

Administration would result in a statistically significant underreporting of deaths for those life expectancies, such events shall be detailed in the audit report and certified by the actuary.

Specific Authority 624.308(1), 626.99175, 626.9925 FS. Law Implemented 624.307(1), 626.99175 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bernie Stoffel, Specialty Product Administration, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rich Robleto, Deputy Commissioner, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 16, 2006

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

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

**DEPARTMENT OF TRANSPORTATION**

RULE CHAPTER NO.: 14-75          RULE NOS.: 14-75.0022 14-75.003 14-75.004 14-75.0051 14-75.0052	RULE CHAPTER TITLE: Qualification, Selection, and Performance Evaluation Requirements for Professional Consultants to Perform Work for DOT          RULE TITLES: Consultant Qualification Process Minimum Qualification Standards by Type of Work Consultant Competitive Selection Process Suspension or Revocation of Qualification Professional Consultant Work Performance Evaluation System
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**NOTICE OF CHANGE**

Notice was published in Florida Administrative Weekly, Vol. 31, No. 50, December 16, 2005. There was no request for a hearing. However, in response to a review by the Joint Administrative Procedures Committee, the following changes are being made.

**SUMMARY OF CHANGES:**

1. 14-75.0022(3)(c)1.: The word “should” is changed to “must” in the added and the sentence which showed the deletion of a “b.” is reinstated as “b.” with subsequently identified “b.” through “d.” changed to “c.” through “e.” respectively, the “(s)” after “listing” is removed in two places, and the comma is deleted in “2003, Revision” so the section reads as follows:

“1. An audit report prepared by an independent Certified Public Accountant or governmental agency. The audit report must be received by the Department within six months of the end of the fiscal year it addresses, ~~will be no more than twelve months old on the date of submission~~ and will include the following:

a. A statement indicating the existence of an adequate accounting system that meets the Department’s audit requirements, as evidenced by certification by an independent Certified Public Accountant or governmental agency. The system must be adequate to support all billings made to the Department and other clients.

b. A ~~An~~ overhead statement indicating the direct labor costs incurred, listing allocable indirect costs, and listing other direct costs incurred and overhead rate for the most recently completed fiscal year.

c. A statement of reimbursement rates for indirect costs (overhead), direct expenses, and Facilities Capital Cost of Money (FCCM) for the most recently completed fiscal year.

~~d.~~ A statement that the consultant’s method of estimating costs for proposals is consistent with the accounting system.

~~e.~~ A statement that the audit was performed in accordance with generally accepted governmental auditing standards, the Department’s Reimbursement Rate Overhead Audit Guidelines, 2005, November 2002, and the Government Auditing Standards, 2003 Revision Revised July 1999 through Amendment No. 2, 8/18/99, published by the U.S. Government Printing Office, which are hereby incorporated by reference.”

2. 14-75.003(5)(c)1.a.(I): The heading is revised to delete “and Minor Bridge Design” and the phrase “This group is subdivided into two categories” is replaced by “This type of work includes the design of sound barriers, structural supports for highway signals, luminaries, and traffic signals” so that it reads as follows:

“(I) Type of Work 4.1.1: Miscellaneous Structures. This group type of work includes the design of sound barriers, structural supports for highway signals, luminaries, and traffic signals.”

3. 14-75.003(5)(c)2.e.: The word “Steel” is replaced by “Segmental” after “. . . Work Group 4.2.3 Major Bridge Design” to read as follows:

“. . . Engineers, having a minimum of five years each of structural bridge design experience in continuous span segmental concrete (precast or cast-in-place) bridges as defined in Work Group 4.2.3 Major Bridge Design - Segmental and three or more structural design engineers/technicians having a minimum of three years of bridge design experience.”

4. 14-75.003(5)(d)2.: The second letter “A” is deleted from the FHWA publication designation.

