this rule.

(e) Maintains the basic livability of the residence and will not be used for business purposes to generate additional income for the Eligible Borrower (including child care services on a regular basis for compensation) unless such income is used to qualify the borrower for the Loan.

(10) "Maximum Acquisition Price" means the maximum purchase price of a Single Family Residence, as prescribed in IRS Revenue Procedures 2006-17 ~~2004-24~~, hereby incorporated by reference. The Acquisition Price limits are also subject to the FHA/VA/RD limits, hereby incorporated by reference. Copies may be obtained by contacting the Single Family Bonds Program Administrator at 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329.

(11) "Participating Lender" means the entity signing a Master Mortgage Purchase Agreement and the Supplements to the Master Mortgage Purchase Agreement, which by virtue of executing, represents that it is a home mortgage lending institution or entity:

(a) Participating in the local private home lending market;

(b) That is an FHA-approved mortgagee (with direct endorsement underwriting authority preferred), or a VA-approved lender (with automatic approval authority preferred), or an RD approved lender (unless waived by the Corporation or its designee);

(c) That with respect to Conventional Mortgage loans, is a FannieMae or Freddie Mac approved lender in good standing, has errors and omissions coverage of at least \$300,000, has a minimum net worth of \$250,000, and is acceptable to a FannieMae or Freddie Mac PMI Insurer;

(d) Which can make the representations and warranties and covenants set forth in Section 2 of the Mortgage Purchase Agreement; and

(e) Which has agreed to and will originate First Mortgage Loan itself or through correspondent mortgage lending institutions.

(12) "RD" means Rural Development Service (formerly the Farmers Home Administration) of the United States Department of Agriculture.

(13) "Second Mortgage" means the recorded mortgage securing the Down Payment Assistance Loan, which is subordinate only to the lien of the First Mortgage.

(14) "Single-Family Bond Program" means the Single-Family Mortgage Revenue Bond Program implemented pursuant to Rule Chapter 67-25, F.A.C., or any other public or private loan program approved by the Corporation's Board of Directors as a substitute for the Single-Family Mortgage Revenue Bond Program.

(15) "VA" means the Department of Veterans Affairs, an agency of the United States of America.

Specific Authority 420.507(12), (24) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Amended 2-2-05, _____.

67-51.002 Notice of Funding Availability.

~~The Corporation shall publish a notice in the Florida Administrative Weekly announcing its intent to provide funding for qualified mortgage loans under the Single-Family Bond Program and the Down Payment Assistance Loan Program. Such notice shall be published at least sixty (60) days prior to the anticipated availability of Loan funds.~~

Specific Authority 420.507(12), 420.507(24) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Repealed _____.

67-51.003 General Program Restrictions.

Loans will be subject to the following restrictions:

- (1) In no case shall an Eligible Borrower receive more than one Down Payment Assistance Loan or any other second mortgage loan offered by the Corporation.
- (2) Loans shall be made available only to Eligible Borrowers to finance Homes which do not exceed the Maximum Acquisition Price.
- (3) Loans will be serviced by the Corporation or its designated servicer.
- (4) Loans shall be evidenced by a properly executed note as evidence of the indebtedness and shall be secured by a properly executed and recorded mortgage, subject only to the lien of the First Mortgage.
- (5) Prepayment of the Loans shall be permitted without penalty.
- (6) Loans are not assumable.

Specific Authority 420.507(12), 420.507(24) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Repromulgated _____.

67-51.004 Application Procedures.

- (1) Eligible Borrowers shall apply for a Down Payment Assistance Loan with any Participating Lender that is processing the applicant’s First Mortgage ~~Loan~~ application.
- (2) Prior to receiving funding for a Down Payment Assistance Loan, Eligible Borrowers shall meet all eligibility requirements as specified in the Single-Family Bond Program documents as further described in subsection 67-25.006(2), F.A.C.

(3) Eligible Borrowers shall execute a note and mortgage for this Loan.

Specific Authority 420.507(12), 420.507(24) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Amended _____.

67-51.005 Terms and Conditions of Loans.

- (1) All Down Payment Assistance Loans must be in compliance with the Act and shall adhere to the terms and conditions outlined in this Rule Chapter.

(2) The Loan is amortized for a 10-year period with the interest rate to set between a minimum of 3 percent and a maximum interest rate of 10 5 percent, which shall be adjusted to be competitive with market rates.

(3) Repayment is due in the event of sale, transfer, refinancing or failure to occupy the Home as the primary residence without prior approval by the Corporation as outlined in Rule 67-25.014, F.A.C., in which case the Loan is due and payable in full at that time.

(4) The Down Payment Assistance Loan shall be used for down payment and closing costs associated with the purchase of the Home financed with Single-Family Bond Program funds.

Specific Authority 420.507(12), 420.507(24) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Amended _____.

67-51.006 Loan Processing.

(1) All applications and Loans shall be processed by the Participating Lenders in accordance with the Participating Lender’s standard underwriting criteria and any additional criteria imposed by FHA, VA, FannieMae, RD or other parties insuring or guaranteeing the First Mortgage loan.

(2) Loan applications shall be reviewed by the lender originating the First Mortgage on a first-come, first-served basis.

(3) If funds are not available in the full amount of the Loan as requested, the application shall be deferred to a waiting list maintained by the Corporation or its designee on a first-come, first-served basis. Such application shall be considered as soon as sufficient funds become available to finance the Loan.

Specific Authority 420.507(12), 420.507(24) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Repromulgated _____.

67-51.007 Fees.

In connection with the origination of a Down Payment Assistance Loan, the Corporation shall collect from the Eligible Borrower a \$75 application and \$150 servicing fee, payable at the time of application.

Specific Authority 420.507(12), 420.507(24), 420.507(4) FS. Law Implemented 420.509, 420.509(11)(c) FS. History–New 12-7-03, Repromulgated _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Wallisa Cobb, Single Family Bonds Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David R. Westcott, Deputy Development Officer, Homeownership, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 14, 2005, Corporation Board Meeting
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Vol. 32, No. 11, March 17, 2006
 Any person requiring special accommodation at this hearing because of a disability or physical impairment should contact Wallisa Cobb at the above address. If you are hearing or speech impaired, please use the Florida Dual Party Relay system, which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
69A-53	Uniform Fire Safety Standards for Hospitals and Nursing Homes
RULE NOS.:	RULE TITLES:
69A-53.005	Purpose and Scope
69A-53.0051	Definitions
69A-53.0052	Fire Sprinkler Requirements for Nursing Homes
69A-53.0053	State Fire Marshal Nursing Home Loan Guarantee Program: Application Procedures
69A-53.0054	State Fire Marshal Nursing Home Loan Guarantee Program: Eligibility and Coordination of Construction with Loan Requirements

PURPOSE AND EFFECT: To adopt rules providing for requirements and procedures to utilize the nursing home loan guarantee program as required by Section 633.0245(11), F.S.

SUMMARY: Provides requirements and procedures for the loan guarantee program for sprinklers in nursing homes.

SPECIFIC AUTHORITY: 633.01(1), 633.022(1), 633.0245 FS.

LAW IMPLEMENTED: 633.022(4), 633.024, 633.0245 FS.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Regulatory Costs was prepared.

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

IF REQUESTED A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW. (IF A HEARING IS NOT REQUESTED, NO HEARING WILL BE HELD.)

DATE AND TIME: Thursday, May 11, 2006, 9:00 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jim Goodloe, Chief, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, Florida 32399-0342, telephone (850)413-3173, Fax. (850)414-6119, email: Jim.Goodloe@fldfs.com.

Pursuant to the provisions of the Americans with Disabilities Act and Section 286.26, Florida Statutes, any person requiring special accommodations to participate in this program, please advise the Department at least 48 hours before the program by contacting Millicent King, (850)413-3173

THE FULL TEXT OF THE PROPOSED RULES IS:

PART II STATE FIRE MARSHAL NURSING HOME LOAN GUARANTEE PROGRAM FOR INSTALLATION OF FIRE PROTECTION EQUIPMENT

69A-53.005 Purpose and Scope.

This part implements Sections 633.022(4), 633.024, and 633.0245, F.S. (2005), by providing procedures for owners of eligible nursing homes to participate in the State Fire Marshal Nursing Home Loan Guarantee Program, a limited state guarantee program intended to mobilize private funding for the installation of required fire sprinkler systems in unprotected, eligible nursing homes within Florida.

Specific Authority 633.01(1), 633.022(1), 633.0245(11) FS. Law Implemented 633.022(4), 633.024, 633.0245 FS. History—New _____.

69A-53.0051 Definitions.

(1) “Eligible Nursing Home” means a facility that provides nursing services as defined in Chapter 464, F.S., is licensed under part II of Chapter 400, F.S., and is certified by the Agency for Health Care Administration to lack an installed fire protection system as defined in Section 633.021(8), F.S.

(2) “Hazardous area” means each:

(a) Boiler and fuel fired heater room.

(b) Central and bulk laundry more than 100 square feet in area.

(c) Paint shop.

(d) Repair shop.

(e) Soiled linen room.

(f) Trash collection room.

(g) Storage room larger than 50 square feet in area which contain combustible supplies or equipment in quantities deemed hazardous by the authority having jurisdiction, pursuant to the applicable provisions of the Florida Fire Prevention Code adopted in Rule Chapter 69A-60, F.A.C.

(h) Laboratories employing flammable or combustible materials.

(i) Other areas posing a higher degree of hazard than that normally associated with the occupancy as determined by the authority having jurisdiction, pursuant to the applicable provisions of the Florida Fire Prevention Code adopted in Rule Chapter 69A-60, F.A.C.

Specific Authority 633.01(1), 633.022(1), 633.0245(11) FS. Law Implemented 633.022(4), 633.024, 633.0245 FS. History—New _____.

69A-53.0052 Fire Sprinkler Requirements for Nursing Homes.

(1) Section 633.022(4), F.S., mandates that the owner of each eligible nursing home provide protection by the installation of a fire sprinkler system throughout the entire facility in accordance with Chapter Nine (9) of the Florida Edition of NFPA 101, the Life Safety Code, 2003 edition, adopted in Rule 69A-3.012, F.A.C., pursuant to the following schedule:

(a) Each hazardous area of an eligible nursing home shall be protected by an approved fire sprinkler system by no later than December 31, 2008.

(b) Each eligible nursing home, in its entirety, shall be protected by an approved fire sprinkler system by no later than December 31, 2010.

(2) The State Fire Marshal shall, within thirty days of the effective date of this rule, provide written notice to the owner of each eligible nursing home of the requirement for the installation of fire sprinklers pursuant to the schedule provided above. The notice shall include:

(a) The fire sprinkler requirements and the schedule for compliance as listed in this section.

(b) An application for approval of the system and for funding through the State Fire Marshal Nursing Home Loan Guarantee Program.

(3) The Division may grant a maximum of two one-year extensions to the final date of compliance with subsections (1)(a) and (b) above, for the hazardous area portion of the retrofitting project, only after establishing that the nursing home has been prevented from complying for reasons beyond its control. Such reasons may include:

(a) A last-minute, unexpected loss of funding for all or a portion of the project that is unrelated to an action by, or the financial standing of, the nursing home.

(b) Unexpected structural issues with the planned retrofitting of the nursing home that have resulted in a need for additional labor, equipment, planning or funding.

(c) Any other reason the owner can establish that are:

1. Unrelated to either delay or inattention on the part of the owner, and

2. Of sufficient import or magnitude that the project cannot feasibly be completed by the applicable deadline.

(4) A request for extension under subsection (3) must:

(a) Be received by the Division prior to the expiration of the deadline in question,

(b) Be accompanied by sufficient information and data to clearly establish the factual basis for the request, and

(c) Also establish the owner's ability to complete the project by the end of the extension period.

Specific Authority 633.01(1), 633.022(1), 633.0245(11) FS. Law Implemented 633.022(4), 633.024, 633.0245 FS. History—New _____.

69A-53.0053 State Fire Marshal Nursing Home Loan Guarantee Program: Application Procedures.

(1) An owner of an eligible nursing home who wishes to participate in the State Fire Marshal Nursing Home Loan Guarantee Program must make application on Form DFS-K3-1659 which is hereby adopted and incorporated herein, and which may be obtained by contacting the Division of State Fire Marshal, Bureau of Fire Prevention, 200 East Gaines Street, Tallahassee, Florida 32399-0342. The application must be accompanied by the conceptual design documentation for the proposed fire sprinkler system as prepared by or on behalf of a person certified under Section 633.521, F.S.

(2)(a) Upon submission of an application for funding through the Loan Guarantee Program, the State Fire Marshal shall evaluate the proposed fire protection system and determine whether it complies with all applicable fire safety code provisions.

(b) All properly completed applications, which must include acceptable documentation for the conceptual design, for participation in the Nursing Home Loan Guarantee Program must be received by the State Fire Marshal on or before June 30, 2006.

(3) If the proposed fire protection system does not comply with the applicable fire safety code provisions, the Division of State Fire Marshal shall notify the owner in writing of each area of deficiency and the specific code provision governing the deficiency, and shall take no further action until each deficiency has been corrected.

(4) Upon receipt of an application that meets the requirements of this rule chapter and provides for the construction of a fire protection system that complies with the applicable fire safety code provisions, the State Fire Marshal shall issue a conditional approval of the application.

(5) If the loan application is approved for funding pursuant to Section 69A-53.0054, F.A.C., the nursing home owner shall provide the State Fire Marshal with a final set of sealed construction plans for the project, which must be approved by the State Fire Marshal prior to initiation of construction. Installation will then be permitted to commence, so long as all applicable building permits for the project have been issued.

(6) During construction of the fire protection system, the State Fire Marshal shall conduct as many on-site inspections as deemed necessary to ensure that the installation of the required fire sprinkler system is in accordance with the approved plans. All required inspections of the installation must be performed by the State Fire Marshal or by an authorized local fire official. Final approval will be granted only when the system has been installed in accordance with Chapter 69A-46, F.A.C.

(7) The installing contractor shall coordinate all required operational testing with the State Fire Marshal.

(8) The State Fire Marshal shall witness a final operational test of the complete fire sprinkler system prior to issuing final approval.

Specific Authority 633.01(1), 633.022(1), 633.0245(11) FS. Law Implemented 633.022(4), 633.024, 633.0245 FS. History—New

69A-53.0054 State Fire Marshal Nursing Home Loan Guarantee Program: Eligibility and Coordination of Construction with Loan Requirements.

(1)(a) Within 30 days from the effective date of this rule, the Division of State Fire Marshal shall provide the names and addresses of all qualified public depositories in this state to each eligible nursing home.

(b) Upon receipt of a conditionally approved application from the State Fire Marshal, if the nursing home seeks to participate in the State Fire Marshal Nursing Home Loan Guarantee Program, it shall present the loan application to a lender which is a qualified public depository. Approval of an individual loan with an individual nursing home owner is at the discretion of the qualified public depository/lender.

(2) Upon final approval of the loan by the qualified public depository/lender and of the fire protection system by the State Fire Marshal, a limited loan guarantee document will be presented to the qualified public depository/lender. The State's limited loan guarantee will provide for a guarantee of no more than 50 percent of the principal sum loaned by the qualified public depository/lender. The guarantee will not cover late fees, accelerated interest, or other charges assessed as a result of the default of the nursing home owner.

(3) As some installations may be complex and lengthy, a draw program may be required. In such a case, a draw schedule and retainage requirement will be established by the qualified public depository/lender.

Specific Authority 633.01(1), 633.022(1), 633.0245(11) FS. Law Implemented 633.022(4), 633.024, 633.0245 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Randall Napoli, Director, Division of State Fire Marshal, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 5, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 20, 2006

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

RULE NO.:
69L-7.602

RULE TITLE:
Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule

PURPOSE AND EFFECT: The purpose of this rule amendment is to address ministerial changes made to Rule 69L-7.602, F.A.C., and to update the Florida Workers' Compensation Medical EDI Implementation Guide (MEIG), 2006, to reflect its most current edition and additional data reporting requirements. The effect of this rule amendment is to promote compliance by insurers and submitters with the requirements associated with electronic submission, filing, and reporting, as they relate to the Florida Workers' Compensation Medical Services Billing Rule, streamline the application of administrative fines and penalties on insurers for non-compliance, and update relevant reference material to reflect the most current edition.

SUMMARY: Rule amendment reflecting changes and updates to reference materials associated with the Florida Workers' Compensation Medical Services Billing Rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 440.13(4), 440.15(3)(b), (d), 440.185(5), 440.525(2), 440.591, 440.593(5) FS.

LAW IMPLEMENTED: 440.09, 440.13(2)(a), (3), (4), (6), (11), (12), (14), (16), 440.15(3)(b), (d), 440.185(5), (9), 440.20(6), 440.525(2), 440.593 FS.

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

DATE AND TIME: May 8, 2006, 10:00 a.m.

PLACE: Room 104J, Hartman Building, 2012 Capital Circle, S. E., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Don Davis, Division of Workers' Compensation, Office of Data Quality and Collection, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4226, phone (850)413-1711

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

THE FULL TEXT OF THE PROPOSED RULE IS:

69L-7.602 Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule.

(1) No change.

(a) through (c) No change.

(d) "Billing" means the process by which a health care provider submits a claim to an insurer, service company/~~third party administrator (TPA)~~ or any entity acting on behalf of the insurer, to receive reimbursement for medical services provided to an injured employee.

(e) "Catastrophic Event" means the occurrence of an event outside the control of an insurer, submitter, service company/~~third party administrator (TPA)~~ or any entity acting on behalf of the insurer, such as a natural disaster, an act of terrorism (including but not limited to cyber terrorism) or a telecommunications failure, in which recovery time will prevent an insurer, submitter, service company/~~third party administrator (TPA)~~ or any entity acting on behalf of the insurer from meeting the filing and reporting requirements of Chapter 440, F.S., and this rule.

(f) No change.

(g) "Charge Master" means a comprehensive listing of all goods and services for which the hospital or ambulatory surgical center maintains a separate charge with the hospital's or ambulatory surgical center's charges for each of the goods and services, regardless of payer type. The charge master shall be maintained and produced when requested for the purpose of verifying its usual charges pursuant to Section 440.13(12)(d), F.S. "Charge Master" means a comprehensive coded list developed by a hospital or an ambulatory surgical center representing its usual charges for specific services and supplies.

(h) "Claims-Handling Entity File Number" means the number assigned to the claim file by the insurer or service company/~~third party administrator (TPA)~~ for purposes of internal tracking.

(i) No change.

(j) "Date Insurer Paid" or "Date Insurer Paid, Adjusted and Paid, Disallowed or Denied" means the date the insurer, service company/~~third party administrator (TPA), submitter~~ or any entity acting on behalf of the insurer mails, transfers or electronically transmits payment to the health care provider or the health care provider representative. If payment is disallowed or denied, "Date Insurer Paid" or "Date Insurer Paid, Adjusted and Paid, Disallowed or Denied" means the date the insurer, service company/~~third party administrator~~ or any entity acting on behalf of the insurer mails, transfers or electronically transmits the appropriate notice of disallowance or denial to the health care provider or the health care provider representative. See paragraph (5)(l) for the requirement to accurately report the "date insurer paid".

(k) "Date Insurer Received" means the date that a Form DFS-F5-DWC-9, DFS-F5-DWC-10 (or insurer pre-approved alternate form), DFS-F5-DWC-11, DFS-F5-DWC-90 or the electronic form equivalent is in the possession of delivered to, and manually or electronically date stamped by the insurer, service company/~~third party administrator (TPA), submitter~~ or any entity acting on behalf of the insurer. See paragraph (5)(l) for the requirement to accurately report the "date insurer received".

(l) "Deny" means to determine that no payment is to be made for a specific procedure code or other service reported by a health care provider to an insurer, service company/~~third party administrator (TPA)~~ or any entity acting on behalf of the insurer on a bill.

(m) "Department" means Department of Financial Services as defined in Section 440.02(12), F.S. "Division" means the Division of Workers' Compensation (DWC) as defined in Section 440.02(14), F.S.

(n) "Disallow" means to determine that no payment is to be made for a specific procedure code or other service reported by a health care provider to an insurer, service company/~~third party administrator (TPA)~~ or any entity acting on behalf of the insurer for reimbursement, based on identification of a billing error, inappropriate utilization or over utilization, use of an incorrect billing form, only one line-item billed and the bill has an invalid code, or required information is inaccurate, missing or illegible.

(o) "Division" means the Division of Workers' Compensation (DWC) as defined in Section 440.02(14), F.S.

(p)~~(o)~~ "Electronic Filing" means the computer exchange of medical data from a submitter to the ~~Division~~ in the standardized format defined in the Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 2006~~5~~.

(q)~~(p)~~ "Electronic Form Equivalent" means the format, provided in the Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 2006~~5~~, to be used when a submitter electronically transmits required data to the ~~Division~~. Electronic form equivalents do not include transmission by facsimile, data file(s) attached to electronic mail, or computer-generated paper-forms.

(r)~~(q)~~ "Electronically Filed with the Division" means the date an electronic filing has been received by the ~~Division~~ and has successfully passed structural and data-quality edits.

(s)~~(r)~~ "Entity" means any party, involved in the provision of or the payment for medical services, care or treatment rendered to the injured employee, excluding the insurer, service company/~~third party administrator (TPA)~~ or health care provider as identified in this section.

(t)~~(s)~~ "Explanation of Bill Review" (EOBR) means the notice of payment or notice of adjustment and payment, disallowance or denial sent by an insurer, service company/~~third party administrator~~ or any entity acting on

~~behalf of an insurer to a health care provider containing code(s) and code descriptor(s), in conformance with paragraph (5)(o) of this rule codes and written explanation of an insurer's reimbursement decision sent to the health care provider as notice of payment, denial, disallowance or adjustment.~~

~~(u)(t)~~ "Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 2006~~5~~" is the Florida Division of Workers' Compensation's reference document containing the specific electronic formats and data elements required for insurer reporting of medical data to the ~~D~~ivision.

(u) through (y) renumbered (v) through (z) No change.

~~(aa)(z)~~ "Insurer Code Number" means the number the ~~D~~ivision assigns to each individual insurer, self-insured employer or self-insured fund.

(aa) through (ff) renumbered (bb) through (gg) No change.

~~(hh)(gg)~~ "Report" means any form related to medical services rendered, in relation to a workers' compensation injury, which is required to be filed with the ~~D~~ivision under this rule.

~~(ii)(hh)~~ No change.

~~(jj)(ii)~~ "Service Company/Third Party Administrator (TPA) Code Number" means the number the ~~D~~ivision assigns to ~~a service company, adjusting company, managing general agent or each third party administrator, claims administrator or servicing company.~~

~~(kk)(jj)~~ "Submitter" means an insurer, service company/TPA, entity or any other party acting as an agent or vendor on behalf of an insurer, service company/TPA, or ~~any~~ entity to fulfill any insurer responsibility to electronically transmit required medical data to the ~~D~~ivision.

~~(ll)(kk)~~ "UB-92, National Uniform Billing Data Element Specifications as Adopted by the Florida State Uniform Billing Committee, ~~February April 20065~~" (UB-92 manual) is the reference document providing billing and reporting completion instructions for the Form DFS-F5-DWC-90 (UB-92 HCFA-1450, Uniform Bill, Rev. 1992).

(2) No change.

(a) Form DFS-F5-DWC-9 (CMS-1500 Health Insurance Claim Form, Rev. 12/90); ~~Form DFS-F5-DWC-9-A (Completion Instructions for Form DFS-F5-DWC-9); A (comprised of three sets of completion instructions for use by health care providers, ambulatory surgical centers, and work hardening and pain management programs); Rev. 5/26/2005 5-26-05; Form DFS-F5-DWC-10 (Statement of Charges for Drugs and Medical Supplies Form), Rev. 2/14/2006 5/26/2005; Completion Instructions for Form DFS-F5-DWC-10 - A, Rev. 5-26-05; Form DFS-F5-DWC-11 (American Dental Association Dental Claim Form, Rev. 2002); Form DFS-F5-DWC-11-A (Completion Instructions for Form DFS-F5-DWC-11)-A, Rev. 5/May 26/, 2005; Form DFS-F5-DWC-25 (Florida Workers' Compensation Uniform Medical Treatment/Status Reporting Form), Rev. 2/14/2006 5/26/2005); ~~Completion/Submission Instructions for Form~~~~

~~DFS-F5-DWC-25, Rev. May 26, 2005; and Form DFS-F5-DWC-90 (UB-92 HCFA-1450, Uniform Bill, Rev. 1992) are hereby incorporated by reference into this rule.~~

1. A copy of the Form DFS-F5-DWC-9 can be obtained from the CMS web site: <http://www.cms.hhs.gov/forms/>. Completion instructions can be obtained from the Department of Financial Services/Division of Workers' Compensation (DFS/DWC) web site: <http://www.fldfs.com/WC/forms.html#7>.

2. through 4. No change.

5. A copy of the Form DFS-F5-DWC-90 can be obtained from the CMS web site: <http://cms.hhs.gov/forms/>. Completion instructions can be obtained from the UB-92, National Uniform Billing Data Element Specifications as Adopted by the Florida State Uniform Billing Committee (Rev. February April 20065) and subparagraph (4)(d)4.(e)5. of this rule.

(b) No change.

1. No change.

2. The form provides all information required to be submitted to the Division, pursuant to the Florida Medical EDI Implementation Guide (MEIG), 2006, on the Form DFS-F5-DWC-10. Forms DFS-F5-DWC-9, DFS-F5-DWC-11 or DFS-F5-DWC-90 shall not be submitted as an alternate form.

(3) No change.

(a) UB-92, National Uniform Billing Data Element Specifications as Adopted by the Florida State Uniform Billing Committee (Rev. February June 20065). A copy of this manual can be obtained from the Florida Hospital Association by calling (407)841-6230.

(b) The Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 2006~~5~~. The Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 2006~~5~~ can be obtained from the DFS/DWC web site: http://www.fldfs.com/WC/edi_med.html http://www.fldfs.com/WC/pdf/MedDataElecFilingManual2005_5-26-05.pdf.

(c) through (e) No change.

(f) The 2006~~5~~ ICD-9-CM Professional for Hospitals, Volumes 1, 2 and 3, International Classification of Diseases, 9th Revision, Clinical Modification, ~~Sixth Edition~~, Copyright ~~2005 2004~~, Ingenix, Inc.

(g) The Physician ICD-9-CM 2006~~5~~, Volumes 1 & 2, International Classification of Diseases, 9th Revision, Clinical Modification, Copyright ~~2005 2004~~, Ingenix, Inc. American Medical Association.

(h) through (k) No change.

(4) No change.

(a) No change.

(b) Each health care provider is responsible for submitting any additional form completion information and supporting documentation requested, in writing, by the insurer at the time of authorization, or at the time a reimbursement request is received.

(c) Insurers and health care providers shall utilize only the Form DFS-F5-DWC-25 for physician reporting of the injured employee's medical treatment/status. Any other reporting forms may not be used in lieu of or supplemental to the Form DFS-F5-DWC-25.

1. through 2. No change.

(d) 1. through 2. No change.

3. Regardless of the employment arrangement under which the services are rendered or the party submitting the bill, the following health care providers, who render direct billable services for which reimbursement is sought from an insurer, service company/TPA or any entity acting on behalf of the insurer, service company/TPA, shall enter his/her Florida Department of Health license number in Field 33 on the Form DFS-F5-DWC-9:

a. through b. No change.

c. Any licensed non-physician health care providers ~~whose licensure permits independent billing who is seeking reimbursement under his or her license number issued by the Florida Department of Health.~~

4. No change.

a. Inpatient billing – Hospitals shall: in addition to filing a Form DFS-F5-DWC-90, attach an itemized statement with charges based on the facility's Charge Master.

~~I. In addition to filing a Form DFS-F5-DWC-90, attach an itemized statement with charges based on the facility's Charge Master; and~~

~~II. Enter the ZIP Code applicable to the hospital's physical location in Form Locator 84 – 'Remarks', on the DFS-F5-DWC-90. The ZIP Code must be the first entry within the 'Remarks' area when multiple entries are made in Form Locator 84; and~~

b. No change.

I. In addition to filing a Form DFS-F5-DWC-90, enter the CPT, HCPCS, or unique workers' compensation code (provided in the Florida Workers' Compensation Health Care Provider Reimbursement Manual adopted in Rule 69L-7.020, F.A.C.) in Form Locator 44 on the Form DFS-F5-DWC-90, to bill outpatient radiology, clinical laboratory and physical, occupational or speech therapy charges; and

II. Make written entry "scheduled" or "non-scheduled" in Form Locator 84 – 'Remarks' on the DFS-F5-DWC-90, directly after entry of the hospital's physical location ZIP code, when billing outpatient surgery or outpatient surgical services; and Enter a surgical CPT code in Form Locator 44 when billing outpatient surgery or surgical services; and

III. Enter the date of service on Form DFS-F5-DWC-90, in Form Locator 45, for outpatient billing; and

~~III. IV. Attach an itemized statement with charges based on the facility's Charge Master if there is no line item detail shown on the Form DFS-F5-DWC-90; and~~

~~V. Enter the ZIP Code applicable to the hospital's physical location in Form Locator 84 – 'Remarks' on the DFS-F5-DWC-90. The ZIP Code must be the first entry within the 'Remarks' area when multiple entries are made in Form Locator 84.~~

5. Certified, licensed physician assistants, anesthesia assistants and registered nurse first assistants who provide services as a surgical assistant, in lieu of a second physician, on procedures with codes permitting an assistant surgeon-physician shall bill on a Form DFS-F5-DWC-9 entering the CPT code(s) plus modifier(s), which represent the service(s) rendered, in Field 24D, and must enter his/her Florida Department of Health license number in Field 33.

6. Ambulatory Surgical Centers (ASCs) shall bill on a Form DFS-F5-DWC-9 with itemized line-item charges based on the ASC's Charge Master.

7. through 8. No change.

9. No change.

a. through e. No change.

f. Dispensing physicians, physician assistants or ARNPs shall bill by entering code 99070 in Field 24D, on a Form DFS-F5-DWC-9, when supplying over-the-counter drugs and shall submit documentation an invoice indicating the name, dosage, package size and cost of the drug(s).

g. No change.

10. No change.

11. Health care providers receiving reimbursement under any payment plan (pre-payment, prospective pay, capitation, etc.) must accurately complete the Form DFS-F5-DWC-9 and submit the form to the insurer on the date of service. A Form DFS-F5-DWC-9 must be submitted to the insurer within 30 calendar days following the date of each service.

12. Health care providers and other insurer-authorized providers rendering ~~health care~~ services reimbursable under workers' compensation, whose billing requirements are not otherwise specified in this rule (e.g. home health agencies, independent, non-hospital based ambulance services, transportation services, translation services, etc.), shall bill on their invoice or business letterhead. These providers shall not submit the Forms DFS-F5-DWC-9, DFS-F5-DWC-11 or DFS-F5-DWC-90 as an invoice.

(e) No change.

1. Bills shall be legibly and accurately completed by all health care providers, regardless of location or reimbursement methodology, as set forth in this section paragraph.

2. Billing elements required by the Division to be completed by a health care provider are identified in specific Form DFS-F5-DWC-9 – A (completion instructions), available at the following websites:

a. through c. No change.

3. Billing elements required by the Division to be completed for Pharmaceutical or Medical Supplier Billing are identified in specific Form DFS-F5-DWC-10 (completion instructions) available at website: <http://www.fldfs.com/WC/forms.html#7> ~~http://www.fldfs.com/wc/pdf/DWC-10.pdf~~.

4. Billing elements required by the Division to be completed for Dental Billing are identified in specific Form DFS-F5-DWC-11-A (completion instructions), available at website: <http://www.fldfs.com/WC/forms.html#7>.

5. Billing elements required by the Division to be completed for Hospital Billing are identified in the UB-92 Manual and subparagraph (4)(d)4. of this rule.

6. An insurer can require a health care provider to complete additional data elements that are not required by the Division on Forms DFS-F5-DWC-9 or DFS-F5-DWC-11.

(f) Health Care Provider Bill Submission/Filing and Reporting Requirements.

1. through 2. No change.

3. Medical claim form(s) or bill(s) shall be filed by the health care provider with an insurer, service company/TPA or any entity acting on behalf of the insurer, ~~according to the following requirements: The health care provider must submit required documentation that supports the medical necessity of services rendered. This requirement does not apply to Pharmacies, Medical Suppliers, Ambulatory Surgical Centers or Hospitals except as requested in conjunction with an insurer audit.~~

a. Health Care Providers (excluding hospitals):

~~Within 30 calendar days of initial or additional service or treatment and accompanied by required documentation that supports medical necessity. This requirement includes Pharmacies, Medical Suppliers, and Ambulatory Surgical Centers.~~

b. Hospitals:

~~(I) Within 30 calendar days following emergency room or initial outpatient treatment.~~

~~(II) Within 30 calendar days of an injured employee's discharge from an in-patient hospital stay or follow-up outpatient treatment.~~

(5) No change.

(a) An insurer is responsible for meeting its obligations under this rule regardless of any business arrangements with any service company/TPA, submitter or any entity acting on behalf of the insurer under which claims are paid, adjusted and paid, disallowed, denied, or otherwise processed or submitted to the Division.

(b) At the time of authorization for medical service(s) or at the time a reimbursement request is received, an insurer shall notify each health care provider, in writing, of additional form ~~from~~ completion requirements or supporting documentation that are necessary for reimbursement determinations.

(c) No change.

(d) Insurers, service company/TPAs or entities acting on behalf of insurers and health care providers shall utilize only the Form DFS-F5-DWC-25 for physician reporting of an injured employee's medical treatment/status. Any other reporting forms may not be used in lieu of or supplemental to the Form DFS-F5-DWC-25.

(e) Required data elements on Forms DFS-F5-DWC-9, DFS-F5-DWC-10, DFS-F5-DWC-11, and DFS-F5-DWC-90, for both medical only and lost-time cases, shall be filed with the Division within 45-calendar days of insurer, service company/TPA or any entity acting on behalf of the insurer, payment, adjustment and payment, disallowance or denial. This 45-calendar day requirement includes initial submission and correction and re-submission of all errors identified in the "Medical Claim Processing Report", as defined in the Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 20065.

(f) An insurer shall be responsible for accurately completing required data filed with the Division, as of the effective date of this rule, pursuant to the Florida ~~Workers' Compensation~~ Medical EDI Implementation Guide (MEIG), 20065 and subparagraphs (4)(e)2.-5. of this rule.

(g) When an injured employee does not have a Social Security Number or division-assigned number, the insurer must contact the Division via information provided on the following website: <http://www.fldfs.com/WC/organization/odqc.html> (under Records Management) to obtain a division-assigned number prior to submitting the medical report to the Division.

(h) An insurer, ~~or~~ service company/TPA or any entity acting on behalf of an insurer must report to the Division the procedure, diagnosis or modifier code(s) or amount(s) charged, as billed by the health care provider.

(i) An insurer, service company/TPA or any entity acting on behalf of the insurer shall manually or electronically date stamp accurately completed Forms DFS-F5-DWC-9, DFS-F5-DWC-10 (or insurer pre-approved alternate form), DFS-F5-DWC-11, DFS-F5-DWC-90 or a submitter shall ~~date stamp~~ the electronic form equivalent on with the "date insurer received" as defined in paragraph (1)(k) of this rule.

(j) No change.

1. No change.

2. An invalid code is used or a required code is omitted and is the only line-item billed on the form; or

3. Required billing information is illegible, inaccurate, or omitted on the form.

(k) An insurer, service company/TPA or any entity acting on behalf of the insurer shall pay, adjust and pay, disallow or deny billed charges within 45-calendar days from the date insurer received, pursuant to Section 440.20(2)(b), F.S.

(l) In the medical bill claims-handling process, the receipt of medical bills may be based upon receipt by the insurer or there may be an "entity" acting on behalf of an insurer for

purposes of receipt of medical bills. Likewise, the payment of medical bills may be based upon payment by the insurer or there may be an “entity” acting on behalf of an insurer for purposes of payment of medical bills. Therefore, to properly reflect receipt date and payment date of medical bills, the medical bill reporting process must accommodate various receipt and payment options.

1. The receipt and payment option utilized by an insurer and reported to the Division must meet one of the following:

a. Both receipt and payment of medical bills are handled by the insurer. This option may be utilized only when the “date insurer received” is the date the insurer gained possession of the health care provider’s medical bill, and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the insurer. This option may not be utilized when a health care provider is required by the insurer to submit medical billings to any “entity” other than the insurer.

b. Both receipt and payment of medical bills are handled by any “entity” acting on behalf of the insurer. This option may be utilized only when the “date insurer received” is the date the “entity” acting on behalf of the insurer gained possession of the health care provider’s medical bill, and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the “entity” acting on behalf of the insurer. This option may not be utilized when a health care provider is required by the insurer to submit medical billings directly to the insurer.

c. Receipt of medical bills is handled by the insurer and payment of medical bills is handled by the “entity” acting on behalf of the insurer. This option may be utilized only when the “date insurer received” is the date the insurer gained possession of the health care provider’s medical bill, and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the “entity” acting on behalf of the insurer. This option may not be utilized when a health care provider is required by the insurer to submit medical billings to any “entity” other than the insurer.

d. Receipt of medical bills is handled by any “entity” acting on behalf of the insurer and payment of medical bills is handled by the insurer. This option may be utilized only when the “date insurer received” is the date the “entity” acting on behalf of the insurer gained possession of the health care provider’s medical bill, and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the insurer. This option may not be utilized when a health care provider is required by the insurer to submit medical billings directly to the insurer.

2. The insurer must document the option(s) selected in subparagraph (5)(l)1. of this rule, must identify the specific effective date for each option selected, must specify the role of each “entity” acting on the insurers behalf in the option

selected, and must make this written documentation available to the Division for audit purposes pursuant to Section 440.525, F.S. When the insurer selects options b., c., or d. from subparagraph (5)(l)1. of this rule, there must be written documentation from the “entity” acknowledging its responsibilities concerning “date insurer received” and “date insurer paid” for each option. The written documentation maintained by the insurer must identify the applicability of the options selected in sufficient detail to allow verification of the coding of each medical bill under subparagraph (5)(l)4. of this rule.

3. An insurer and entity may select multiple options for medical bill claims handling between the insurer and the entity based on business practices or whether medical bills are submitted to the insurer electronically or on paper.

4. The option in subparagraph (5)(l)1. of this rule selected by the insurer must be identified on each medical report electronic submission to the Division, in accordance with paragraph (6)(e) of this rule, and must utilize the following coding methodology:

a. If the “date insurer received” is the date the insurer gains possession of the health care provider’s medical bill and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the insurer, then Payment Code “x”1 must be transmitted on each individual form-type electronic submission. (“x” must equal ‘R’, ‘M’ or ‘C’ as denoted in Appendix D of the Florida Medical Implementation EDI Guide (MEIG), 2006.) When submitting Payment Code “x”1 to the Division, the insurer is declaring that no “entity” as defined in paragraph (1)(s) of this rule is involved in the medical bill claims-handling processes related to “date insurer received” or “date insurer paid”.

b. If the “date insurer received” is the date the “entity” acting on behalf of the insurer gains possession of the health care provider’s medical bill and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the “entity” acting on behalf of the insurer, then Payment Code “x”2 must be transmitted on each individual form-type electronic submission. (“x” must equal ‘R’, ‘M’ or ‘C’ as denoted in Appendix D of the Florida Medical Implementation EDI Guide (MEIG), 2006.) When submitting Payment Code “x”2 to the Division, the insurer is declaring that the specified “entity” is acting on behalf of the insurer for purposes of the medical bill claims-handling processes related to “date insurer received” and “date insurer paid”.

c. If the “date insurer received” is the date the insurer gains possession of the health care provider’s medical bill and “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the “entity” acting on behalf of the insurer, then Payment Code “x”3 must be transmitted on each individual form-type electronic submission. (“x” must equal ‘R’, ‘M’ or ‘C’ as

denoted in Appendix D of the Florida Medical Implementation EDI Guide (MEIG), 2006.) When submitting Payment Code “x”3 to the Division, the insurer is declaring that no “entity” as defined in paragraph (1)(s) of this rule is involved in the medical bill claims-handling process related to “date insurer received”.

d. If the “date insurer received” is the date the “entity” acting on behalf of the insurer gains possession of the health care provider’s medical bill and the “date insurer paid” is the date the health care provider’s payment is mailed, transferred or electronically transmitted by the insurer, then Payment Code “x”4 must be transmitted on each individual form-type electronic submission. (“x” must equal ‘R’, ‘M’ or ‘C’ as denoted in Appendix D of the Florida Medical Implementation EDI Guide (MEIG), 2006.) When submitting Payment Code “x”4 to the Division, the insurer is declaring that no “entity” as defined in paragraph (1)(s) is involved in the medical bill claims-handling processes related to “date insurer paid”.

(m)(4) An insurer, service company/TPA or any entity acting on behalf of the insurer, when reporting paid medical claims data to the Division, shall report the dollar amount paid by the insurer or reimbursed to the employee for healthcare service(s) or supply(ies). When reporting disallowed or denied charges, the dollar amount paid shall be reported as \$0.00.

(n)(m) An insurer, service company/TPA or any entity acting on behalf of the insurer shall not report as medical payment data, those payments made for failed appointments for scheduled independent medical examinations.

(o)(n) A submitter, filing electronically, shall submit to the Division the Explanation of Bill Review (EOBR) code(s), relating to the adjudication of each line item billed and:

- 1. No change.
- 2. Use the EOBR codes and code descriptors as follows:
 - a. through b. No change.
 - c. 03 Services related to a denied work injury: Form DFS-F2-DWC-12 on file with the Division.
 - d. No change.
 - e. 05 Documentation does not support the level, intensity, frequency, ~~or~~ duration or provision of service(s) billed. (Insurer must specify to the health care provider.)
 - f. through j. No change.
 - k. 11 Reimbursement is based on insurer re-coding. (Insurer must specify to the health care provider.)
 - l. No change.
 - m. 13 Reimbursement is included in the allowance of another service. (Insurer must specify procedure to the health care provider.)
 - n. 14 ~~Hospital~~ Itemized statement not submitted with billing form.
 - o. 15 Invalid ~~procedure~~ code. (Use only when other valid ~~procedure~~ codes are present.)

p. No change.

q. 17 Required supplemental documentation not filed with the bill. (Insurer must specify required documentation to the health care provider.)

r. No change.

s. No change.

t. 20 Other: Unique EOBR code descriptor~~ion~~. Use of EOBR code “20” is restricted to circumstances when an above-listed EOBR code does not explain the reason for payment, adjustment and payment, disallowance or denial of payment. When using EOBR code “20”, an insurer must reflect code “20” and include the specific explanation of the code on the EOBR sent to the health care provider. The insurer, service company/TPA or any entity acting on behalf of the insurer must maintain a standardized EOBR code descriptor~~ion~~ list.

(p)(o) An insurer, service company/TPA, submitter or any entity acting on behalf of the insurer shall make available to the Division and to the Agency, upon request and without charge, a legibly reproduced copy of the electronic form equivalents or Forms DFS-F5-DWC-9, DFS-F5-DWC-10 (or insurer pre-approved alternate form), DFS-F5-DWC-11, DFS-F5-DWC-25, DFS-F5-DWC-90, supplemental documentation, proof of payment, EOBR and standardized EOBR code “20” descriptor~~ion~~ list, and the insurer written documentation required in subparagraph (5)(l)2. of this rule.

(q)(p) An insurer, service company/TPA or any entity acting on behalf of the insurer to pay, adjust and pay, disallow or deny a filed bill shall submit to the health care provider an Explanation of Bill Review, utilizing the EOBR codes and code descriptorsions, as set forth ~~listed~~ in paragraph (o) of this section, and shall include the insurer name and specific insurer contact information. An insurer, service company/TPA or any entity acting on behalf of the insurer shall notify the health care provider of notice of payment or notice of adjustment and payment, disallowance or denial only through an EOBR. An EOBR shall specifically state that the EOBR constitutes notice of disallowance or adjustment of payment within the meaning of Section 440.13(7), F.S. An EOBR shall specifically identify the name and mailing address of the entity the carrier designates to receive service on behalf of the “carrier and all affected parties” for the purpose of receiving the petitioner’s service of a copy of a petition for reimbursement dispute resolution by certified mail, pursuant to Section 440.13 (7)(a), F.S.

(r)(q) No change.

(6) Insurer Electronic Medical Report Filing to the Division.

(a) Effective March 16, 2005, all required medical reports shall be electronically filed with the Division by all insurers.

~~1. Additionally, an insurer shall be responsible for accurately completing the electronic record layout programming requirements for the reporting of the Form DFS-F5-DWC-9 Claim Detail Record Layout – Revision “C”~~

and the Form DFS-F5-DWC-10 Claim Detail Record Layout—Revision “C”, Form DFS-F5-DWC-11 Claim Detail Record Layout—Revision “C” and Form DFS-F5-DWC-90 Claim Detail Record Layout—Revision “C” in accordance with the Florida Workers’ Compensation Medical Implementation Guide (MEIG), 2005, to the Division in accordance with the phase in schedule as denoted below in sub-subparagraphs a., b., and c. of this section. The electronic record layout for Form DFS-F5-DWC-9 in the MEIG, 2005, adds the new field 30A for submission of the pre-payment/employee payment indicator and the new field 31A for submission of the duplicate override indicator and adds the new field 18B for submission of the National Drug Code (NDC) number. The electronic record layout for Form DFS-F5-DWC-10 in the MEIG, 2005, adds the new field 24A for submission of the pre-payment/employee payment indicator and the new field 25A for the submission of the duplicate override indicator and adds a claim detail record layout, which includes form fields 7, 8, 9, 10, 11, 12, 13, 14 and 15 for Section 2—Prescription Drugs. The electronic record layout for Form DFS-F5-DWC-11 in the MEIG, 2005, adds the new field 27A for submission of the pre-payment/employee payment indicator and the new field 28A for submission of the duplicate override indicator. The electronic record layout for Form DFS-F5-DWC-90 in the MEIG, 2005, adds the new field 40A for submission of the pre-payment/employee payment indicator and the new field 41A for submission of the duplicate override indicator. The conversion implementation schedule is as follows:

a. Submitters who have been approved for reporting production data with the Medical Data System (Record Layout—Revision “B”), between August 2, 2004 and November 9, 2004 shall begin testing on December 5, 2005 and shall be in production with the new record layouts no later than January 13, 2006.

b. Submitters who have been approved for reporting production data with the Medical Data System (Record Layout—Revision “B”), between November 10, 2004 and February 28, 2005 shall begin testing on January 16, 2006 and shall be in production with the new record layouts no later than February 24, 2006.

c. Submitters who have been approved for reporting production data with the Medical Data System (Record Layout—Revision “B”), between March 1, 2005 and the effective date of this rule shall begin testing on February 27, 2006 and shall be in production with the new record layouts no later than April 7, 2006.

2. The Division will, resources permitting, allow submitters that volunteer to complete test transmission to production transmission processes earlier than the schedule denoted above. Each voluntary submitter shall have six weeks to complete test transmission to production transmission

processes, for all electronic form equivalents, that comply with requirements set forth in the Florida Workers’ Compensation Medical EDI Implementation Guide (MEIG), 2005.

(b) Required data elements shall be submitted in compliance with the instructions and formats as set forth in the Florida Workers’ Compensation Medical EDI Implementation Guide (MEIG), 2006.

(c) The Division will notify the insurer on the “Medical Claim Processing Report” of the corrections necessary for rejected medical reports to be electronically re-filed with the Division. An insurer shall correct and re-file all rejected medical claim reports to meet the filing requirements of paragraph (5)(e) of this rule.

(d) Submitters who experience a catastrophic event resulting in the insurer’s failure to meet the reporting requirements in paragraph (5)(e) of this rule, shall submit a written request within 15 business days of the catastrophic failure to the Division for approval to submit in an alternative reporting method and an alternative filing timeline. Approval must be obtained from the Division’s Office of Data Quality and Collection, 200 East Gaines Street, Tallahassee, Florida 32399-4226. Approval to submit in an alternative reporting method and an alternative filing timeline shall be granted if a catastrophic event beyond the control of the submitter prevents electronic submission.

(e) Effective September 1, 2006, each insurer shall be responsible for accurately completing the additional electronic Revision C record-layout programming requirements in accordance with the Florida Medical EDI Implementation Guide (MEIG), 2006. The additional requirements include:

1. The electronic record layout in the Florida Medical EDI Implementation Guide (MEIG), 2006, for Form DFS-F5-DWC-10 adds the new Field 16B for submission of the Amount Paid by Insurer.

2. The electronic record layout in the Florida Medical EDI Implementation Guide (MEIG), 2006, amends the Payment Plan Code values in Appendix D for Field 23A on the Form DFS-F5-DWC-9, Field 24A on the Form DFS-F5-DWC-10, Field 24A on the Form DFS-F5-DWC-11, and Field 36A on the Form DFS-F5-DWC-90 in order to collect and specify the insurer’s particular medical bill claims-handling arrangements for “date insurer received” and for “date insurer paid, adjusted and paid, disallowed, or denied” for each individual medical bill form type. The data field name is changed from “Payment Plan Code” to “Payment Code” to reflect these modifications to the values.

3. The designation of the claims-handling arrangement affirms the option selected by the insurer in subparagraph (5)(1) of this rule.

(7) Insurer Administrative Penalties and Administrative Fines for Untimely Health Care Provider-Payment or Disposition of Medical Bills.

(a) ~~Insurer administrative penalties for untimely provider payment or disposition of medical bills.~~ The ~~D~~department shall impose insurer administrative penalties for failure to comply with the payment, adjustment and payment, disallowance or denial requirements pursuant to Section 440.20(6)(b), F.S. Timely performance standards for timely payments, adjustments and payments, disallowances or denials, reported on Forms DFS-F5-DWC-9, DFS-F5-DWC-10, DFS-F5-DWC-11 and DFS-F5-DWC-90, shall be calculated and applied on a monthly basis for each separate form category that was received within a specific calendar month.

(b) ~~Insurer administrative fines for failure to submit, untimely submission, filing and reporting of medical data requirements.~~ Pursuant to Section 440.185(9), F.S., the ~~D~~department shall impose insurer administrative fines for failure to comply with the submission, filing or reporting requirements of this rule. Insurer administrative fines shall be applied as follows:

1. Calculated on a monthly basis for each separate form category (Forms DFS-F5-DWC-9, DFS-F5-DWC-10, DFS-F5-DWC-11, and DFS-F5-DWC-90) received and accepted by the ~~D~~ivision within a specific calendar month; and

2. Insurers are required to report all medical reports timely pursuant to paragraph (5)(e) of this rule. Insurers that fail to submit a minimum of 95% of all medical reports timely are subject to an administrative fine. Each untimely filed medical report which falls below the 95% requirement is subject to the following penalty schedule: Imposed for each failure to file, untimely filed, rejected and not re-submitted, or rejected and re-submitted untimely medical data report according to the following schedule:

- a. 1 – ~~30~~ 45 calendar days late \$~~5~~ 40.00;
- b. ~~31~~ 46 – ~~60~~ 30 calendar days late \$~~1~~ 20.00;
- c. ~~61~~ 90 ~~45~~ calendar days late \$~~25~~ 30.00;
- d. ~~91 or greater~~ 46 – ~~60~~ calendar days late \$~~100~~ 40.00;
- e. ~~61~~ – ~~75~~ calendar days late \$50.00;
- f. ~~76~~ – ~~90~~ calendar days late \$100.00; and
- g. ~~91~~ calendar days or greater \$500.00.

3. Each medical report that does not pass the electronic reporting edits shall be rejected by the Division and considered not filed pursuant to paragraph (5)(e) of this rule. If the medical report remains rejected and not corrected, resubmitted and accepted by the Division for greater than 90 days, an administrative fine shall be assessed in the amount of \$100.00 for each such medical report. Rejected and not resubmitted medical reports will not be included in the 95% timely reporting requirement.

4. Untimely filed medical reports for a given month will be excluded from the administrative fine set forth in subparagraph (7)(b)3. above as falling within the performance standard between 100% and 95% in the following order:

- a. Medical Reports filed 1 – 30 calendar days late: then
- b. Medical Reports filed 31 – 60 calendar days late: then
- c. Medical Reports filed 61 – 90 calendar days late: then
- d. Medical Reports filed 91+ calendar days late.

Specific Authority 440.13(4), 440.15(3)(b), (d), 440.185(5), 440.525(2), 440.591, 440.593(5) FS. Law Implemented 440.09, 440.13(2)(a), (3), (4), (6), (11), (12), (14), (16), 440.15(3)(b), (d), 440.185(5), (9), 440.20(6), 440.525(2), 440.593 FS. History–New 1-23-95, Formerly 38F-7.602, 4L-7.602, Amended 7-4-04, 10-20-05,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Don Davis, Office of Data Quality and Collection, Division of Workers' Compensation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dan Sumner, Assistant Director, Division of Workers' Compensation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 30, 2005

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.:
12A-15.011

RULE TITLE:
Coin-Operated Amusement and
Vending Machines, and Other
Devices

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12A-15.011, F.A.C., published in Vol. 32, No. 2, pp. 83-84, January 13, 2006, issue of the Florida Administrative Weekly.

The Department has withdrawn the proposed change in paragraph (b) of subsection (2) of Rule 12A-15.011, F.A.C., to amend the divisor rate for other items of tangible personal property in counties imposing a 3/4 percent surtax. When adopted, that paragraph will read as follows:

(b) Divisors for counties imposing surtax at the following rates are:

Surtax Rate	Divisor for Food and Beverages	Divisor for Other Items of Tangible Personal Property
No Surtax	1.0645	1.0659
1/4%	<u>1.06655</u> 1.0425	1.0683
1/2%	1.0686	1.0707
3/4%	1.0706	1.0727

1%	1.0726	1.0749
1 1/4%	1.07465	1.0770
1 1/2%	1.0767	1.0791

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-16.008
 RULE TITLE: Public Use Forms

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12A-16.008, F.A.C., published in Vol. 32, No. 2, pp. 84-85, January 13, 2006, issue of the Florida Administrative Weekly.

In response to written comments received from the Joint Administrative Procedures Committee, dated February 8, 2006, the proposed amendments to paragraph (a) of subsection (1) and subsections (2) and (3) of Rule 12A-16.008, F.A.C., have changed, so that, when adopted, that paragraph will read as follows:

(1)(a) The following public use forms and instructions are employed by the Department of Revenue in its dealings with the public in administering the rental car surcharge, as provided in this rule chapter, and the solid waste fees, as provided in Rule Chapter 12A-12, F.A.C. These forms are hereby incorporated by reference in this rule.

* * *

Form Number	Title	Effective Date
(2) DR-15SWCS DR-15SW	Solid Waste and Surcharge Return (DR-15SW) (R. 01/06 01/05)	<u>06/05</u>
(3) DR-15SWN	Instructions for 2005 DR-15SW Solid Waste and Surcharge Returns (R. 01/06 01/05)	<u>06/05</u>

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-302.111
 RULE TITLE: Early Termination of Supervision

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 34, August 26, 2005, and Vol. 31, No. 43, October 28, 2005, Florida Administrative Weekly, has been withdrawn.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER NO.: 40D-4
 RULE CHAPTER TITLE: Individual Environmental Resource Permits

RULE NO.: 40D-4.021
 RULE TITLE: Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 9, Pages 861 and 862, on March 4, 2005, and as noticed for change in Vol. 31, No. 18, Pages 1695 and 1696, on May 6, 2005, in the Florida Administrative Weekly has been withdrawn. The proposed rule would have modified two definitions in the rule.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.001
 RULE TITLE: Qualification for Certification

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. 51, of the December 23, 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:

1. The last sentence of subsection (1)(a) is omitted.

In addition, the Specific Authority shall read: 489.108, 489.111 FS; and the Law Implemented shall read: 489.105, 489.109 FS. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tim Vacarro, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-9.0051
 RULE TITLE: Retired Status Fee

NOTICE OF CORRECTION

A Notice of Change for the above proposed rule was published in the March 31, 2006, issue of the Florida Administrative Weekly, Vol. 32, No. 13. Corrections to the Notice of Change are needed, as follows:

1. The proposed rule was published in the March 3, 2006 issue of the Florida Administrative Weekly.

The foregoing changes do not affect the substance of the proposed rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NOS.:	RULE TITLES:
64B9-17.001	Statement of Intent of Purpose
64B9-17.002	Definitions
64B9-17.003	Competency and Knowledge Requirements

SECOND NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed rule, published in Vol. 31, No. 11 of the March 18, 2005 issue of the Florida Administrative Weekly. The changes reflect several additional amendments to the proposed rule that have been made since a Notice of Change was published in Vol. 31, No. 34 of the November 4, 2005 issue of the Florida Administrative Weekly. These additional changes were made to address concerns expressed by the Joint Administrative Procedure Committee and by parties affected by the proposed rules. The additional changes were approved by the Board at its February 8, 2006 meeting. After the changes are made to the affected parts of the rule, those parts of the rule will read as follows:

Subsection (2) of Rule 64B9-17.001 will now read as follows:

(2) The purpose of this rule is to protect the public by ensuring that competent registered nurses administer conscious sedation and deep sedation. The rule sets out the education and/or competency verification necessary to administer medications for conscious sedation and deep sedation under specific conditions. Pursuant to Section 464.018(1)(h), F.S., the act of administering medications for conscious sedation by a registered nurse without the education and verification of competency outlined in this rule would constitute unprofessional conduct and would also be a violation of Section 464.018(1)(j) and (n), F.S. Further, this rule is beyond the scope of practice for the licensed practical nurse or the tasks allowed for unlicensed assistive personnel. The administration of medications via any route for the purpose of general anesthesia or medications that the manufacturer package insert indicates should be administered only by

persons trained in the administration of anesthesia is not within the scope of registered nursing or licensed practical nursing practice.

Subsections (2), (4) and (5) of Rule 64B9-17.002 will now read as follows:

(2) For purposes of this rule, institution means a hospital or ambulatory surgery center licensed under provisions of Chapter 395, F.S., a physician office setting, clinic, or any other setting in which conscious sedation is utilized. A hospice is a program which is licensed under Part VI of Chapter 400, F.S., and which may provide palliative care using conscious sedation. It would be a violation of this rule for any registered nurse to administer medications for conscious sedation in any other setting that is not appropriately licensed or registered, to the extent required by state law, to enable surgical procedures to take place in that setting.

(4) The manufacturer package insert is a document required and approved by the Food and Drug Administration in accordance with 21 CFR 201-1-201-317. The purpose of the insert is to advise the practitioner of the conditions under which the drug should be prescribed; the disorders it is recommended to relieve; the precautionary measures which should be observed, and warnings of adverse effects that may result.

(5) Medications used to achieve conscious sedation include benzodiazepines, opioids, dissociative agents, sedatives, and hypnotics and should be given, in accordance with the manufacturer package insert, in small, incremental doses that are titrated to the desired endpoints of analgesia and sedation. Sufficient time must elapse between doses to allow the effect of each dose to be assessed before subsequent drug administration. The administration of these medications alone or in combination may produce profound synergistic effects.

Subsections (1)(c), (d), (i) and (j) of Rule 64B9-17.003 will now read as follows:

(c) The registered nurse must have successfully completed a program in conscious sedation developed by the institution or by an approved continuing education provider. The content of that program must, at a minimum, be four hours in length, contain information on the definitions, knowledge, education and competency requirements in this rule, including the continuum of levels of sedation, and on drugs used during conscious sedation, including reversal agents, their actions, side-effects and untoward effects, manufacturer package insert, and assessment and monitoring of the patient receiving the medication. The program must also address recognition of emergency situations, institution of appropriate nursing interventions, and evaluation of physiologic measurements, such as respiratory rate, oxygen saturation, blood pressure, cardiac rate and rhythm, and the patient's level of consciousness.

(d) The registered nurse administers medications to achieve conscious sedation by executing the order of a qualified anesthesia provider or physician licensed under Chapter 458 or 459, F.S. Although the determination of medical dosage and the patient's medical status is a medical decision, the registered nurse has the right and the obligation to question orders and decisions which are contrary to acceptable standards of nursing practice, to refuse to participate in procedures which may result in harm to the patient, and to refuse to administer or continue to administer medications in amounts that may induce general anesthesia or that may lead to respiratory or cardiovascular compromise.

(i) The institution must have written protocols in place to include, but not be limited to: patient monitoring and devices to be utilized, drug administration, location and availability of manufacturer package inserts for medication to be used in conscious sedation, directions for dealing with potential complications or emergency situations, and availability of a physician. These protocols must be reviewed at frequent intervals to assure that they are within current and accepted standards of practice. The frequency of review should be consistent with review of other policies in the institution or practice setting.

(j) The institution must have a mechanism for determining and documenting education/training, clinical competency, and a process for documenting the individual's demonstration of knowledge, skills, and ability related to management of patients during conscious sedation. Both evaluation and documentation of competence shall be done on an annual basis and within current and expected standards of nursing practice and within parameters established in manufacturer package inserts for medications used for conscious sedation.

A newly added subsection (2) will read as follows:

(2) In a hospice program, a registered nurse may administer medications to achieve conscious sedation for palliative care provided the registered nurse has completed the knowledge, education and competency requirements in this rule and may manage patients who are receiving conscious sedation.

(a) The registered nurse administers medications only in dosages titrated to achieve conscious sedation for palliative care.

(b) The registered nurse must have successfully completed a program in conscious sedation developed by the institution or by an approved continuing education provider. The content of that program must, at a minimum, be four hours in length, contain information on the definitions, knowledge, education and competency requirements in this rule, including the continuum of levels of sedation, and on drugs used during conscious sedation, including reversal agents, their actions, side-effects and untoward effects, manufacturer package insert, and assessment and monitoring of the patient receiving the medication. The program shall be appropriate to palliative care

and must also address recognition of emergency situations, institution of appropriate nursing interventions, and evaluation of physiologic measurements, such as respiratory rate, oxygen saturation, blood pressure, cardiac rate and rhythm, and the patient's level of consciousness.

(c) The registered nurse administers medications to achieve conscious sedation by executing the order of a qualified anesthesia provider or physician licensed under Chapter 458 or 459, F.S. Although the determination of medical dosage and the patient's medical status is a medical decision, the registered nurse has the right and the obligation to question orders and decisions which are contrary to acceptable standards of nursing practice, to refuse to participate in procedures which may result in harm to the patient, and to refuse to administer or continue to administer medications in amounts that may induce general anesthesia or that may lead to respiratory or cardiovascular compromise.

(d) The institution must have written protocols in place to include, but not be limited to: drug administration, location and availability of manufacturer package inserts for medication to be used in conscious sedation, and availability of a physician. These protocols must be reviewed at frequent intervals to assure that they are within current and accepted standards of practice. The frequency of review should be consistent with review of other policies in the institution or practice setting.

(e) The institution must have a mechanism for determining and documenting education/training, clinical competency, and a process for documenting the individual's demonstration of knowledge, skills, and ability related to management of patients during conscious sedation. Both evaluation and documentation of competence shall be done on an annual basis and within current and expected standards of nursing practice and within parameters established in manufacturer package inserts for medications used for conscious sedation.

Subsections (2), (3) and (4) shall be renumbered as subsections (3), (4) and (5).

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

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.:
64B12-8.020

RULE TITLE:
Disciplinary Guidelines

NOTICE OF CORRECTION

A Notice of Change for the above proposed rule was published in the March 31, 2006, issue of the Florida Administrative Weekly, Vol. 31, No. 13. A correction is needed, as follows:

The header should read "DEPARTMENT OF HEALTH".

The foregoing change does not affect the substance of the proposed rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3253

DEPARTMENT OF HEALTH

Board of Optometry

RULE NOS.:	RULE TITLES:
64B13-3.006	Licenses and Signs in Office
64B13-3.007	Minimum Procedures for Vision Analysis
64B13-3.008	Corporate, Lay, and Unlicensed Practice of Optometry Prohibited
64B13-3.009	False, Fraudulent, Deceptive and Misleading Advertising
64B13-3.012	Prohibited; Policy; Definitions; Affirmative Disclosure Prescriptions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 31, No. 40, October 7, 2005 issue of the Florida Administrative Weekly have been withdrawn.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-12.002	General Methods of Taking Game; Prohibitions

NOTICE OF CHANGES TO PROPOSED RULE

The Fish and Wildlife Conservation Commission announces a change to the above-referenced proposed rule, as a result of comments provided by the staff of the Joint Administrative Procedures Committee of the Florida Legislature. The change makes a slight change to clarify the wording of the prohibition of the possession of firearms during crossbow season to apply "while crossbow hunting." The rule as changed will now read as follows:

68A-12.002 General Methods of Taking Game; Prohibitions.

- (1) through (2) No change.
- (3) Game birds, crows or game mammals may be taken with any of the following:
 - (a) through (c) No change.
 - (d) Bow or crossbow.

1. The possession or use of arrows having explosive or drug-administering heads while hunting is prohibited.

2. Any arrow used in the hunting of deer, hog or turkey shall be equipped with a broadhead that has a minimum of two sharpened edges with a minimum width of 7/8 inches.

3. Hunting with a bow equipped with sights or aiming devices with electronic computational capabilities or light projection (laser) features during any archery season is prohibited.

4. No person shall possess any firearm or crossbow while archery hunting during any special archery season.

5. No person shall possess any firearm while crossbow hunting during any crossbow season.

- (e) No change.
- (4) through (9) No change.

PROPOSED EFFECTIVE DATE: July 1, 2006.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-4-81, 11-17-81, 6-21-82, 7-1-83, 7-1-84, 7-1-85, Formerly 39-12.02, Amended 6-1-86, 4-11-90, 4-14-92, 4-20-93, 3-1-94, 3-30-95, 4-1-96, 12-28-98, Formerly 39-12.002, Amended 7-1-05, 7-1-06.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-25.003	Taking and Disposal of Nuisance-Alligators Statewide

NOTICE OF CHANGES TO PROPOSED RULE

The Fish and Wildlife Conservation Commission announces a change to the above-referenced proposed rule, as a result of comments provided by the staff of the Joint Administrative Procedures Committee of the Florida Legislature. The proposed new language for subsection (3) of the rule is being withdrawn. Also, be advised that FWC Form 1002AT (2-06), incorporated by reference into the rule, has been changed to delete social security numbers as a required element of the form. The rule as changed will now read as follows:

68A-25.003 Taking and Disposal of Nuisance-Alligators Statewide.

(1) Only persons under contract with the Commission as nuisance alligator trappers, or their agents and assistants, who have been approved ~~No person other than nuisance alligator trappers designated~~ by the executive director, or his designee, and licensed in accordance with Section 372.6673, F.S., shall take, possess and kill nuisance alligators as authorized by permit herein. ~~No nuisance alligator trapper shall take, possess or kill any alligator except as authorized herein.~~

(2) Persons may apply for nuisance alligator contracts by completing and submitting a Nuisance Alligator Trapper Application (FWC Form 1002AT (2-06)), incorporated by reference herein. ~~Qualification and liability of nuisance alligator trappers:~~

(a) Shall reside in the region where the nuisance alligator trapper is authorized to take, possess or kill alligators.

(b) Shall possess the experience and ability to handle wild alligators.

~~(c) Shall be capable of supplying all equipment necessary to take alligators.~~

~~(d) Shall have sufficient time to adequately and efficiently take designated alligators.~~

~~(e) Shall not have been convicted of violating any law or rule relating to the illegal taking of crocodilians within five years of the date of application, or within ten years of the date of application if such conviction involved endangered crocodilians.~~

~~(f) Shall assume personal liability for health, welfare and safety while acting as a nuisance alligator trapper.~~

~~(g) Those persons employed by alligator farms or engaged in alligator farming shall not be eligible to participate as a nuisance alligator trapper. However, nothing herein shall prohibit the employment of nuisance alligator trappers by alligator farm permittees for the taking of alligators or alligator eggs from the wild in accordance with Commission rules.~~

~~(3) Selection and review:~~

~~(a) Applicants and qualifications for appointment shall be reviewed by a selection board appointed in each region by the executive director. The board shall conduct a personal interview and consider each applicant's qualification and personal background. The names of those applicants nominated by the board shall be submitted to the executive director for final consideration and appointment. The number of appointments shall be based on need.~~

~~(b) Selected nuisance alligator trappers shall enter into a contract and be licensed as an alligator trapper under Section 372.6673, F.S., to take and possess alligators in accordance with this rule.~~

~~(4) Conditions governing operations of authorized nuisance alligator trappers:~~

~~(a) The nuisance alligator trapper will be issued a permit assigning in writing a specific nuisance alligator complaint by the designated regional coordinator. Only the alligator(s) specifically designated in the nuisance alligator complaint may be taken. No nuisance alligator trapper shall possess any live alligator for more than 24 hours except as directed by the coordinator.~~

~~(b) When warranted under exigent circumstances or when immediate attention is required, the regional coordinator may authorize a nuisance alligator trapper to relocate an alligator less than four feet in length.~~

~~(c) Nuisance alligator trappers may collect oviducal eggs from gravid nuisance alligators and the orphaned eggs from the nests of female nuisance alligators, as authorized by the Commission, for the transfer of said eggs to alligator farms permitted as eligible to receive eggs and hatchlings from the wild pursuant to Rule 68A-25.004, F.A.C.~~

~~(d) No alligator shall be taken by the use or aid of a firearm without specific written authorization or without authorization by a Commission law enforcement officer at the scene.~~

~~(e) An alligator CITES tag furnished by the Commission shall be locked through the skin of the alligator within six (6) inches of the tip of the tail immediately upon killing. The identifying alligator CITES tag shall remain attached to the alligator hide until the hide is tanned, taxidermy mounted, or exported from the state. CITES tags shall be used only one time, and the possession of any alligator hide not tagged as prescribed herein is prohibited, and such hide shall be subject to seizure and forfeiture to the Commission under the provisions of Section 372.73, F.S.~~

~~(f) An alligator harvest report form (FWC Form 1001AT, incorporated by reference herein, effective April 30, 2000) provided by the Commission shall be completed by the trapper within 24 hours of taking each alligator and prior to the transfer of the carcass to another person. The trapper shall submit a legible copy of each completed alligator harvest report form to the Commission's Tallahassee Office, 620 South Meridian Street, Tallahassee, FL 32399-1600 for receipt by January 15 of the following year.~~

~~(g) All unused CITES tags must be returned by the permittee to the Commission's Tallahassee Office, 620 South Meridian Street, Tallahassee, FL 32399-1600, by January 15 of the following year. It shall be a violation of this section for any person to possess any unused CITES tag(s) from the previous year after January 15.~~

~~(h) Five dollars (\$5) shall be expended by the Commission or its designee on marketing and education for each CITES tag used under the provisions of this rule contingent upon an annual appropriation by the legislature for marketing and education activities.~~

~~(i) The meat from alligators taken that is not discarded shall be processed or sold in accordance with Rule 68A-25.052, F.A.C.~~

~~(j) Each nuisance alligator trapper may have up to three alligator trapping agents, licensed under Section 372.6673, F.S. Such agents are authorized to conduct nuisance alligator trapping activities under the direction of the nuisance alligator trapper. Such activities may be performed by the agents in the absence of the nuisance alligator trapper.~~

~~(k) Each nuisance alligator trapper may have assistant trappers to assist in the taking of nuisance alligators. Assistant trappers shall be licensed as alligator trapper agents under Section 372.6673, F.S., and shall work in the direct supervision and in the immediate presence of the nuisance alligator trapper. Activities of the assistant trapper shall be limited to nuisance alligator removal on public waters.~~

~~(l) The nuisance alligator trapper shall be held accountable for the conduct of his agents and assistant trappers. Any confirmed misconduct may result in termination of the nuisance alligator trapper's contract or the revocation of the nuisance alligator trapper's or agents' licenses as prescribed by Rule 68A-5.004, F.A.C.~~

~~(m) CITES tags shall remain the property of the Commission until affixed as provided herein. No person except an authorized nuisance alligator trapper and his agents shall possess any unused CITES tag at any time, and such nuisance alligator trapper shall insure that all CITES tags issued to him shall remain in his or his agents' possession.~~

~~(n) Assignments of alligators to be taken and the issuance of CITES tags to a nuisance alligator trapper shall be discontinued upon receipt of verified information and belief by the executive director that the nuisance alligator trapper has:~~

- ~~1. Attempted to generate alligator complaints;~~
- ~~2. Taken alligators in excess of authorization;~~
- ~~3. Failed to promptly respond to an assigned complaint;~~
- ~~4. Been convicted of a violation of any regulation concerned with the commercialization of wildlife or freshwater fish;~~

~~5. Violated any portion of this rule, or~~

~~6. Demonstrated an inability to carry out the assigned duties as required by contract or rule. Following a review by the appropriate regional review board in which the alleged misconduct is confirmed, the contract of the nuisance alligator trapper shall be breached and terminated.~~

~~(5) Sale of alligator parts: Parts of alligators may only be sold in accordance with Rules 68A 25.002 and 68A 25.052, F.A.C.~~

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.6672, 372.6673 FS. History—New 8-1-79, Amended 10-23-79, 6-22-80, 6-4-81, 6-21-82, 7-1-85, Formerly 39-25.03, Amended 6-1-86, 12-23-87, 5-5-88, 2-14-89, 4-11-90, 4-14-92, 3-30-95, 4-1-96, Formerly 39-25.003, Amended 4-30-00, 12-16-03, _____.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: 690-149.037 RULE TITLE: Calculation of Premium Rates

SECOND 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. 32, No. 3, February 13, 2006, and published in Vol. 32, No. 9, March 16, 2006, of the *Florida Administrative Weekly*. These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee. Proposed Rule paragraph 690-149.037(4)(b), is changed to read:

(b) CARES. Small group standard and basic product rates must be filed on a 2-50 life basis using the Rate Collection Systems (CARES), Form OIR-B2-CARES (Rev. 9/19/05), which is hereby adopted and incorporated by reference.

The remainder of the rule reads as previously published.

**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 NO.: 53ER06-19 RULE TITLE: Instant Game Number 644, CASH BONANZA

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 644, "CASH BONANZA," 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 and size 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:

53ER06-19 Instant Game Number 644, CASH BONANZA.

(1) Name of Game. Instant Game Number 644, "CASH BONANZA."

(2) Price. CASH BONANZA lottery tickets sell for \$10.00 per ticket.

(3) CASH BONANZA 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 CASH BONANZA lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

1	2	3	4	5	6
ONE	TWO	THREE	FOUR	FIVE	SIX
7	8	9	10	11	12
SEVEN	EIGHT	NINE	TEN	ELEVN	TWELV
13	14	15	16	17	18
THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN
19	20	21	22	23	24
NINTN	TWENTY	TWYONE	TWYTWO	TWYTHR	TWYFOR
25	26	27	28	29	
TWYFIV	TWYSIX	TWYSVN	TWYEGT	TWYNIN	



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

1	2	3	4	5	6
ONE	TWO	THREE	FOUR	FIVE	SIX
7	8	9	10	11	12
SEVEN	EIGHT	NINE	TEN	ELEVN	TWELV
13	14	15	16	17	18
THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN
19	20	21	22	23	24
NINTN	TWENTY	TWYONE	TWYTWO	TWYTHR	TWYFOR
25	26	27	28	29	
TWYFIV	TWYSIX	TWYSVN	TWYEGT	TWYNIN	

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

\$5.00	\$10.00	\$15.00	\$20.00	\$25.00	\$40.00
FIVE	TEN	FIFTEEN	TWENTY	TWY FIV	FORTY
\$50.00	\$100	\$200	\$500	\$1,000	\$10,000
FIFTY	ONE HUN	TWO HUN	FIVE HUN	ONE THO	TEN THO
\$250,000					
TWO FTY THO					

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to twenty matching sets of numbers. The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$10,000, and \$250,000.

(b) A ticket having a "WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$50.00.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 644 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 47 POOLS OF
		PER POOL	TICKETS
\$5 x 2	\$10	15.00	376,000
\$10	\$10	30.00	188,000
\$5 x 3	\$15	30.00	188,000
\$15	\$15	30.00	188,000
\$5 x 4	\$20	20.00	282,000
\$10 x 2	\$20	30.00	188,000
\$20	\$20	60.00	94,000
\$5 x 8	\$40	266.67	21,150
(\$5 x 4) + (\$10 x 2)	\$40	300.00	18,800
\$10 x 4	\$40	300.00	18,800
\$15 + \$25	\$40	300.00	18,800
\$40	\$40	480.00	11,750
\$50 (MONEYBAG)	\$50	120.00	47,000
\$5 x 20	\$100	300.00	18,800
\$25 x 4	\$100	1,200.00	4,700
(\$10 x 6) + \$40	\$100	480.00	11,750
\$20 x 5	\$100	600.00	9,400
\$100	\$100	2,400.00	2,350
\$10 x 20	\$200	1,500.00	3,760
(\$10 x 10) + (\$20 x 3) + \$40	\$200	1,714.29	3,290
\$20 x 10	\$200	2,400.00	2,350
(\$25 x 4) + (\$50 x 2)	\$200	3,000.00	1,880
\$200	\$200	12,000.00	470
\$25 x 20	\$500	4,000.00	1,410
\$50 x 10	\$500	4,800.00	1,175
(\$20 x 5) + (\$25 x 12) + (\$50 x 2)	\$500	4,000.00	1,410
\$100 x 5	\$500	12,000.00	470
\$500	\$500	24,000.00	235
\$50 x 20	\$1,000	13,333.33	423
\$100 x 10	\$1,000	15,000.00	376
\$200 x 5	\$1,000	30,000.00	188
\$500 x 2	\$1,000	60,000.00	94
\$1,000	\$1,000	120,000.00	47
\$500 x 20	\$10,000	60,000.00	94
\$10,000	\$10,000	57,551.02	98
\$250,000	\$250,000	705,000.00	8

(10) The estimated overall odds of winning some prize in Instant Game Number 644 are 1 in 3.31. 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 644, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for CASH BONANZA 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 3-31-06.

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

EFFECTIVE DATE: March 31, 2006

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER06-20
 RULE TITLE: Instant Game Number 642, FAST 5's

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 642, "FAST 5's," 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:

53ER06-20 Instant Game Number 642, FAST 5's.

(1) Name of Game. Instant Game Number 642, "FAST 5's."

(2) Price. FAST 5's lottery tickets sell for \$5.00 per ticket.

(3) FAST 5's 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 FAST 5's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

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

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

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

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00
TICKET	ONE	TWO	FIVE	TEN
\$25.00	\$50.00	\$100	\$1,000	\$15,000
THY FIVE	FIFTY	ONE HUN	ONE THO	FTN 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 either number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number.

(b) The prize amounts are: \$1.00, \$2.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100, \$1,000 and \$15,000.



(c) A ticket having a “**5** **HIN**” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to a prize of \$50.00.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 642 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 42 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$2 TICKET	10.00	756,000
\$2	\$2	50.00	151,200
\$2 x 2	\$4	25.00	302,400
\$1 + (\$2 x 2)	\$5	37.50	201,600
\$5	\$5	37.50	201,600
(\$1 x 2) + (\$2 x 4)	\$10	150.00	50,400
\$5 x 2	\$10	75.00	100,800
\$10	\$10	150.00	50,400
\$5 x 5	\$25	150.00	50,400
\$5 x 10	\$50	1,200.00	6,300
\$10 x 5	\$50	2,400.00	3,150
\$50 (FIVE)	\$50	419.58	18,018
\$10 x 10	\$100	3,600.00	2,100
(\$25 x 2) + \$50 (FIVE)	\$100	2,571.43	2,940
\$100	\$100	4,000.00	1,890
\$100 x 10	\$1,000	180,000.00	42
\$1,000	\$1,000	180,000.00	42
\$15,000	\$15,000	3,780,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 642 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.

(11) For reorders of Instant Game Number 642, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a FAST 5’s lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for FAST 5’s 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 3-31-06.

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

EFFECTIVE DATE: March 31, 2006

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER06-21
 RULE TITLE: Instant Game Number 641, SUPER CASH

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 641, “SUPER CASH,” 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:

53ER06-21 Instant Game Number 641, SUPER CASH.

(1) Name of Game. Instant Game Number 641, “SUPER CASH.”

(2) Price. SUPER CASH lottery tickets sell for \$5.00 per ticket.

(3) SUPER CASH lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning SUPER CASH lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

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

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

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

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

\$1.00	\$2.00	\$4.00	\$5.00	\$10.00	\$15.00	\$25.00	
ONE	TWO	FOUR	FIVE	TEN	FIFTEEN	TWENTY FIVE	
\$50.00	\$75.00	\$100	\$200	\$500	\$1,000	\$10,000	\$50,000
FIFTY	SEVENTY FIVE	ONE HUND	TWO HUND	FIVE HUND	ONE THO	TEN THO	FTY 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. The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$25.00, \$50.00, \$75.00, \$100, \$200, \$500, \$1,000, \$10,000 and \$50,000.



(b) A ticket having a "MIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$50.00.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 641 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 42 POOLS OF 120,000 TICKETS PER POOL
\$1 x 5	\$5	30.00	168,000
(\$1 x 3) + \$2	\$5	30.00	168,000
\$1 + (\$2 x 2)	\$5	30.00	168,000
\$5	\$5	30.00	168,000
\$1 x 10	\$10	60.00	84,000
\$2 + (\$4 x 2)	\$10	60.00	84,000
(\$1 x 4) + (\$2 x 3)	\$10	60.00	84,000
\$1 + (\$2 x 2) + \$5	\$10	120.00	42,000
\$10	\$10	120.00	42,000
\$1 x 15	\$15	60.00	84,000
\$15	\$15	60.00	84,000

\$5 x 5	\$25	300.00	16,800
(\$5 x 3) + \$10	\$25	400.00	12,600
\$5 + (\$10 x 2)	\$25	300.00	16,800
(\$2 x 5) + \$5 + \$10	\$25	300.00	16,800
(\$1 x 5) + (\$2 x 10)	\$25	400.00	12,600
\$25	\$25	600.00	8,400
\$50 (MONEYBAG)	\$50	97.56	51,660
\$5 x 15	\$75	24,000.00	210
\$5 + (\$10 x 7)	\$75	24,000.00	210
(\$5 x 5) + \$50	\$75	24,000.00	210
(\$10 x 5) + \$25	\$75	24,000.00	210
\$75	\$75	24,000.00	210
\$10 + (\$15 x 6)	\$100	2,400.00	2,100
(\$5 x 10) +	\$100	600.00	8,400
(\$10 x 5)	\$100	1,200.00	4,200
\$25 x 4	\$100	1,200.00	4,200
(\$25 x 2) + \$50	\$100	1,200.00	4,200
\$100	\$100	600.00	8,400
\$50 x 10	\$500	50,400.00	100
(\$25 x 10) +	\$500	50,400.00	100
(\$50 x 5)	\$500	50,400.00	100
\$500	\$1,000	252,000.00	20
\$100 x 10	\$1,000	252,000.00	20
\$200 x 5	\$1,000	252,000.00	20
(\$50 x 10) +	\$1,000	252,000.00	20
(\$100 x 5)	\$1,000	252,000.00	20
\$500 x 2	\$1,000	252,000.00	20
\$1,000	\$1,000	252,000.00	20
\$1,000 x 10	\$10,000	2,520,000.00	2
(\$500 x 10) +	\$10,000	2,520,000.00	2
(\$1,000 x 5)	\$10,000	2,520,000.00	2
\$10,000	\$50,000	2,520,000.00	2
\$50,000	\$50,000	2,520,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 641 are 1 in 3.76. 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 641, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for SUPER CASH 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 3-31-06.

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

EFFECTIVE DATE: March 31, 2006

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 STATE

NOTICE IS HEREBY GIVEN that on March 21, 2006, the Department of State received a Petition for Variance/Waiver of Section IX(H) of the Public Library Construction Grant Guidelines, which is incorporated by reference into Rule 1B-2.011, F.A.C., by the City of Hialeah. The Petition is seeking a variance from the rule that gives a recipient of a public library construction grant, 540 days from the date of the grant award to place the construction project under contract. There are no exceptions to this requirement unless the grant recipient is involved in litigation.

A copy of this Petition can be obtained from: Lisa Ginn, Agency Clerk, Office of the General Counsel, Department of State, 500 Bronough Street, Tallahassee, FL 32399-0250.

The Department of State will accept comments concerning this Petition for 14 days from the date of publication.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that the Officer Professionalism Program, Florida Department of Law Enforcement has received from Collier County Public Schools on March 27, 2006, a petition for Waiver of subsection 11B-21.002(3), F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive the requirement that an entity wishing to create an officer training school present the proposal to the proper Regional Training Council. Petitioner has petitioned that the CJSTC make the determination to grant or deny Petitioner's proposal.

Comments on this Petition should be filed with: The Office of General Counsel, FL Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel Grace A. Jaye.

A copy of the Petition may be obtained by contacting Assistant General Counsel Grace A. Jaye at the above address, or by calling (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 BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on March 23, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from The New Sabor, Inc. located in Orlando. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Rhonda Steele, 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 March 13, 2006, Bureau of Elevator Safety received two Petitions for Variance from ASME A.17.1, Section 2.15.9.2, as adopted by Chapter 3001.2, 2004 Florida Building Code which requires a guard plate of at least 48 inches in length. The petition was received from Steve Powell of KONE Inc, requesting a variance to allow the installation of MonoSpace® elevator systems in the following locations: Elks Lodge #497, Pensacola Beach (Petition VW 2006-069) and Southern Resorts, Destin (VW 2006-070).

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

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

NOTICE IS HEREBY GIVEN that March 9, 2006, the Bureau of Elevator Safety received a Petition for Variance from ASME A.17.1, Sections 2.1.3.1, and 2.7.6 and, ASME A17.2, Section 2.29.2, as adopted by Chapter 3001.2, 2004 Florida Building Code which prohibit the locating the elevator motor in the hoistway, require hands-on access to the governor and convenient, direct line-of-sight visual contact with the drive sheave. The petition was received from Steve Powell of KONE Inc, requesting a variance to allow the installation of MonoSpace® elevator systems in the following location: Parking Structure Phase 1: University of South Florida, St. Petersburg (Petition VW 2006-077).

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

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

NOTICE IS HEREBY GIVEN that March 15, 2006, the Bureau of Elevator Safety received a Petition for Variance from ASME A.17.1, Sections 2.1.3.1, and 2.7.6 and, ASME A17.2, Section 2.29.2, as adopted by Chapter 3001.2, 2004 Florida Building Code which prohibit the locating the elevator motor in the hoistway, require hands-on access to the governor and convenient, direct line-of-sight visual contact with the drive sheave. The petition was received from Steve Powell of KONE Inc, requesting a variance to allow the installation of MonoSpace® elevator systems in the following location: Laguna at Riviera Dunes III, Palmetto (Petition VW 2006-079).

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

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

NOTICE IS HEREBY GIVEN that March 15, 2006, the Bureau of Elevator Safety received a Petition for Variance from ASME A.17.1, Sections 2.1.3.1, and 2.7.6 and, ASME A17.2, Section 2.29.2, as adopted by Chapter 3001.2, 2004 Florida Building Code which prohibit the locating the elevator motor in the hoistway, require hands-on access to the governor and convenient, direct line-of-sight visual contact with the drive sheave. The petition was received from Steve Powell of KONE Inc, requesting a variance to allow the installation of MonoSpace® elevator systems in the following location: Laguna at Riviera Dunes IV, Palmetto (Petition VW 2006-080).

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

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

NOTICE IS HEREBY GIVEN that on March 27, 2006, the Bureau of Elevator Safety received a Petition for Variance from Rules 2.1.1.2, 2.1.1.3, 2.7.6, 2.20.1, and 2.20.9, A.S.M.E. 17.1, 2000 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code, which require a machine room, steel ropes and non welded terminations, from Patricia Serley of Otis Elevator Company. The Petitioner is requesting a variance to allow the installation of Gen2™ elevator systems in the following location: Magnolia Bay Club, Panama City Beach (Petition VW 2006-081).

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

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

NOTICE IS HEREBY GIVEN that on March 22, 2006, the Bureau of Elevator Safety received a Petition for Variance from Rules 2.1.1.2, 2.1.1.3, 2.7.6, 2.20.1, and 2.20.9, A.S.M.E. 17.1, 2000 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code, which require a machine room, steel ropes and non welded terminations, from leLainya Koutebera of Otis Elevator Company. The Petitioner is requesting a variance to allow the installation of Gen2™ elevator systems in the following locations: USF Health – South Pavilion, Tampa (Petition VW 2006-076).

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

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

NOTICE IS HEREBY GIVEN that on March 13, 2006, the Bureau of Elevator Safety received a Petition for Variance from 2.6.5, A.S.M.E. 18.1, 1999 Edition with 2001 Addenda, as adopted by Chapter 35, 2004 Florida Building Code, limiting platform lifts to no larger than 18 square feet. The petition was received from David Batelaan of Action Mobility Products, Inc. on behalf of New Bethel Missionary Baptist Church located in West Palm Beach, Florida (Petition VW 2006-068).

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

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

NOTICE IS HEREBY GIVEN that on March 29, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Machado Box Lunch located in Hialeah. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Rhonda Steele, 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 March 30, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code from Chelys Catering of Orlando. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Rhonda Steele, 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.

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 Physical Therapy Practice** hereby gives notice that it has received a petition, filed on March 30, 2006, by Andrea Kalkman, seeking a waiver of the requirements of Rule 64B17-3.002(4), Florida Administrative Code. The Petitioner seeks a waiver of the requirement to retake the National Physical Therapy Examination for Physical Therapist Assistants.

Comments on this petition should be filed with the Board of Physical Therapy Practice/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact Susan Love, Executive Director, Board of Physical Therapy Practice, at the above address or telephone (850)245-4373, ext. 3480.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on March 30, 2006, Florida Housing Finance Corporation received a Petition for Waiver of subsection 67-48.002(111) and 67-48.004(14), Florida Administrative Code, from Alabaster Gardens, Ltd ("Petition"). The Petition is seeking a waiver of the Rules to allow a change in the Applicant Entity for Summerset Village Apartments (the "Development") from Summerset Senior LLC to Summerset Village, LLC. The sole member of the Petitioner, Summerset Senior, LLC, is Summerset Village, LLC.

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

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

Section VI

Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration

Financial Services Commission

Department of Veterans' Affairs

Department of Highway Safety and Motor Vehicles

Department of Law Enforcement

Department of Revenue

Department of Education

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: May 2, 2006, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation and Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set

forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF STATE

The **Department of State, Division of Library and Information Services** announces the Florida Library Network Council Meeting to which all interested parties are invited.

DATE AND TIME: Monday, April 24, 2006, 10:00 a.m. – 12:00 Noon

PLACE: Via Conference Call: (850)487-8540

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Florida Electronic Library Plan, to review grant applications to the Library Services and Technology Act for plan compliance.

For additional information contact: Judith Ring, State Librarian, (850)245-6603 or Suncom 205-6603.

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 (850)245-6603 or TDD (850)922-4085.

DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** will hold telephone calls during the week of April 17, 2006, to which all persons are invited.

COMMITTEE: WHOF

DATE AND TIME: April 19, 2006, 10:00 a.m.

COMMITTEE: Executive

DATE AND TIME: April 20, 2006, 10:00 a.m.

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

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

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

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

DEPARTMENT OF EDUCATION

The public is invited to the regular meeting of the Florida **Board of Governors**, to be held by telephone conference call.

DATE AND TIME: April 27, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: 1605 Turlington Building, 325 W. Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of a Resolution authorizing the redemption prior to maturity of \$1.7 million State of Florida, Board of Regents, University of South Florida Housing Facility Revenue Bonds, Series 1996B, and authorizing the execution of an Escrow Deposit Agreement; consideration of a Resolution authorizing the redemption prior to maturity of \$2,325,000 State of Florida, Board of Regents, University of South Florida Housing Facility Revenue Bonds, Series 1998, and authorizing the execution of an Escrow Deposit Agreement; consideration of Auxiliary Facilities that have bond covenants requiring approval of 2006-2007 Operating Budgets and Facility Maintenance and Equipment Reserve Fund Reports; discussion of Legislative Issues for the 2006 Legislative Session; consideration of a Debt Management Policy for the Board of Governors; discussion of an amendment to Rule 6C-10.001, F.A.C. Self-insurance programs; and other matters pertaining to the Florida Board of Governors.

A copy of the agendas may be obtained from the Board of Governors website at <http://www.flbog.org> and from the Department of Education's website at <http://www.fldoe.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The public is invited to a joint meeting of the Student Affairs Committee of the Florida **Board of Governors** and the Governor's Commission on Access and Diversity.

DATE AND TIME: April 27, 2006, 10:00 a.m. – 2:00 p.m.
 PLACE: 17th Floor, Turlington Building, 325 W. Gaines Street, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of access and diversity in the State University System and improving access and retention for traditionally underrepresented students.
 A copy of the agenda may be obtained from the Board of Governors website at <http://www.flbog.org> and from the Department of Education’s website at <http://www.fldoe.org>.
 Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The public is invited to a meeting of the Florida **Board of Governors**.

DATE AND TIME: April 28, 2006, 9:00 a.m. – 10:00 a.m.
 PLACE: By Telephone Conference Call, 1605 Turlington Building, 325 W. Gaines Street, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of matters of interest to the Board of Governors being discussed by the 2006 Florida Legislature; and other matters pertaining to the Florida Board of Governors.
 A copy of the agenda may be obtained from the Board of Governors website at <http://www.flbog.org> and from the Department of Education’s website at <http://www.fldoe.org>.
 Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces the Annual Program Coordination Meeting of the U.S. Department of Housing and Urban Development (HUD) and Florida State agencies to which all interested persons are invited.
 DATE AND TIME: Monday, May 15, 2006, 1:00 p.m. – 5:00 p.m.
 PLACE: Cabinet Meeting Room, The Capitol, Tallahassee, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Coordination is for HUD to meet with the Florida agencies with which it has frequent contact on housing issues, to share information about programmatic, budgetary and legislative activities at the federal level.
 Any person requiring special accommodations due to disability or physical impairment should contact Sean Lewis at (850)922-1450, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained from: Sean Lewis, DCA Division of Housing and Community Development, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1450.

The **Florida Building Commission** announces the following meetings to which all persons are invited. The meetings will be held at:

DATE AND TIME: May 18, 2006, 9:00 a.m.
 PLACE: University of South Florida, Downtown Center, 1101 Channelside Drive, Room 115, Tampa, Florida 33602, (813)905-9853
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Energy Code Transition Study Work Group.
 DATE AND TIME: May 17, 2006, 9:00 a.m., Meeting of the Termite Work Group
 PLACE: RACCA Inc., 1920 East Sligh Avenue, Tampa, Florida 33610, (813)870-2607
 DATE AND TIME: May 31, 2006, 9:00 a.m., Meeting of the Window Labeling and Water Intrusion Work Group.
 DATE AND TIME: June 1, 2006, 9:00 a.m., Meeting of the Product Validation Work Group.

A copy of the work group meeting agendas and other documents may be obtained by sending a request in writing to: 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 or looking on the website 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 which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement**, Office of Inspector General announces a Commission on Accreditation for Law Enforcement Agencies, Inc., public information conference call. As a part of the on-site assessment, agency members and the general public are invited to offer comments.
 DATE AND TIME: Monday, April 24, 2006, 1:00 p.m. – 5:00 p.m.

PLACE: Conference Call Telephone Number: (866)392-2532
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Comments regarding the agency's ability to comply with CALEA's standards. Anyone wishing to submit written comments about the Florida Department of Law Enforcement's ability to meet the standards of accreditation are requested to send them to the Commission on Accreditation for Law Enforcement, Inc. (CALEA), 10302 Eaton Place, Suite 100, Fairfax, Virginia 22030-2215.

COMMISSION MEETING AGENDAS: A copy of the standards can be obtained by calling FDLE's Public Information Office in Tallahassee at (850)410-7001.

DEPARTMENT OF REVENUE

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

DATE AND TIME: May 16, 2006, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of adoption of the proposed amendments to Rule Chapter 12B-8, F.A.C. (Insurance Premium Taxes, Fees and Surcharges). A Notice of Proposed Rulemaking for the proposed rule changes was published in the Florida Administrative Weekly on January 13, 2006 (Vol. 32, No. 2, pp. 116-119). A Notice of Change was published in the Florida Administrative Weekly on March 3, 2006 (Vol. 32, No. 9, p. 916).

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

DEPARTMENT OF TRANSPORTATION

The Florida **Metropolitan Planning Organization Advisory Council** (MPOAC) announces a Joint Meeting of the Governing Board and the Staff Directors' Advisory Committee to which all persons are invited.

DATE AND TIME: April 27, 2006, 2:00 p.m. – 5:00 p.m.

PLACE: Doubletree Hotel, 101 S. Adams Street, Tallahassee, FL

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

A copy of the agenda may be obtained by contacting: Brigitte Messina, MPOAC, 605 Suwannee Street, MS 28B, Tallahassee, FL 32399-0450, 1(866)374-3368, ext. 4037 or e-mail: brigitte.messina@dot.state.fl.us

The Florida **Metropolitan Planning Organization Advisory Council** (MPOAC) announces a Joint Meeting of the Governing Board and the Staff Directors' Advisory Committee to which all persons are invited.

DATE AND TIME: April 28, 2006, 8:00 a.m. – 12:00 Noon

PLACE: Doubletree Hotel, 101 S. Adams Street, Tallahassee, FL

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

A copy of the agenda may be obtained by contacting: Brigitte Messina, MPOAC, 605 Suwannee Street, MS 28B, Tallahassee, FL 32399-0450, 1(866)374-3368, ext. 4037 or e-mail: brigitte.messina@dot.state.fl.us

The **Department of Transportation**, Districts 4 and 6 announce the scheduling of project scoping and public kickoff meetings to which all persons are invited. These meetings will address the same subject.

CENTRAL LOCATION:

DATE AND TIMES: April 17, 2006, 3:00 p.m. – 9:00 p.m. (presentations begin at 3:30 p.m. and again at 6:30 p.m).

PLACE: Broward County Main Library, 6th Floor, 100 S. Andrews Avenue, Fort Lauderdale, Florida

SOUTHERN LOCATION:

DATE AND TIMES: April 19, 2006, 3:00 p.m. – 9:00 p.m. (presentations begin at 3:30 p.m. and again at 6:30 p.m).

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

NORTHERN LOCATION:

DATE AND TIMES: April 24, 2006, 3:00 p.m. – 9:00 p.m. (presentations begin at 3:30 p.m. and again at 6:30 p.m).

PLACE: Cohen Pavilion at the Kravis Center, Lecture Hall A, 701 West Okeechobee Boulevard, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: These meetings are being held to afford interested persons the opportunity to participate in scoping and public kickoff meetings on the South Florida East Coast Corridor Transit Analysis (SFECCTA).

In accordance with the National Environmental Policy Act (NEPA), Tier 1 of a Tiered, Programmatic Environmental Impact Statement (PEIS) will be prepared for the SFECCTA study to evaluate transit improvements in Miami-Dade, Broward and Palm Beach Counties, Florida. The SFECCTA is located along the eastern spine of the tri-county South Florida region, centered on but not limited to the Florida East Coast

(FEC) Railway alignment. The study proposes in Tier 1 to evaluate preferred technologies (e.g., rail, bus, express bus, etc.) and alignments through areas with heavily congested roadways and under-served, transit-dependent populations. These areas extend from Downtown Miami north through Ft. Lauderdale's Central Business District (CBD) and north of Downtown West Palm Beach to the Town of Jupiter and Village of Tequesta in northern Palm Beach County. The Tier 1 Analysis consists of a Regional Transit Alternatives Analysis. The Tier 2 Analyses will consist of subsequent Sectional Alternatives Analyses (per independent section of the SFECCTA study area) that may consist of EIS, Environmental Assessments or Categorical Exclusion Type 2 documents, depending on individual projects.

Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the meetings.

A copy of the agenda may be obtained by writing to: Mr. Scott Seeburger, 3400 West Commercial Boulevard, Ft. Lauderdale, Florida 33309.

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

DATE AND TIME: May 9, 2006, 6:30 p.m.

PLACE: Hawthorne Town Hall, Hawthorne, Alachua County, Florida

DATE AND TIMES: May 11, 2006, 4:30 p.m. and 6:30 p.m.

PLACE: Interlachen Hall, Interlachen, Putnam County, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of Financial Project ID Number 210024-1 and 207818-1, otherwise known as State Road 20, from State Road 200 (US 301) in Hawthorne, Alachua County, Florida to County Road 315 in Interlachen, Putnam County, Florida. The Florida Department of Transportation has been conducting a Project Development and Environmental Study to determine the transportation needs and possible improvements for the segment of State Road 20 from State Road 200 (US 301) in Hawthorne to County Road 315 in Interlachen. The purpose of this public hearing is to present the study findings, discuss the Department's recommendations and to receive public input.

This project is being developed in compliance with Titles VI and Related Statutes of the Civil Rights Act. Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call telephone number (386)758-3700 or 1(800)749-2967. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing.

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

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

DATE AND TIMES: Thursday, May 11, 2006, Open House, 6:00 p.m.; Formal Presentation, 7:00 p.m.

PLACE: IMPAC University, 900 West Marion Avenue, Punta Gorda, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design; and social, economic, and environmental effects of the proposed widening of Interstate 75 (I-75) from north of SR 78 (Bayshore Road) to north of CR 769 (Kings Highway) in Lee and Charlotte Counties, Florida, a distance of approximately 27 miles, as well as improvements to the I-75/US 17 Interchange; Financial Project ID Numbers: 413041-1-22-01 and 413042-1-22-01; Federal Aid Project Numbers: 0751-125-I and 0751-126-I.

Anyone needing project or Public Hearing information or special accommodations under the Americans with Disabilities Act (ADA) of 1990 should write to the address given below, by e-mail to scott.mccall@dot.state.fl.us or call (863)519-2990. Special accommodation requests under the ADA should be made at least seven days prior to the Public Hearing.

A copy of the hearing agenda may be obtained by writing to: Scott McCall, Project Manager, Florida Department of Transportation, District One, Post Office Box 1249, Bartow, Florida 33831.

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

DATE AND TIME: Thursday, May 11, 2006, Open House: 6:00 p.m. – 7:00 p.m.; Formal Public Hearing Presentation: 7:00 p.m.

PLACE: Port Orange Regional Library, 1005 City Center Circle, Port Orange, Florida 32129

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Financial Project ID Number: 410252-1-22-01, Federal Project ID Number: 7777-100-A, otherwise known as the LPGA Boulevard Extension Project Development and Environment (PD&E) Study in Volusia County, Florida. The project study limits are from County Road 415 (CR 415) south of the Volusia County Landfill entrance to its current terminus at SR 600 (U.S. 92). The project involves the 3.2 mile extension of LPGA Boulevard.

Anyone needing project or Public Hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write to the address given below or call Mr. David Dangel at (407)971-8850. Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the Public Hearing.

A copy of the agenda may be obtained by writing to: Mr. David Dangel, Public Involvement Coordinator, 870 Clark Street, Oviedo, Florida 32765.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** of Florida (SBA) has solicited competitive responses from parties interested in offering total fund risk model services to the SBA. All meetings are open to the public and shall take place at the times and locations shown below:

DATES AND TIME: May 3, 2006; May 10, 2006; May 11, 2006; May 12, 2006; May 25, 2006, All meetings shall begin at 9:00 a.m. EDT and continue until the meeting is concluded.

PLACE: The May 3, 2006 and the May 25, 2006 meetings shall take place in the Emerald Coast Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308. The May 10th and 12th meetings, if conducted, shall take place in the Emerald Coast Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308. The May 11, 2006 meeting, if conducted, shall take place in the Gold Coast Room, Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and evaluate the responses received. Oral presentations, if conducted, will be held May 10-12, 2006. On May 25, 2006, a meeting will be held to select vendor(s) to provide total fund risk model services to the SBA pending successful contract negotiations.

Any person requiring special accommodations to participate in any meeting is asked to advise: Pam Noda, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300, (850)413-1381, at least five (5) calendar days before the meeting.

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

DATE AND TIME: May 11, 2006, 1:00 p.m. – 4:00 p.m. (ET)
PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, FL 32308. Persons who wish to participate by phone may call (850)410-0968 or Suncom 210-0968 on the date and at the time indicated for access to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the May bonding estimates and to seek Council approval for the Florida Hurricane Catastrophe Fund to file Rule 19-8.028, F.A.C. (Premium Formula) for adoption. In addition, other general business of the Council will be addressed.

Anyone wishing a copy of the agenda should contact: Donna Sirmons, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1349, sirmons_donna@fsba.state.fl.us.

In compliance with the Americans with Disabilities Act, any person needing special accommodation to participate in the meeting is requested to contact Donna Sirmons at the address or telephone number given immediately above, as soon as possible prior to the meeting so that appropriate arrangements can be made.

DEPARTMENT OF CITRUS

The **Department of Citrus** announces an emergency meeting of the Special Industry Committee to which all persons are invited.

DATE AND TIME: Tuesday, April 18, 2006, 12:30 p.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to hear preliminary findings, conclusions and recommendations from the Economic/Marketing, Lobbying, Industry Structure and Research subcommittees and to discuss any other issues that may properly come before the Commission.

If there is a member of the public who cannot attend the meeting at the Florida Department of Citrus, but wishes to appear by telephone, they may do so by calling (850)410-0968.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Bill Jones at the above address or by telephone at (863)499-2499.

PUBLIC SERVICE COMMISSION

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

DATE AND TIME: *May 1, 2006, 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 the: 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 at (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, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

* In the event of a scheduling conflict, this meeting may be rescheduled to May 2, 2006, 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 a prehearing to be held in the following docket, to which all interested persons are invited.

Docket No. 050581-TP – Complaint of KMC Telecom III LLC and KMC Telecom V, Inc. against Sprint-Florida, Incorporated and Sprint Communications Company Limited Partnership for alleged failure to pay intrastate access charges pursuant to interconnection agreement and Sprint's tariffs, and for alleged violation of Section 364.16(3)(a), F.S.

DATE AND TIME: May 1, 2006, 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 at (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, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: May 2, 2006, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

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

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

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

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

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (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, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Gubernatorial Fellows Board** announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Friday, April 21, 2006, 12:00 Noon

PLACE: Room 1901, The Capitol, Tallahassee, Florida 32399

LEADER: Melanie DiMuzio, Gubernatorial Fellows Director

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the board will discuss the year ahead, application process updates, as well as discuss other first-meeting issues.

For a copy of the working agenda and more information about how to attend the meeting, contact: Melanie DiMuzio, fellows@myflorida.com or (850)488-5000.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact Melanie DiMuzio (address above) at least 48 hours in advance of the meeting.

REGIONAL PLANNING COUNCILS

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

MEETING: Executive Committee

DATE AND TIME: April 27, 2006, 6:00 p.m.

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

MEETING: Clearinghouse Committee

DATE AND TIME: April 27, 2006, 6:00 p.m.

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

MEETING: North Central Florida Regional Planning Council

DATE AND TIME: April 27, 2006, 7:30 p.m.

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

PLACE: The Gathering Cafe, 26804 State Road 247, Branford, Florida

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

A copy of any of these agendas may be obtained by emailing ncfrpc@ncfrpc.org or writing to: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653.

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

The **Northeast Florida Regional Council**, Local Emergency Preparedness Committee announces the following public meetings to which all persons are invited.

DATE AND TIME: Tuesday, May 16, 2006, 9:30 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Planning Committee Meeting at 9:30 a.m. and Board Meeting at 10:00 a.m.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

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

Individuals needing materials in alternate format, sign language interpreter, or other meeting information, call Jennifer Bodine, (904)279-0880, ext. 167, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.

Notice is also given that two or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **South Florida Regional Planning Council** announces a public meeting of the State Road 7/US 441 Collaborative Steering Committee to which all persons are invited.

DATE AND TIME: Thursday, April 20, 2006, 2:00 p.m. – 4:00 p.m.

PLACE: South Florida Regional Planning Council, Conference Room, 3440 Hollywood Blvd., Suite 140, Hollywood, Florida 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue deliberations regarding economic development, aesthetic improvement, and increased intergovernmental cooperation along the corridor.

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

Anyone deciding to appeal any decision made by the State Road 7/U.S. 441 Collaborative Steering Committee with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

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

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

DATE AND TIME: Monday, May 1, 2006, 10:30 a.m.; Executive Committee meeting at 10:00 a.m. at the above location.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Development of Regional Impact Assessment Report for Gulfstream – City of Hallandale; Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Proposed Local Government Comprehensive Plan Amendments for Coral Springs, Lauderhill, Pembroke Pines, Sunrise and Broward County; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business.

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

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

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

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

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: April 27, 2006, 9:30 a.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop for Inspector General Services – evaluation and selection of firm to provide Inspector General Services.

DATE AND TIME: April 27, 2006, 11:30 a.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Lands Committee – to discuss District Land issues.

DATE AND TIME: April 27, 2006, 1:00 p.m. (EDT)

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

DATE AND TIME: April 27, 2006, 1:15 p.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on Consideration of Regulatory Matters.

DATE AND TIME: April 27, 2006, 1:30 p.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on Land Acquisition Matters.

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

A copy of the agendas may be obtained by contacting: Dorothy Cotton, NFWFMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.nfwfmd.state.fl.us).

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

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

The **Southwest Florida Water Management District** announces a public meeting, hearing or workshop to which all persons are invited.

PUBLIC SUPPLY ADVISORY COMMITTEE

DATE AND TIME: Friday, April 21, 2006, 9:30 a.m.

PLACE: Sarasota Service Office, 6750 Fruitville Road, Sarasota, 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: the Southwest Florida Water Management District, 2379 Broad Street (U.S. 41 South), Brooksville, Florida 34604 or by calling (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 **Southwest Florida Water Management District** (SWFWMD) announces the following public meetings to which all interested persons are invited.

GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING AND PUBLIC HEARING

DATE AND TIME: Tuesday, April 25, 2006, 9:00 a.m.

PLACE: District Headquarters, 2379 Broad Street, Brooksville

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Committee meetings and Governing Board meeting.

GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING AND PUBLIC HEARING (If all items are completed at Tuesday's meeting, there will be no Wednesday meeting.)

DATE AND TIME: Wednesday, April 26, 2006, 9:00 a.m.

PLACE: District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Committee Meetings and Board meeting.

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

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), extension 4610, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

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

DATE AND TIME: Wednesday, April 26, 2006, 9:00 a.m.

PLACE: LaBelle City Hall, 481 W. Hickpoochee Avenue, LaBelle, FL 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC) Lake Okeechobee Committee Meeting.

A copy of the agenda may be obtained by writing to: South Florida Water Management District, Mail Stop 1131, 3301 Gun Club Road, West Palm Beach, Florida 33406.

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

Those who want more information, please contact Rick Smith, WRAC Facilitator, (561)682-6517.

The **Big Cypress Basin Board, South Florida Water Management District** announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

DATE AND TIME: April 27, 2006, 9:00 a.m.

PLACE: Collier County Government Center, Commission Chambers, Building F, 3301 East Tamiami Trail, Naples, Florida. The above address shall be the designated access point for public attendance of the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Basin Board Business, including the FY 07 preliminary Basin Budget.

A copy of the agenda may be obtained by writing: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, or by calling Kathleen Tetrault, (239)597-1505.

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

Persons with disabilities who need assistance may contact Kathleen Tetrault, (239)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements.

Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Kathleen Tetrault, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (239)597-1505.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

NOTICE OF CANCELLATION – The Florida **Commission for the Transportation Disadvantaged** announces a Medicaid Workshop to which all persons are invited.

DATE AND TIME: Friday, April 14, 2006, 10:00 a.m. – Until completion

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, FL 32827, (407)825-1234, Conference Call # (850)487-8587

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive information on Medicaid allocations and hear public input.

In accordance with the Americans with Disabilities Act, persons in need of special accommodations to participate in the meeting or an agenda should contact: Niki Branch, Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435. The meeting is subject to change upon chairperson's request.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Minimal Clinical Dataset Workgroup** announces a meeting to which all interested parties are invited.

DATE AND TIME: Monday, April 24, 2006, 12:00 Noon – 1:30 p.m. (EDST)

PLACE: This will be a meeting by conference call. Anyone interested in participating may telephone: (641)793-7500 and use Pass Code: # 9701442

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workgroup meeting will discuss the development of a minimal dataset that will reside on the server of a local regional health information organization connecting to the Florida Health Information Network.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christopher Sullivan, at (850)414-5421, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing to: Christopher Sullivan, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at http://ahca.myflorida.com/dhit/work_group05.shtml seven (7) days prior to the meeting.

The **Agency for Health Care Administration**, Medicaid Reform Technical Advisory Panel announces a meeting to which all interested persons are invited.

DATE AND TIME: April 21, 2006, 11:00 a.m. – 4:00 p.m.

PLACE: 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL. Meet-Me# (850)487-9454

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

DATE AND TIME: Monday, April 24, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: Suncoast Region, Department of Children and Family Services, Substance Abuse and Mental Health Program Office, Mary Grizzle Building, Room 142-B, 11351 Ulmerton Road, Largo, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area Five Managed Care Behavioral Health Advisory Group will hold its quarterly meeting. The purpose of the meeting is to provide a forum for the community to discuss issues surrounding managed behavioral health care services with representatives from the managed care plans, the Agency, and the Department of Children and Family Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jennifer Gallman, (813)871-7600, ext. 133, at least five calendar days prior to the meeting.

For additional information contact: Jennifer Gallman, Agency for Health Care Administration, 6800 North Dale Mabry Highway, Suite 200, Tampa, FL 33607, gallmanj@ahca.myflorida.com

The **Agency for Health Care Administration** announces the Enhanced Benefits Advisory Panel meeting.

DATE AND TIME: May 3, 2006, 2:00 p.m. – 3:30 p.m.

PLACE: Agency for Healthcare Administration, Conference Room C, 2727 Mahan Drive, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held to afford interested persons the opportunity to gather information regarding Medicaid reform, as it relates to Enhanced Benefits.

A copy of the agenda may be obtained by writing: Roger Carson, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #48, Tallahassee, FL 32308.

Anyone needing further information, or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call (850)488-3560. Special Accommodations requests under the Americans with Disabilities Act should be made at least seven days prior to the Public hearing.

DEPARTMENT OF MANAGEMENT SERVICES

The State of **Florida Retirement Commission** announces public hearings to which all persons are invited.

DATES AND TIME: April 24-25, 2006, 8:30 a.m.

PLACE: Embassy Suites Hotel, 3705 Spectrum Boulevard, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the Agenda may be obtained by writing: State Retirement Commission, Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based.

Persons requiring accommodation because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

The **Office of Early Learning** announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, April 27, 2006, 10:00 a.m. – 12:00 Noon or until business is concluded (EST)

PLACE: Hyatt Regency Orlando Airport, 9300 Airport Blvd., Orlando, Florida 32827, Telephone (407)825-1234. CALL IN NUMBER WILL BE: (850)410-0960

SUBJECT MATTER TO BE CONSIDERED: Board business. Materials will be available by April 20, 2006, on the CCEP website (www.ccep.bz).

READVERTISEMENT – The **Department of Management Services, Enterprise Information Technology Services, Wireless 911 Board** announces the following meeting schedule information.

DATES AND TIME: April 19-20, 2006, 9:00 a.m. – 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wireless 911 Board Meeting.

PLACE: Courtyard by Marriott, 1018 Apalachee Pkwy., Tallahassee, Florida

If accommodation due to disability is needed in order to participate, please notify the DMS – Enterprise Information Technology Services Office/Wireless 911 Board in writing at least five (5) days in advance at 4050 Esplanade Way, Tallahassee, Florida 32399-0950.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Regulatory Council of Community Association Managers** announces the following general business meeting to which all persons are invited.

DATE AND TIME: Friday, May 5, 2006, 10:00 a.m. (EST)

PLACE: Telephone conference call. To connect please dial (850)921.5400

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

A copy of the agenda may be obtained by writing: The Regulatory Council of Community Association Managers, 1940 North Monroe Street, Tallahassee, Florida 32399 or by calling (850)922-5012.

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

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

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

DATE AND TIMES: April 25, 2006, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing to: Patrick Creehan, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, or by phone (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or

meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The Florida **Electrical Contractors' Licensing Board** announces the following Board Meeting to which all interested persons are invited to attend.

DATE AND TIME: May 16, 2006, 4:00 p.m. or soon thereafter
GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting (portions are closed to the public).

DATE AND TIME: May 17, 2006, 8:30 p.m. or soon thereafter
GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative and Rules Discussion and General Business Meeting.

DATE AND TIME: May 18, 2006, 8:30 a.m. or soon thereafter
GENERAL SUBJECT MATTER TO BE CONSIDERED: Disciplinary Actions, General Business Meeting.

DATE AND TIME: May 19, 2006, 8:00 a.m. or soon thereafter
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

PLACE: The Hilton Ocala, 3600 Southwest 36th Ave., Ocala, FL 34474, (352)854-1400

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact, in writing: The Electrical Contractors' Licensing Board Office, 1940 North Monroe Street, Tallahassee, Florida 32399-0771.

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

Any persons requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board Office, (850)922-5012, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board Office using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-9771 (TDD).

The Florida **Board of Professional Engineers** announces a board training workshop that is open to the public.

DATE AND TIME: Tuesday, April 11, 2006, 10:30 a.m.

PLACE: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board member training to review board policies.

A copy of the agenda may be obtained by writing: The Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303.

If any person decides to appeal and decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes 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 made.

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 Board at least forty-eight (48) hours before the meeting by contacting Paul J. Martin at (850)521-0500.

NOTICE OF CORRECTION – The Florida **Real Estate Commission** announces an Education Foundation Taskforce meeting to which all persons are invited.

DATE AND TIME: April 17, 2006, 2:00 p.m. (incorrectly noticed at 1:00 p.m., in Vol. 32, No. 14 of the FAW)

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room N901, 400 W. Robinson Street, Hurston Building, North Tower, Orlando, Florida 32801, (407)245-0800

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is to discuss and identify priorities for utilizing the Education Foundation funds and proposals for the 2006-07 Fiscal Year.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)481-5632 (between the hours of 9:00 a.m. and 4:00 p.m.), at least five calendar days prior to the workshop. If you are hearing or speech impaired, please call the Florida Real Estate Commission using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing to: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

The **Department of Health, Board of Dentistry** will hold a Probable Cause Panel meeting where reconsiderations will be heard.

DATE AND TIME: May 5, 2006, 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 which can be reached at 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: April 21, 2006, 2:00 p.m.

PLACE: Meet Me Number: (850)414-5775, Suncom 994-5775

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 to: 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 322317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The **Department of Health**, Bureau of Emergency Medical Services announces a public meeting to which all persons are invited.

DATES AND TIMES: May 1, 2006, 1:00 p.m.; May 2-3, 2006, 8:00 a.m.; May 4, 2006, 9:00 a.m. The ending times will vary depending upon the pace of business accomplished (specific information on the schedule will be presented each day during the meeting).

PLACE: Embassy Suites Hotel Orlando-North, 225 East Altamonte Drive, Altamonte Springs, FL 32701, (407)834-2400

GENERAL SUBJECT MATTER TO BE CONSIDERED: To assess grant applications which request 75 percent funding and were submitted to the Department of Health, Bureau of Emergency Medical Services, to determine which applications should be recommended for funding. The applications assessed will be those received January 20, 2006 through March 31, 2006, 5:00 p.m. (EST).

An agenda can be obtained by contacting: Donna Bruce, Department of Health, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C18, Tallahassee, FL 32399-1738, (850)245-4440, ext. 2782, Fax (850)245-4378, e-mail: Donna_Bruce@doh.state.fl.us.

SPECIAL ACCOMMODATIONS: Any person requiring special accommodations because of a disability or physical impairment must contact this agency at least 48 hours prior to the date of attendance at the above address and telephone number. If you are hearing or speech impaired, you may use the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all interested persons are invited.

DATE AND TIME: April 21, 2006, following the Board Meeting at a time to be announced at the conclusion of the Board Meeting.

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive comments and suggestions from interested persons relative to the application and program requirements for the anticipated 2006 Rental Recovery Loan program.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Valerie Turner, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a meeting of the Florida Wildlife Magazine Advisory Council, to which all interested persons are invited.

DATE AND TIME: April 19, 2006, 10:00 a.m. – Until 12:00 Noon

PLACE: College Park Executive Center, 746 Rugby Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the resumption of publication, its progress thus far and additional business concerning Florida Wildlife Magazine.

A copy of the proposed agenda may be obtained from: Florida Fish and Wildlife Conservation Commission, Office of Community Relations, Kelly Broderick, Marathon Building, Suite 101, 2574 Seagate Drive, Tallahassee, FL 32301, (850)410-4944.

If any person decides to challenge any decision with respect to any matter considered at the above meeting, a record of the proceeding will be needed.

For this purpose, you may need to ensure that a verbatim record of the proceeding is made which includes testimony and evidence upon which the challenge is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodation to participate in the workshop or meeting is asked to advise the Commission at least 5 calendar days prior by calling the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services** announces a public meeting of the Florida **Board of Funeral, Cemetery and Consumer Services**, Preneed License Financial Requirements Committee, to which all persons are invited.

DATE AND TIME: April 21, 2006, 9:00 a.m. – 12:00 Noon

PLACE: Department of Financial Services, Alexander Building, Suite 230A (Koger Center), 2020 Capital Circle, S.E., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Committee Business.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.fldfs.com/FuneralCemetery). A copy of the agenda may also be obtained by writing to: Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, Attn: LaTonya Bryant, 200 East Gaines Street, Tallahassee, FL 32399-0361, or by calling Ms Bryant at (850)413-3039.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant at (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact: LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice), for assistance.

On Wednesday, April 19, 2006, the Florida **Office of Insurance Regulation** will hold a public hearing to discuss a rate request submitted by Southern Oak Insurance Company. Southern Oak Insurance Company has requested a rate increase averaging 26% statewide. Florida law requires that a public hearing be held regarding any rate filing that exceeds 15%. All policyholders and other interested parties are invited to participate.

DATE AND TIME: April 19, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Signature Grand, 6900 W. State Road 84, Davie, FL 33317

Pursuant to the provisions of the Americans With Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone the Signature Grand at (954)424-4000.

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIMES: April 25, 2006, First Hearing Session starts at 12:00 Noon; Second Hearing Session, 6:00 p.m.

PLACE: Double Tree Hotel in the Gardens, 4431 PGA Boulevard, Palm Beach Gardens, Florida 33410

CONTACT NAME AND NUMBER: Kristopher Duer, Esquire (850)413-4276 or Sam Coskey (850)413-2616.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cypress Property and Casualty Insurance Company has requested increases with the cumulative effect of a 23.9% average statewide rate increase. The requested rate increases were 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 Kristopher Duer at kristopher.duer@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone Sam Coskey at (850)413-2616 or email at sam.coskey@fldfs.com at least 48 hours before the hearing.

The **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Friday, April 21, 2006, 8:00 a.m.

PLACE: Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Development of Research Park Five Year Plan. Those who desire a copy of the agenda or more information should contact Linda W. Cox, Chairman, (772)595-9999.

Anyone with a disability requiring accommodation to attend this meeting should contact Velma Spencer, IRREC Office Manager, (772)468-3922, Ext. 113, or Beth Ryder, St. Lucie County Community Services Director at (772)462-1777 or T.D.D. (772)462-1428, at least forty-eight (48) hours prior to the meeting.

PRIDE ENTERPRISES

PRIDE Enterprises BOD announces a New Board Member Orientation to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, April 26, 2006, 9:00 p.m. – 12:00 Noon

PLACE: PRIDE Enterprises Corporate office in St. Petersburg, www.pride-enterprises.org.

PRIDE Enterprises BOD announces a New Board Member Orientation to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, April 26, 2006, 9:00 a.m. – 12:00 Noon

PLACE: PRIDE Enterprises Corporate office in St. Petersburg www.pride-enterprises.org

PRIDE Enterprises BOD announces a Finance Committee meeting to which all interested persons are invited to participate.

DATE AND TIME: Wednesday, April 26, 2006, 1:00 p.m. – 5:00 p.m.

PLACE: PRIDE Enterprises Corporate office in St. Petersburg, www.pride-enterprises.org.

PRIDE Enterprises BOD announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: Thursday, April 27, 2006, 8:00 a.m. – 2:30 p.m.

PLACE: PRIDE Enterprises Corporate office in St. Petersburg, www.pride-enterprises.org.

ADVISORY COUNCIL

The Region XIV, **Advisory Council** announces a meeting to which all interested parties are invited.

DATE AND TIME: Wednesday April 19, 2006, 10:00 a.m.

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

Contact person is Josefina de Lage, Secretary Region XIV Advisory Council, (305)237-1329

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces a Market Accountability Advisory Committee Meeting to be which all interested persons are invited.

DATE AND TIME: April 26, 2006, 4:00 p.m. (EST)

PLACE: Via Conference Call (866)259-0754

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, necessary business.

For additional information, please call 1(800)807-0754, extension 3746.

Special Accommodations: In accordance with the Americans With Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact: Christine Turner at (800)807-7647, ext. 3746, at least five days prior to the meeting.

FLORIDA INDEPENDENT LIVING COUNCIL

The **Florida Independent Living Council** announces the following meeting.

MEETING: Florida Independent Living Council, Inc., Division of Vocational Rehabilitation and Rehabilitation Services Administration

DATE AND TIME: Monday, May 1, 2006, 1:00 p.m. – 3:00 p.m. (EST)

PLACE: Division of Vocational Rehabilitation, 2002 Old St. Augustine Road, BLD A, Tallahassee, Florida 32301-4862, Call in Number: 1(850)414-1708

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or toll free (877)822-1993.

Any person, who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: May 11, 2006, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that 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, Aloha Kai Condominium Association, Docket No. 2006014351.

Whether Aloha Kai Association, Inc. and Aloha Kai Vacation Rentals, Inc. are required under Section 719.104(3), Florida Statutes, and its governing documents to provide property, casualty, fire and flood insurance on individual units within the cooperative.

A copy of the Petition for Declaratory Statement, Docket Number 2006014351 may be obtained by writing to: The 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, William Bahr, Petitioner, Sea Ranch Club of Boca, Inc.; Docket No. 2006017501.

Whether Sea Ranch Club of Boca Raton, Inc.'s providing access to records on July 6, 2004, to a unit owner who requested those records on June 28, 2004, violated Section 718.111(12), Florida Statutes, when the association's office was closed in observance of the July 4th holiday on Monday, July 5, 2004.

A copy of the Petition for Declaratory Statement, Docket Number 2006017501, may be obtained by writing to: The 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, Mark and Deborah Cross, Petitioners, Emerald Hill Owners Association, Inc.; Docket No. 2006017644.

Whether rental records of Seagrove on the Beach Realty, Inc. are official records of Emerald Hills Owners Association, Inc. and open to unit owner inspection under Section 718.111(12), Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number 2006017644, may be obtained by writing to: The 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, has issued an Order Denying Petition for Declaratory Statement In

Re: Petition for Declaratory Statement, Oceania III Condominium Association, Inc, Oceania II Condominium Association, Inc. and Oceania IV Condominium Association, Inc; Docket No. 2006003887.

The Division denied the petition for declaratory statement requesting an opinion as to whether Oceania Club, Inc. is a condominium association, because the Division does not have authority to interpret ambiguous provisions in condominium documents and because it may not determine rights of third parties who are not parties to the petition.

A copy of the Order Denying Petition for Declaratory Statement, Docket Number 2006003887, may be obtained by writing to: The 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.

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:

NONE

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

NONE

**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 AGRICULTURE AND CONSUMER SERVICES

REQUEST FOR STATEMENT
OF QUALIFICATIONS (SOQ)

As an Architect or Engineer, you are invited to submit an SOQ to the FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF ANIMAL INDUSTRY, hereinafter referred to as the Department.

The Department is seeking professional services of an architectural/engineering firm to provide project planning, design and permitting requirements for the Department's proposed Necropsy Laboratory – Shipping/Receiving Facility to be located at 2700 N. John Young Parkway, Kissimmee, Florida 34741.

PROJECT LOCATION: Kissimmee, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number SOQ/AI-05/06-117, or by calling the Purchasing Office at (850)487-3727.

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

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

Statements of Qualifications will be received and publicly opened on:

DATE AND TIME: May 9, 2006, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, SB8 Mayo Building, Tallahassee, Florida 32399, (850)487-3727

CONTRACT AWARD: The official Notice of Award recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

DEPARTMENT OF EDUCATION

CALL FOR BIDS – ITB 06-13

Made by the University of North Florida Board of Trustees, a public body corporate

PROJECT, NAME, NUMBER AND LOCATION: Skate Park, University of North Florida, 4567 St. Johns Bluff Road, South, Jacksonville FL 32224

GENERAL SCOPE: New Skate Park including equipment

QUALIFICATIONS: All bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: Wednesday, May 3, 2006, 2:00 p.m.

PLACE: University of North Florida, Building Six, Conference Room, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224 at which time and place they will be publicly opened and read aloud.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual which may be obtained Southside Blueprint, 1024 Kings Ave., Jacksonville, FL 32207

ARCHITECT/

ENGINEER: Pond Junck & Walker, 10199 Southside Blvd., Suite 103, Jacksonville, FL 32256

MINORITY

PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Commission on Minority Business Economic and Business Development (formerly certificate done by Department of Management Services)

PRE-SOLICITATION/PRE-BID MEETING: The bidder is required to attend the pre-solicitation/pre-bid meeting. Minority business enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. The meeting has been scheduled for:

DATE AND TIME: Tuesday, April 25, 2006, 2:00 p.m.

PLACE: University of North Florida, Building Six, Conference Room, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224

Bid documents including drawings and project manual may be obtained from Southside Blueprint for the cost of reproduction.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

REGIONAL TRANSPORTATION AUTHORITIES

REQUEST FOR PROPOSAL NO. 05-722

Universal Automated Fare Collection System

The South Florida Regional Transportation Authority (SFRTA), an agency of the State of Florida, operates Tri-Rail, a seventy-two (72) mile commuter railroad with eighteen (18) stations in Miami-Dade, Broward, and Palm Beach Counties.

THE PURPOSE of this RFP is for SFRTA/Tri-Rail to acquire the services of a qualified firm to provide design, manufacture and installation of hardware and software for a regional Universal Automated Fare Collection System. This new

regional fare media vending, collection and processing system will be used by four public transportation agencies in the South Florida region; SFRTA/Tri-Rail, Miami-Dade Transit (MDT), Broward County Transit (BCT) and Palm Tran. The tasks in this RFP include but are not limited to: hardware design, manufacturing, software development, integration, equipment installation and training of the system.

This RFP solicits written responses (“proposals”) from qualified Proposers interested in providing the equipment and services needed for successful completion of this Project. SFRTA must point out to all Proposers that progression of some services for this contract will only be awarded predicated on receipt of funds received to progress this work. SFRTA and its regional partners have every intention of progressing all UAFC services defined in the Technical Specifications.

A REQUEST FOR DOCUMENTS should be directed to: Mr. Ben Guida, SFRTA, 800 N. W. 33 Street, Suite 100, Pompano Beach, Florida 33064, (954)788-7906. The cost of the solicitation document is Two Hundred Dollars (\$200.00) non-refundable. Checks or money orders made payable to SFRTA should be forwarded to Mr. Guida at the address above. Solicitation documents will be provided in electronic format on CD and will be available on or about April 7, 2006.

A PRE-PROPOSAL CONFERENCE will be held in the SFRTA Board Room at the address above on April 25, 2006 at 9:00 a.m. The purpose of the meeting will be for SFRTA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is recommended. Following the Pre-Proposal Conference will be site-visits of agency facilities on April 25th, 26th and 27th. Prospective Proposers interested in attending the site visits are required to RSVP by calling Charmaine Davis-Matthei, (954)788-7905 no later than April 14th, 4:00 p.m. (Local Time), to allow for appropriate accommodations.

RECEIPT OF SEALED PROPOSALS: All proposals must be received as per the RFP instructions no later than 5:00 p.m. (Local Time), on June 7, 2006 at the SFRTA office address listed above.

SFRTA reserves the right to postpone, to accept, or reject any and all proposals in whole or in part. All Firms shall certify that they are not on the State of Florida Comptroller General’s List of Ineligible Bidders. All proposals shall remain in effect for One Hundred Eighty (180) days from the RFP submission due date.

DBE PARTICIPATION: SFRTA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBEs will be afforded full consideration of their responses and will not be subject to discrimination. The DBE participation goal for this solicitation is 13%. MDT will have a separate DBE goal and program established for its portion of the procurement.

NOTIFICATION OF FEDERAL PARTICIPATION: A portion of this project is funded by a grant from the Federal Transit Administration. Any resultant Agreement shall be subject to all federal rules and regulations.

CONE OF SILENCE: Any verbal or written communications between any Proposer (potential or actual), or its representatives and any SFRTA Board member, staff member, committee member, consultant or SFRTA's regional partners (Miami-Dade County, Broward County and Palm Beach County), regarding this procurement are strictly prohibited from the date of the Request for Proposal (RFP) advertisement through the date of execution of the contract. The only exceptions to this are: (1) written requests regarding information or clarification made to SFRTA's designated contract specialist during the allowable time period under the solicitation; (2) any communications at a publicly noticed meeting of SFRTA; and (3) any communications with the SFRTA Director of Procurement. Any violation of the requirements set forth in this section shall constitute grounds for immediate and permanent disqualification of the Proposer/violator from participation in this procurement.

PARTNERING OR TEAMING: SFRTA encourages partnering or teaming among industry firms for this procurement. Such partnering or teaming could result in a successful proposal that provides the best combination of value and technical innovation.

Christopher C. Bross, CPPO, FCPM
Director, Procurement

EXPRESSWAY AUTHORITIES

MDX PROCUREMENT/CONTRACT NO.: ITB-06-06

MDX WORK PROGRAM NO.: 30013.060

MDX PROJECT/SERVICE TITLE: PRESSURE WASHING
AND APPLICATION OF CLASS V COATING TO
CONCRETE BRIDGE SURFACES

The Miami-Dade Expressway Authority ("MDX") is seeking the services of a contractor to provide Pressure Washing and Application of Class V Coating to Concrete Bridges Surfaces of bridges at various mile post locations within the MDX System. The MDX System is comprised of State Road (SR) 112, SR 836, SR 874, SR 878 and SR 924. MDX notifies all Bidders and individuals that it requires and encourages small, minority and women-owned businesses to have full opportunity to submit a response to any solicitation document issued by MDX. MDX requires satisfaction of a 15% small business participation goal in this project. Please refer to the Small Business Participation Policy (available on MDX's website). For complete information, on the scope of the project as well as bidders and submittal requirements, please log onto our site: www.mdxway.com or call MDX at (305)637-3277.

A Pre-Bid Conference for this project is scheduled for April 20, 2006, at 10:30 a.m. Deadline for submitting a sealed Bid is May 9, 2006 by 2:00 p.m. (Eastern Time)

NOTICE OF INVITATION TO BID

MDX PROCUREMENT/CONTRACT NO.: ITB-06-05

MDX WORK PROGRAM NO.: 30011.060

MDX PROJECT/SERVICE TITLE: MILLING &
RESURFACING ON SR 878

The Miami-Dade Expressway Authority ("MDX") is seeking a contractor to provide Milling & Resurfacing services on SR 878. The MDX System is comprised of State Road (SR) 112, SR 836, SR 874, SR 878 and SR 924. MDX notifies all Bidders and individuals that it requires and encourages small, minority and women-owned businesses to have full opportunity to submit a response to any solicitation document issued by MDX. MDX requires satisfaction of a 15% small business participation goal in this project. Please refer to the Small Business Participation Policy (available on MDX's website). For complete information, on the scope of the project as well as submittal requirements, please log onto our site: www.mdxway.com or call MDX at (305)637-3277.

A Pre-Bid Conference for this project is scheduled for April 27, 2006 at 10:30 a.m. Deadline for submitting a sealed Bid is May 17, 2006 by 2:00 p.m. (Eastern Time)

NOTICE OF INVITATION TO BID

MDX PROCUREMENT/CONTRACT NO.: ITB-06-03

MDX WORK PROGRAM NO.: 30015.060

MDX PROJECT/SERVICE TITLE: SR 836 STEEL BRIDGE
PAINTING (PHASE II)

The Miami-Dade Expressway Authority ("MDX") is seeking the services of a contractor to provide Construction Services for steel bridge painting on SR 836. The MDX System is comprised of State Road (SR) 112, SR 836, SR 874, SR 878 and SR 924. MDX notifies all Bidders and individuals that it requires and encourages small, minority and women-owned businesses to have full opportunity to submit a response to any solicitation document issued by MDX. For complete information, on the scope of the project as well as bidders and submittal requirements, please log onto our site: www.mdxway.com or call MDX at (305)637-3277.

A Pre-Bid Conference for this project is scheduled for April 26, 2006, at 10:30 a.m. Deadline for submitting a sealed Bid is May 16, 2006 by 2:00 p.m. (Eastern Time).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA HOUSING FINANCE CORPORATION

Request for Qualifications 2006-03
Management Company Services

The Florida Housing Finance Corporation invites all qualified management companies, who wish to provide management company services, to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Wednesday, May 17, 2006, to the attention of Robin L. 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 L. Grantham, (850)488-4197 or robin.grantham@floridahousing.org.

To obtain a copy of the Request for Qualifications, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Robin Grantham, or you can download the Request for Qualifications from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/CurrentSolicitations/RequestForQualifications.htm>

Any modifications that occur to the Request for Qualifications will be posted at the web site and may result in an extension of the deadline.

TAYLOR COUNTY

Request for Proposals
Taylor County Board of Commissioners

The Taylor County Board of Commissioners is accepting proposals to select a qualified firm interested in coordinating transportation services for the transportation disadvantaged in Taylor County, Florida. The selected contractor will be the designated Community Transportation Coordinator for the Transportation Disadvantaged Program, as authorized by Chapter 427, Florida Statutes and more fully described in Rule 41-2 of the Florida Administrative Code.

THE PURPOSE OF THE RFP is to obtain the services of an experienced transportation firm to provide coordinated services in Taylor County as outlined in Section 427.015(2), F.S. Any contract issued as a result of this solicitation will be for a three year period commencing approximately July 1, 2006.

THE SCOPE. The Taylor County Board of County Commissioners intends to select a single transportation coordinator to provide and coordinate trips for eligible transportation disadvantaged passengers as defined in Section 411.202, F.S.

A request for RFP documents should be directed to: Melody Cox, Director of Administrative Services, Taylor County Administrative Complex, 201 E. Green Street, Perry, Florida 32347, (850)838-3500, ext. 9. Solicitation documents will be available on or about April 5, 2006.

THERE WILL BE NO PRE-PROPOSAL CONFERENCE.

All proposals must be received in a SEALED ENVELOPE no later than 4:00 p.m., May 1, 2006 (local time), at the office of the Taylor County Clerk of Courts, 108 North Jefferson Street, P. O. Box 620, Perry, Florida 32347. All envelopes must bear the PROPOSERS NAME, RFP TITLE, AND THE RFP DUE DATE.

Proposals shall be submitted with one (1) complete original document and nine (9) exact copies.

The Taylor County Board of Commissioners solicits and encourages Disadvantaged Business Enterprises (DBE) participation. DBE's will be afforded full consideration of their responses and will not be subject to discrimination.

The Taylor County Board of Commissioners reserves the right to postpone, to accept or to reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptrollers General's List of Ineligible Bidders. All proposals must remain in effect for one hundred eighty (180) days from the RFP submission due date.

CITY OF APALACHICOLA

SEALED BIDS for the City of Apalachicola FDOT Traffic Safety Project, Market Street Sidewalk, will be received by the City of Apalachicola, Florida at 1 Bay Avenue (mailing address 1 Avenue E), Apalachicola, Florida 32320 until 3:30 p.m. (Eastern Time), April 28, 2006, bids will be publicly opened at City Hall on May 2, 2006, 6:00 p.m. (Eastern Time). Each BID must be submitted in a sealed envelope addressed to the City of Apalachicola.

The envelope must be plainly marked on the outside as BID for the City of Apalachicola: FDOT Traffic Safety Project, Market Street Sidewalk, and should bear on the outside the BIDDER'S name, address and license number, if applicable, as well as the date and time of bid opening.

DESCRIPTION OF WORK: FDOT Traffic Safety Project, Market Street Sidewalk, Apalachicola, Florida as per plans and specifications.

Copies of the Contract Documents are on file at the offices of Baskerville-Donovan, Inc. located at 325 John Knox Road, Building 200, Tallahassee, Florida 32303. They may be

examined at the above address or copies will be provided to the Bidder at a fee of Fifty Dollars (\$50.00) per set. This payment if non-refundable. Partial sets will NOT be issued.

The City of Apalachicola reserves the right to accept or reject any and all bids in whole or in part, to waive informalities in the bidding or bidding documents, to obtain new bids, or to postpone the bid opening pursuant to the City's Purchasing Policies. Each bid shall be valid to City of Apalachicola for a period of sixty (60) days after the bid opening.

City of Apalachicola is an Equal Opportunity Employer.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL

REQUEST FOR PROPOSALS (FDDC # 2006-HC-3800)

The Florida Developmental Disabilities Council (FDDC) announces the availability of a Request for Proposals. This RFP is being issued to enhance the information base necessary for the FDDC continued efforts to improve the delivery of health care services to the state's children and adults with developmental disabilities.

The Council's Health Care and Prevention Task Force recognizes that poor access to preventive health care services among people with disabilities is a serious public health concern. Low rates of health care usage among individuals with developmental disabilities can lead to decreased health status, including the delayed treatment of chronic illness and failure to prevent secondary conditions. Early detection is pivotal to the successful treatment of many illnesses, yet for some individuals with developmental disabilities health care services are simply out of reach.

The Americans with Disabilities Act (ADA) established fundamental principles that also apply to health care providers and can be a vehicle for examining and shaping the way health care is delivered.

In the context of the ADA, public accommodations also include medical care services, a unique aspect of the law. Access to health care in the United States ambulatory settings continues to cause disparities in health care for people with disabilities. However, evidence supports that the health care system has not responded to the basic needs of individuals with disabilities.

The primary objective of this project is to conduct a literature review to determine whether there has been previous review of the Florida healthcare system and the adherence to ADA requirements to provide reasonable access for individuals with disabilities. It will look for literature that explores the extent to which people with disabilities experience problems and barriers to receiving healthcare services in Florida and whether the literature analyzes root causes.

The selected provider will conduct a full literature review of the literature related to health care access for individuals with developmental disabilities. This review of the literature will be

comprehensive and will include the academic literature; materials available through the internet, foundations, government publications, and other sources. The selected provider will synthesize the literature and critically analyze and interpret the articles selected, discussing strengths and weaknesses. The literature review will present concluding implications for future review or inquiry.

The literature review will provide the following elements:

- An overview of the issue, along with the objectives of the literature review
- Division of works under review into categories (e.g. those in support of a particular position, those against, and those offering alternative positions)
- Explanation of how each work is similar to and how it varies from the others
- Conclusions as to which articles are most convincing in their opinions and make the greatest contribution to the understanding and development of this area of research

The review will place each work in the context of its contribution to the understanding of the issue under review; describe the relationship of each work to the others; identify new ways to interpret, and shed light on any gaps in previous research; resolve conflicts amongst seemingly contradictory previous studies; identify areas of prior scholarship to prevent duplication of effort, and point the way forward for future research.

Additional deliverables will be required to document provision of the services of the grant.

Individuals, not-for-profit and for-profit agencies may submit proposal in response to this RFP. The approximate amount of funds available for project awarded based on this RFP will be up to \$4,995.00. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP will be available from the Florida Developmental Disabilities Council, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301, (850)488-4180 or Toll Free 1(800)580-7801 or TDD Toll Free (888)488-8633. The deadline for submitting letters of intent and written questions is 2:00 p.m. (DST), on May 5, 2006. The deadline for submitting proposals is 2:00 p.m. (DST), on June 19, 2006. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by e-mail will not be accepted.

REQUEST FOR PROPOSALS (FDDC # 2006-CD-4200)

The Florida Developmental Disabilities Council (FDDC) announces the availability of a Request for Proposals. This RFP is being issued to enhance the information base necessary for the FDDC continued efforts to improve the delivery of services to the state's children and adults with developmental disabilities.

The Council recognizes that all children have hopes and dreams for the future as well as talents, interests and skills. The Individuals with Disabilities Education Act (IDEA) and

Florida special education law and regulations have created a base of civil rights and legal protections for children with disabilities. However, most children and youth with developmental disabilities remain seriously at risk of being left behind after they leave or drop out secondary education programs.

Years of focused research show that youth with disabilities achieve better outcomes when their transition from school to work, career and independence are grounded in standards-based education, individualized work experiences, high expectations and strong connections to adults who care about them, and to mentors who understand the challenges they face. Transition services are best defined as a set of services and supports designed to assist a young person move from the protective environments of home and school to the adult world of work, further education and independent living. This project focuses on evidence based Career Preparation and Work-Based Learning: Career preparation and work-based learning experiences are essential to form and develop aspirations and to make informed choices about competitive integrated employment (including micro enterprises) and lifelong learning. These educational experiences must be provided, to students with developmental disabilities ages 16-22, earning a special diploma on alternate achievement standards, in an individualized manner in inclusive school settings and/or inclusive after-school or summer programs that may require collaboration with other organizations and/or community resources. School districts or individual high school may apply for this grant and must submit a plan to achieve one or more of following all in inclusive settings: (1) Evidenced-Based Career & Work Based Learning Experiences (e.g.: job shadowing, internships, mentoring programs, school-based enterprises, career focused, school sponsored extracurricular clubs and/or activities available to students without disabilities such as FBLA (Future Business Leaders of America.), post-secondary education & lifelong learning opportunities.) (2) Discovery Individual Vocational Profile & Career Portfolios; (3) Community Partnerships (selected high schools will develop partnerships and cooperative agreements with local workforce boards, local businesses, local government agencies, community service agencies, and corporations) to provide access and supports to individualized career exploration and work experience opportunities for students with developmental disabilities.

School districts or individual schools may submit proposal in response to this RFP. The approximate amount of funds available for project awarded based on this RFP will be up to \$100,000. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP will be available from: Florida Developmental Disabilities Council, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301, (850)488-4180 or Toll Free 1(800)580-7801 or TDD Toll Free (888)488-8633. The

deadline for submitting letters of intent and written questions is prior to 4:00 p.m. (DST), on May 12, 2006. The deadline for submitting proposals is prior to 2:00 p.m. (DST), on June 30, 2006. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by e-mail will not be accepted.

Request for Proposals (FDDC #2006-TR-3700)

The Florida Developmental Disabilities Council, Inc. (FDDC) announces the availability of a Request for Proposals (RFP). Copies of the RFP can be downloaded for the FDDC website (www.fddc.org) or copies may be requested by writing FDDC at 124 Marriott Drive, Suite 203, Tallahassee, Florida 32301 or calling (850)488-4180, 1(800)580-7801 (Toll Free), 1(888)488-8633 (TDD). To register to receive electronic mail (email) notices of future RFPs, please visit our website (www.fddc.org) and click on the "RFPs" button near the top of the page, then click on the "sign up" button and follow the directions.

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2006-TR-3700) find a provider to create a new guidebook that teaches methods of accessing public transportation to people with developmental disabilities. FDDC has set aside federal funds for a period not to exceed one (1) year for fiscal support of this RFP. Interested parties should obtain a copy of RFP #2006-TR-3700 for specific information related to funding amounts.

The deadline for submitting written questions and letters of intent for this ITN is May 15, 2006, by 4:00 p.m. (DST). In order for your proposal to be considered, your letter of intent must be received by the above referenced deadline. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of May 22, 2006. The deadline for submitting proposals for this RFP is by 2:00 p.m., on June 26, 2006.

CITIZENS PROPERTY INSURANCE CORPORATION

Notice of Request for Proposals for Estimating Software
Citizens Property Insurance Corporation is soliciting Requests for Proposals from firms providing software capable of estimating fixed residential and/or light commercial remodel and repair costs in conjunction with the adjustment of catastrophe claims.

Citizens Property Insurance Corporation is not an agency of the State of Florida and therefore this RFP process is not governed by the contracting procedures applicable to state agencies.

Written proposals must be received by the Corporation no later than 5:00 p.m. (Eastern Time), on April 28, 2006. A copy of the Request for Proposal for Estimating Software may be found at www.citizensfla.com.

Section XII Miscellaneous

DEPARTMENT OF STATE

The Division of Cultural Affairs announces a change in the application submission deadlines for the Cultural Facilities Program and the Regional Cultural Facilities Program.

New Application Submission Deadline for:

Cultural Facilities Program

Technical Eligibility: May 26, 2006 (postmark)

Final Deadline: June 30, 2006 (postmark)

Regional Cultural Facilities Program

Final Deadline: June 30, 2006 (postmark)

Visit the Division's website at www.Florida-Arts.org for application availability.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

NOTICE OF ACCEPTANCE OF APPLICATIONS ENDANGERED AND THREATENED NATIVE FLORA GRANTS PROGRAM

The Florida Department of Agriculture and Consumer Services, Division of Plant Industry announces that it is once again soliciting applications for the Endangered and Threatened Native Flora Grants Program.

Grants may be awarded for activities which provide recognition of those native flora to the state that are endangered and threatened; and activities that encourage, within a controlled program, the protection, curation, propagation, reintroduction and monitoring of native flora that are identified as endangered or threatened.

Who is eligible to apply? By law, a qualified corporation is a not-for-profit corporation pursuant to s. 501 (c)(3) of the Internal Revenue Code of 1954, and which is described in, and allowed to receive contributions pursuant to the provisions of, s. 170 of the Internal Revenue Code of 1954, and which is a corporation not for profit incorporated pursuant to Chapter 617, Florida Statutes, and which can demonstrate, based on program criteria, the ability to protect, conserve, propagate, reintroduce and monitor endangered and threatened native flora.

If the projects receive legislative approval, funds will become available after July 1, 2007. The deadline for filing applications is July 31, 2006 and applications must be delivered to the Division of Plant Industry's Plant Inspection office by 5:00 p.m. on that date or be clearly postmarked on or before that date.

Further information and an application may be obtained from: Mr. Dan Phelps, Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100 or (352)372-3505, Ext. 162 or Fax (352)955-2301 or E-mail: phelpsd@doacs.state.fl.us

DEPARTMENT OF COMMUNITY AFFAIRS

Notice of Funding Availability Hazard Mitigation Grant Program

The Department of Community Affairs, Division of Emergency Management is pleased to announce the availability of Hazard Mitigation Grant Program (HMGP) funds as a result of the recent Presidential Disaster Declarations (FEMA-1595-DR-FL and FEMA-1602-DR-FL). The HMGP is authorized by Section 404 of the Robert T. Stafford Disaster Relief Act and is designed to assist communities in implementing mitigation measures designed to reduce or eliminate long-term risk to people and property from natural hazards and their effects. DEM is soliciting applications and encourage all eligible applicants to identify and submit applications that address eligible mitigation activities that are designed to reduce your community's overall risk to hazards. The amount of funding available to the state is based on 7.5% of the total federal disaster assistance for these events. The application period will close June 7, 2006. Therefore, all applications must be postmarked by June 7, 2006. The Department encourages and welcomes the submittal of complete applications at anytime during this cycle.

Application Timeline

Applications are currently being accepted. The deadline for the submission of applications is June 7, 2006 (postmarked). Applications will only be accepted from eligible applicants as defined in the Minimum Program Eligibility section of this notice. Please provide four completed copies of the State of Florida Joint Hazard Mitigation and Flood Mitigation Assistance Application and all appropriate attachments, which may be obtained at the DEM website located at <http://www.floridadisaster.org/brm/hmgp.htm>.

Alternatively, you may contact the DEM directly at (850)413-9884. In order to be considered, completed applications must be sent to the following address:

Florida Department of Community Affairs
 Division of Emergency Management
 Mitigation Section
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100
 ATTN: Hazard Mitigation Grant Program

Minimum Program Eligibility

Eligible Applicants: are local governments, state agencies, federally recognized Indian Tribal governments and private non-profit organizations and institutions.

Eligible Activities: include mitigation projects that will result in protection of public or private property from natural hazards. Eligible projects include, but are not limited to:

- Acquisition of hazard prone properties
- Retrofitting of existing buildings and facilities
- Elevation of flood prone structures
- Infrastructure protection measures
- Storm water management improvements
- Minor structural flood control projects
- Relocation of structures from hazard prone areas
- Retrofitting of existing buildings and facilities for shelters

The state will not consider funding request for:

- Generators: Unless they are an integral part of a larger eligible project
- Construction of new facilities: However, the cost associated with above code upgrades can be considered.
- Equipment such as emergency pumps, vehicles and communication devices.
- Tree removal.
- Projects already in progress. (Construction may not begin until the project has met requirements of the National Environmental Policy Act. In addition, the contract between the State and subgrantee must be executed.)

All projects submitted must meet the following minimum criteria to be considered for funding:

- Conform with the State Mitigation Plan and the respective community's Local Mitigation Strategy;
- Demonstrate cost-effectiveness;
- Is technically feasible;
- Provide a beneficial impact upon the designated disaster area;
- Conform to all applicable environmental laws, and regulations and executive orders;
- Solve a problem independently or constitutes a functional part of a solution;
- Is in an NFIP participating community that is not on probation or have been suspended from NFIP; and
- Meet all applicable state and local codes and standards.

Cost-Share Requirements

Under the HMGP, FEMA will contribute up to 75 percent (75%) of the total amount approved under the grant award to implement eligible cost-effective mitigation measures. The

applicant must provide the remaining 25 percent (25%) non-federal share. All contributions, cash or in-kind services, are acceptable as part of the non-federal share. Requirements for in-kind contributions can be found in 44 Code Federal Regulations, Section 13.24. In-kind contributions must be directly related to the eligible project cost. In-kind resources are those personnel, materials, equipment and supplies owned, controlled and operated by the applicant or a third party contributor. Applicants are encouraged to link HMGP funds with other state, local and private sources.

Pre-Award Costs

Prior to receiving a grant award, pre-award costs may be requested. Pre-award costs include items such as engineering, environmental study, permitting and other "soft" costs associated with a construction project. Construction activities are not considered pre-award costs. Pre-award costs must be requested in writing.

Technical Assistance

DEM is in the process of scheduling HMGP application development workshops. The dates, times, locations and a short overview of the workshops will be posted on the DEM website www.floridadisaster.org. DEM will provide technical assistance throughout the application process. DEM will be available to assist with the application process, Benefit Cost Analysis, Engineering Feasibility and Environmental/Historical Preservation Compliance. If there are any questions regarding the allocation of funds or the project review and selection criteria, please call Bureau staff at one of the following numbers:

- (850)922-5269 (Grants/Projects Review Office)
- (850)413-9884 (Mitigation Planning Office)
- (850)922-5332 (Engineering and Technical Feasibility)

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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

Pursuant to Section 320.642, Florida Statutes, Classic Motorcycles and Sidecars, Inc., intends to allow the establishment of Ali-J, Inc., d/b/a Freedom Powersports, as a dealership for the sale of TN'G and Flying Tiger motorcycles at 941 Country Club Boulevard, Cape Coral (Lee County), Florida 33990, on or after March 22, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Ali-J, Inc., d/b/a Freedom Powersports are dealer operator(s): Jeffrey A. Free, 5924 Tarpon Garden Circle, #202, Cape Coral, Florida 33914, and Allison A. Free, 5924 Tarpon Garden Circle, #202, Cape Coral, Florida 33914;

principal investor(s): Jeffrey A. Free, 5924 Tarpon Garden Circle, #202, Cape Coral, Florida 33914, and Allison A. Free, 5924 Tarpon Garden Circle, #202, Cape Coral, Florida 33914.

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 U.S. Mail to: Bryce Tangvald, Sales Assistant, Classic Motorcycles and Sidecars, Inc., P. O. Box 969, Preston, Washington 98050.

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

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Polaris Sales, Inc., intends to allow the establishment of Orlando Motorsports, LLC, d/b/a Cycle Riders of Longwood, as a dealership for the sale of Victory motorcycles at 855 North Highway 17/92, Longwood (Seminole County), Florida 32750, on or after March 31, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Orlando Motorsports, LLC, d/b/a Cycle Riders of Longwood, are dealer operator(s): William R. Coulter, 6030 East Montecito Avenue, Scottsdale, Arizona 85251; principal investor(s): William R. Coulter, 6030 East Montecito Avenue, Scottsdale, Arizona 85251.

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 U.S. Mail to: Michael W. Malone, VP Finance, CFO, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340-9770.

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

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, United Motors of America intends to allow the establishment of Ray's Sunshine Cycles, as a dealership for the sale of UM motorcycles, motorcycles (ZHEJ) manufactured by Zhejian Taizhou Wangye Power Co., Ltd., and motorcycles (ZONG) manufactured by Chongqing Zongshen Group-Zongshen Industrial Group, at 3616 U.S. Highway 92 East, Lakeland (Polk County), Florida 33801, on or after March 17, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Ray's Sunshine Cycles are dealer operator(s): Raymond Gonzales, 1437 Morganwood Drive, Lakeland, Florida 33801; principal investor(s): Raymond Gonzales, 1437 Morganwood Drive, Lakeland, Florida 33801.

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 U.S. Mail to: Melissa Bell, Sales Support, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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

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

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America intends to allow the establishment of Solano Cycle, as a dealership for the sale of UM motorcycles, motorcycles (ZHEJ) manufactured by Zhejiang Taizhou Wangye Power Co., Ltd., and motorcycles (ZONG) manufactured by Chongqing Zongshen Group-Zongshen Industrial Group, 32 San Marco Avenue, St. Augustine (St. Johns County), Florida 32084, on or after January 30, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Solano Cycle are dealer operator(s): Martin Solano, 4372 Sycamore Pass Court, West, Jacksonville, Florida 33258; principal investor(s): Martin Solano, 4372 Sycamore Pass Court, West, Jacksonville, Florida 33258.

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 U.S. Mail to: Melissa Bell, Sales Support, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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

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

Pursuant to Section 320.642, Florida Statutes, United Motors of America, intends to allow the establishment of Daytona Cruisers, Inc., as a dealership for the sale of UM motorcycles, motorcycles (ZHEJ) manufactured by Zhejiang Taizhou Wangye Power Co., Ltd., and motorcycles (ZONG) manufactured by Chongqing Zongshen Group-Zongshen Industrial Group, at 720 East International Speedway Boulevard, Daytona Beach (Volusia County), Florida 32118, on or after March 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Daytona Cruisers, Inc., are dealer operator(s): John Hart, 727 Central Park Boulevard, Port Orange, Florida 32127, and Julie Hart, 727 Central Park Boulevard, Port Orange, Florida 32127; principal investor(s): John Hart, 727 Central Park Boulevard, Port Orange, Florida 32127, and Julie Hart, 727 Central Park Boulevard, Port Orange, Florida 32127.

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 U.S. Mail to: Melissa Bell, Sales Support, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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

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

Pursuant to Section 320.642, Florida Statutes, United Motors of America intends to allow the establishment of Beach Scooter Rental, Inc., as a dealership for the sale of UM motorcycles, motorcycles (ZHEJ) manufactured by Zhejiang

Taizhou Wangye Power Co., Ltd., and motorcycles (ZONG) manufactured by Chongqing Zongshen Group-Zongshen Industrial Group, at 1341 Washington Avenue, Miami Beach (Dade County), Florida 33139, on or after March 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Beach Scooter Rental, Inc., are dealer operator(s): David Buzgalo, 1341 Washington Avenue, Miami Beach, Florida 33139; principal investor(s): David Buzgalo, 1341 Washington Avenue, Miami Beach, Florida 33139.

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 U.S. Mail to: Melissa Bell, Sales Support, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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

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

Pursuant to Section 320.642, Florida Statutes, Piaggio USA, Inc., intends to allow the establishment of Vespa of Central Florida, LLC, d/b/a Vespa Sarasota, as a dealership for the sale of Piaggio and Vespa motorcycles at 410 North Washington Boulevard, Sarasota, (Sarasota County), Florida 34236, on or after March 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Vespa of Central Florida, LLC, d/b/a Vespa Sarasota, are dealer operator(s): Bruce Albertson, 930 Orange Avenue, Winter Park, Florida 32789; principal investor(s): Bruce Albertson, 930 Orange Avenue, Winter Park, Florida 32789.

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 U.S. Mail to: Paolo Timoni, President, Piaggio USA, Inc., 140 East 45th Street, 17th Floor, New York, NY 10017.

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, Focus, Inc., d/b/a Independence Motorcycle Company, intends to allow the establishment of Tombstone Cycles, as a dealership for the sale of Independence motorcycles, at 1890 South Military Trail, West Palm Beach (Palm Beach County), Florida 33415, on or after March 23, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Tombstone Cycles are dealer operator(s): Fred Campagnuolo, 1890 South Military Trail, West Palm Beach, Florida 33415; principal investor(s): Fred Campagnuolo, 1890 South Military Trail, West Palm Beach, Florida 33415.

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: Valerie Annibal, Manager, Focus, Inc., d/b/a Independence Motorcycle Company, 1331 East 21st Street, Tucson, Florida 85719.

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 Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Hyosung Motors America, Inc., intends to allow the establishment of KC Hyosung as a dealership for the sale of Hyosung motorcycles at 4850 Thompson Road, St. Cloud (Osceola County), Florida 34770, on or after March 31, 2006.

The name and address of the dealer operator(s) and principal investor(s) of KC Hyosung are dealer operator(s): Chad Smith, P. O. Box 700208, St. Cloud, Florida 34772; principal investor(s): Chad Smith, P. O. Box 700208, St. Cloud, Florida 34772.

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 U.S. Mail to: Edward Park, President, Hyosung Motors America, Inc., 5815-B Brook Hollow Parkway, Norcross, Georgia 30071.

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, KTM North America, Inc., intends to allow the establishment of TTB Enterprises, Inc., d/b/a Greater Yamaha of Palm Beach, as a

dealership for the sale of KTM motorcycles at 1466 North Military Trail, West Palm Beach (Palm Beach County), Florida 33409, on or after March 13, 2006.

The name and address of the dealer operator(s) and principal investor(s) of TTB Enterprises, Inc., d/b/a Greater Yamaha of Palm Beach are dealer operator(s): Carrington M. Lloyd, Jr., 1466 North Military Trail, West Palm Beach, Florida 33409; principal investor(s): Carrington M. Lloyd, Jr., 1466 North Military Trail, West Palm Beach, Florida 33409.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Jon-Erik Bureson, President, KTM North America, Inc. – East, 1119 Milan Avenue, Amherst, Ohio 44001.

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, Thunder Mountain Custom Cycles, Inc., intends to allow the establishment of Seminole Harley-Davidson as a dealership for the sale of Thunder Mountain Custom motorcycles at 620 Hickman Circle, Sanford, (Seminole County), Florida 32771, on or after March 10, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Seminole Harley-Davidson are dealer operator(s): Rondin Younessi, 620 Hickman Circle, Sanford, Florida 32771, and John Hamer, 620 Hickman Circle, Sanford, Florida 32771; principal investor(s): Rodin Younessi, 620 Hickman Circle, Sanford, Florida 32771, and John Hamer, 620 Hickman Circle, Sanford, Florida 32771.

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 U.S. Mail to: Maria Amaya, Controller, Thunder Mountain Custom Cycles, Inc., 5836 Wright Drive, Loveland, Colorado 80538.

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, Thunder Mountain Custom Cycles, Inc., intends to allow the establishment of Space Coast Harley-Davidson as a dealership for the sale of Thunder Mountain Custom motorcycles at 1440 Executive Circle Northeast, Palm Bay (Brevard County), Florida 32905, on or after March 10, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Space Coast Harley-Davidson are dealer operator(s): Steve Oktela, 1440 Executive Circle Northeast, Palm Bay, Florida 32905; principal investor(s): Steve Oktela, 1440 Executive Circle Northeast, Palm Bay, Florida 32905.

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 U.S. Mail to: Maria Amaya, Controller, Thunder Mountain Custom Cycles, Inc., 5836 Wright Drive, Loveland, Colorado 80538.

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, Exotix Cycle & Motor Werx, Inc., intends to allow the establishment of Steve's Cycles, Inc., as a dealership for the sale of Exotix Cycles at 1045 West King Street SR520, Cocoa (Brevard County), Florida 32922, on or after March 16, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Steve's Cycles, Inc. are dealer operator(s): Stephen T. Foley, 955 Beechfern Lane, Rockledge, Florida 32955; principal investor(s): Stephen T. Foley, 955 Beechfern Lane, Rockledge, Florida 32955.

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 U.S. Mail to: John T. Barontini, Exotix Cycle & Motor Werx, Inc., 640 Kane Court, Oviedo, Florida 32765.

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, Mitsubishi Fuso Truck of America, Inc., intends to allow the establishment of Raney's Truck Parts, Inc., d/b/a Raney's Mitsubishi Fuso, as a dealership for the sale of Mitsubishi Fuso vehicles at 1650 Northwest 38th Avenue, Ocala (Marion County), Florida 34482, on or after April 30, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Raney's Truck Parts, Inc., d/b/a Raney's Mitsubishi Fuso are dealer operator(s): Mark S. Raney, 1850 Southeast 59th Street, Ocala, Florida 34480; principal investor(s): Mark S. Raney, 1850 Southeast 59th Street, Ocala, Florida 34480.

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 U.S. Mail to: Debbie DiFranco, Administrator, Dealer Operations, Mitsubishi Fuso Truck of America, Inc., 2015 Center Square Road, Logan Township, New Jersey 08085.

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 the Relocation of a
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Yamaha Motor Corporation, U.S.A., intends to allow the relocation of St. Augustine Cycle Center, Inc., d/b/a US One Powersports, as a dealership for the sale and service of Yamaha motorcycles and Riva scooter line makes, from its present location at 2590 US Highway 1 South, St. Augustine, Florida 32086, to a proposed location at 205 Commercial Drive, St. Augustine (St. Johns County), Florida 32092, on or after April 8, 2006.

The name and address of the dealer operator(s) and principal investor(s) of St. Augustine Cycle Center, Inc., d/b/a US One Powersports are: dealer operator(s): Joe Cepin, 700 Andrew Avenue, St. Augustine, Florida 32086; principal investor(s): Antoinette Petrisko, 200 Flagler Boulevard, St. Augustine, Florida 32085 .

The notice indicates an intent to relocate the franchise 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 U.S. Mail to: Russell D. Jura, Senior Vice President and General Counsel, Yamaha Motor Corporation, U.S.A., 6555 Katella Avenue, Cypress, California 90630-5101.

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 relocation 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, Thunder Mountain Custom Cycles, Inc., intends to allow the establishment of Seminole Harley-Davidson/Buell as a dealership for the sale of Thunder Mountain Custom motorcycles at 8155 South Highway 17/92, Fern Park (Seminole County), Florida 32730, on or after March 10, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Seminole Harley-Davidson/Buell are dealer operator(s): Rodin Younessi, 8155 South Highway 17/92, Fern Park, Florida 32730, and John Hamer, 8155 South Highway 17/92, Fern Park, Florida 32730; principal investor(s): Rodin Younessi, 8155 South Highway 17/92, Fern Park, Florida 32730, and John Hamer, 8155 South Highway 17/92, Fern Park, Florida 32730.

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 U.S. Mail to: Maria Amaya, Controller, Thunder Mountain Custom Cycles, Inc., 5836 Wright Drive, Loveland, Colorado 80538.

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, Global Electric Motorcars, LLC, intends to allow the establishment of Gulf Atlantic Vehicles, Inc., as a dealership for the sale of GEM vehicles at 3298 Pioneer Trail, New Smyrna Beach (Volusia County), Florida 32168, on or after March 31, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Gulf Atlantic Vehicles, Inc., are dealer operator(s): Russell Greg Welsh, P. O. Box 930, New Smyrna Beach, Florida 32170; principal investor(s): Russell Greg Welsh, P. O. Box 930, New Smyrna Beach, Florida 32170, and Carrie S. Welsh, P. O. Box 930, New Smyrna Beach, Florida 32170.

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 U.S. Mail to: Russell J. Kiefer, Director of Sales and Marketing, Global Electric Motorcars, LLC, 1301 39th Street Northwest, Suite 2, Fargo, North Dakota 58102.

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

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, MOD Cycles Corporation intends to allow the establishment of Ray's Sunshine Cycles as a dealership for the sale of Yumbo and Baccio motorcycles at 3616 US Highway 92 East, Lakeland, (Polk County), Florida 33801, on or after March 8, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Ray's Sunshine Cycles are dealer operator(s): Raymond Gonzales, 3616 US Highway 92 East, Lakeland, Florida 33801; principal investor(s): Raymond Gonzales, 3616 US Highway 92 East, Lakeland, Florida 33801.

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: Luz Gimenez, MOD Cycles Corporation, 7547 Northwest 52nd Street, Miami, Florida 33166.

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

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

Pursuant to Section 320.642, Florida Statutes, notice is given that LS MotorSports, LLC, intends to allow the establishment of The Car Lot as a dealership for the sale and service of Diamo motorcycles at 3114 West Tennessee Street, Tallahassee, (Leon County), Florida 32304, on or after February 15, 2006.

The name and address of the dealer operator(s) and principal investor(s) of The Car Lot are dealer operator(s): KC Brown, 3114 West Tennessee Street, Tallahassee, Florida 32304; principal investor(s): KC Brown, 3114 West Tennessee Street, Tallahassee, Florida 32304.

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

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: Mathu Solo, President, LS MotorSports, LLC, 2550 East Desert Inn Road, #40, Las Vegas, Nevada 89121.

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, Vince Doll Installations, Inc., d/b/a Redneck Engineering, intends to allow the establishment of Jax Cycles d/b/a Jax Custom Cycles, as a dealership for the sale of Redneck motorcycles at 14521 Beach Boulevard, Jacksonville, (Duval County), Florida 32250, on or after March 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Jax Cycles d/b/a Jax Custom Cycles are dealer operator(s): Gary Jenkins, 14521 Beach Boulevard, Jacksonville, Florida 32250; principal investor(s): Gary Jenkins, 14521 Beach Boulevard, Jacksonville, Florida 32250.

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: Mike Marquart, President, Vince Doll Installations, Inc., d/b/a Redneck Engineering, 107 Nix Road, Liberty, South Carolina 29657.

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, Hyosung Motors America, Inc., intends to allow the establishment of Super Bikes as a dealership for the sale of Hyosung motorcycles at 12145 Tamiami Trail, North Port, (Sarasota County), Florida 34287, on or after April 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Super Bikes are dealer operator(s): Sergei Smirnov, 3207 78th Avenue, Sarasota, Florida 34243; principal investor(s): Sergei Smirnov, 3207 78th Avenue, Sarasota, Florida 34243.

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: Edward Park, President, Hyosung Motors America, Inc., 5815B Brook Hollow Parkway, Norcross, Georgia 30071.

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, Thunder Mountain Custom Cycles, Inc., intends to allow the establishment of Pineda Harley-Davidson Shop as a dealership for the sale of Thunder Mountain Custom motorcycles at 6030 North Harbor City Boulevard, Melbourne, (Brevard County), Florida 32940, on or after March 10, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Pineda Harley-Davidson Shop are dealer operator(s): Steve Oktela, 6030 North Harbor City Boulevard, Melbourne, Florida 32940; principal investor(s): Steve Oktela, 6030 North Harbor City Boulevard, Melbourne, Florida 32940.

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: Maria Amaya, Controller, Thunder Mountain Custom Cycles, Inc., 5836 Wright Drive, Loveland, Colorado 80538.

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 Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Hyosung Motors America, Inc., intends to allow the establishment of Solano Cycles as a dealership for the sale of Hyosung motorcycles at 32 San Marco Avenue, St. Augustine, (St. Johns County), Florida 32084, on or after April 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Solano Cycles are dealer operator(s): Martin Solano, 4372 Sycamore Pass Court West, Jacksonville, Florida 32258; principal investor(s): Martin Solano, 4372 Sycamore Pass Court West, Jacksonville, Florida 32258.

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: Edward Park, President, Hyosung Motors America, Inc., 5815B Brook Hollow Parkway, Norcross, Georgia 30071.

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

On March 29, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Thomas Charles Herter, L.M.T. license number MA 18864. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 30, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Peter Kirk, M.D. license number ME 53217. This Emergency Suspension

Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 30, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Robert P. Schiffer, M.D. license number ME 20402. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 29, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Daniel Joseph Martin, R.N., license number RN 9171648. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 30, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Patricia Louise Bell, L.P.N., license number PN 1334631. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 30, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Restriction with regard to the license of Arthur Henson, D.O. license number OS 1441. This Emergency Restriction Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

IMPORTANT ANNOUNCEMENT

The Florida Developmental Disabilities Council, Inc. (FDDC) announces the Draft Five-Year State Plan for public comments and review. Copies of the plan can be downloaded in English and Spanish from the FDDC website (www.fddc.org) or copies may be requested in English, Spanish or Braille by writing: FDDC ATTN: Deputy Director at 124 Marriott Drive, Suite 203, Tallahassee, Florida 32301 or calling (850)488-4180, 1(800)580-7801 (Toll Free), 1 (888)488-8633 (TDD). The deadline for providing input is May 30, 2006.

OFFICE OF DRUG CONTROL

SAFE AND DRUG-FREE COMMUNITIES PROGRAM FOR VIOLENCE AND SUBSTANCE ABUSE PREVENTION

NOTICE OF FUNDING AVAILABILITY

The Florida Office of Drug Control (ODC) announces the release of a Notice of Funding Availability (NOFA) via the Drug-Free Communities Program for violence and substance abuse prevention.

Anticipated Funding Available: Approximately \$2,078,000

Estimated Awards: 35

Maximum Award Amount: \$55,000

Targeted Population: School-age-youth, ages 5- to 19-years-of-age

Submission:

- Letters of Intent must be received by Friday, April 21, 2006, no later than 5:00 p.m. (EST)
- Applications must be received by Wednesday, May 31, 2006, no later than 5:00 p.m. (EST)

Eligible applicants:

- Organizations must be located within the state of Florida
- Organizations must be classified as one of the following: Not-for-profit organization; state, county, and municipal government agency; law enforcement agency; or a local education agency.
- Applicants must apply for funding to provide direct services for target population
- Only one application will be accepted by each organization; multiple programs/multiple sites will not be funded

Instructions and Application:

Letter of Intent

- Submit Letter of Intent ASAP, but no later than, Friday, April 21, 2006 to:
Drug-Free Communities Project
ATTN: Michelle Reddinger
Suite 2105, The Capitol
Tallahassee, Florida 32399-0001
- Letter of Intent MUST include the following information:
- Indicate the program category that project will apply:
 1. Proven Program: Select one of the projects from the listing found at the website http://www.unf.edu/dept/fie/sdfs/program_inventory/list.html
 2. Evidence-Based Program: Select science-based strategy(ies) that will be used in the program from the listing found at <http://www.unf.edu/dept/fie/sdfs/strategies/>
- Provide organization's total operating budget by submitting Budget Summary page from current operating budget
- Letters of Intent received after due date will not be accepted and organizations will not be eligible to apply.

Applications

- Applications must be completed online. Online access to the application will be available at 10:00 a.m., Monday, April 24, 2006.
- All applications require a username and password, see below on how to access the SIMON system:
New applicants (Those who did not apply for 2005-2006 DFC grant)
Individuals must apply for a SIMON username and password through the SIMON web site <http://simon.fdle.state.fl.us/default.do>. Click on the upper right hand corner for the user manual.
Previous applicants with a username and password
You may use your previously obtained username and password
Forgot your password?
Have a username but forgot the password click "Forgot your Password"

Follow the directions to reset the password

Forgot your username?

Email DrugFreeCommunities@fdle.state.fl.us and request this information

Applications must be prepared in conformance with the instructions. The Office of Drug Control reserves the right to reject any or all sub-grant applications received or to cancel this NOFA when to do so would be in the best interest of the State of Florida.

Questions or other inquiries regarding this NOFA should be directed to the Drug-Free Communities Program in the Office of Drug Control, to drugfreecommunities@fdle.state.fl.us or (850)487-8440.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN March 27, 2006
 and March 31, 2006**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF COMMUNITY AFFAIRS
Division of Community Planning

9J-11.004	3/28/06	4/17/06	31/50	32/8
9J-11.006	3/28/06	4/17/06	31/50	32/8
9J-11.009	3/28/06	4/17/06	31/50	32/8
9J-11.010	3/28/06	4/17/06	31/50	32/8
9J-11.011	3/28/06	4/17/06	31/50	32/8
9J-11.012	3/28/06	4/17/06	31/50	
9J-11.0131	3/28/06	4/17/06	31/50	32/8
9J-11.015	3/28/06	4/17/06	31/50	32/8
9J-11.018	3/28/06	4/17/06	31/50	32/8
9J-11.022	3/28/06	4/17/06	31/50	32/8

DEPARTMENT OF TRANSPORTATION

14-55.0012	3/27/06	4/16/06	32/8	
14-55.0013	3/27/06	4/16/06	32/8	
14-100.002	3/27/06	4/16/06	32/4	

DEPARTMENT OF CORRECTIONS

33-208.002	3/28/06	4/17/06	32/6	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid Program Office

59G-1.010	3/27/06	4/16/06	31/49	32/8
59G-4.002	3/27/06	4/16/06	32/3	
59G-4.160	3/27/06	4/16/06	31/52	
59G-6.010	3/30/06	4/19/06	31/42	32/9
59G-6.020	3/30/06	4/19/06	31/42	32/9
59G-6.030	3/30/06	4/19/06	31/45	32/9
59G-13.030	3/28/06	4/17/06	32/3	

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-204.800	3/30/06	4/1/06	23/9	
62-210.200	3/30/06	4/1/06	23/9	

DEPARTMENT OF HEALTH
Board of Medicine

64B8-51.007	3/29/06	4/18/06	32/8	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-1.601	3/28/06	4/17/06	31/52	
65A-1.602	3/28/06	4/17/06	31/52	
65A-1.604	3/28/06	4/17/06	31/52	