“2. Qualification Requirements. Types of work 5.1, 5.2, 5.3, and 5.4: Bridge Inspection. This type of work requires at least one professional engineer registered with the Florida State Board of Professional Engineers, having experience

appropriate to the sub-category requested. For types of work 5.1, 5.2, and 5.3, the engineer must have participated in field inspections meeting the requirements of the National Bridge Inspection Standards, Appendix C to U.S. Department of Transportation Federal Highway Administration, *Recording and Coding Guide for the Structure Inventory and Appraisal of the Nation's Bridges*, Report No. FHWA-A-PD96-001, December 1995, incorporated herein by reference, for the structure types in the sub-category for which qualification is requested. For type of work 5.4, the engineer must have performed a load rating of a bridge.”

5. 14-75.003(5)(e)1.c.: The description for the type of work underlined new language at the end is revised to agree with the subsequent descriptions under the Qualification Requirements that follow in 14-75.003(5)(e)2.a. through c.:

“ . . . This work Type is subdivided into four categories: Type of Work 6.3.1: Intelligent Transportation Systems Analysis and Design, Type of Work 6.3.2: Intelligent Transportation Systems Implementation, Type of Work 6.3.3: Intelligent Transportation Traffic Engineering Systems Communications, and Type of Work 6.3.4: Intelligent Transportation Systems Software Development.”

6. 14-75.003(5)(h)1.d.(II): Correction of a typographical error “fro” changed to “for.”

7. 14-75.003(5)(q): The listed C.F.R. document cited is to be incorporated by reference.

“1. Type of Work. This type of work is defined as relocation planning at the conceptual stage of a transportation project and the preparation of the Relocation Needs Assessment Survey, identifying displaced persons and likely business damage candidates pursuant to the Uniform Relocation Assistance and Real Property Acquisition Policies Act and 49 C.F.R., Part 24, incorporated herein by reference, and \_\_\_\_\_ available at: <http://www.fhwa.dot.gov/realestate/ua/index.htm>.”

8. 14-75.0051(1): Change reference in the last sentence from “(a) through (e)” to “(a) through (c).”

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

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

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE NO.: 40E-6.311  
 RULE TITLE: Access to Works and Land of the District; Closures

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the Notice of Proposed Rulemaking that was published in the Vol. 32, No. 8, February 24, 2006, issue of the Florida Administrative Weekly (FAW). The Notice inadvertently did not include Rule 40E-6.311, F.A.C., Access to Works and Land of the District; Closures, in the list of rule numbers and titles at the beginning of the Notice. The proposed rule repeal was included in the text portion of the Notice.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.199  
 RULE TITLE: Mental Health Targeted Case Management

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 30, No. 51, December 17, 2004, issue of the Florida Administrative Weekly. The proposed rule was incorporating by reference the Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook, May 2006. The handbook contains the policies and procedures for the Medicaid Mental Health Targeted Case Management Program. In response to comments received at the public hearing, the following changes were made to the handbook that is being incorporated by reference: On the Update Log, the Update No. was corrected to read, “May 2006 – Revised Handbook.” The footer date on the handbook pages was also changed to “May 2006.”

A copy of the revised Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook, May 2006, is available from Michelle Comeaux, Bureau of Medicaid Services, at 921-8288.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-16.0031  
 RULE TITLE: Practical Examination for Swimming Pool Specialty Contractors

**NOTICE OF CORRECTION**

The above-adopted rule was originally published as Rule 61G4-16.003 in the October 7, 2005, issue of the Florida Administrative Weekly, Vol. 31, No. 40, on pages 3511 through 3514.

The rule has been adopted and published in the Florida Administrative Code as 61G4-16.0031.

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

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

RULE NO.: 61J1-2.005  
 RULE TITLE: Inactive Registration

**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. 44, of the November 4, 2005, issue of the Florida Administrative Weekly. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). The Board, at its meeting held on February 6, 2006, voted to make changes to the rule to address the JAPC concerns. The changes are as follows:

Subsection (1): Delete the word “automatically.”

Subsection (2) shall read: At any time after obtaining registration as an appraiser, the registrant may request inactive status by submitting to the Board DBPR form DBPR RE-2060 or DBPR form DBPR RE-2065, which are incorporated by reference. The fee to change licensure status is found in Rule 61J1-2.001, F.A.C.

Subsection (3): Delete the word “automatically.”

Subsection (4): Delete the word “automatically.”

Subsection (5) shall read: A registered appraiser, whose registration is designated inactive pursuant to subsection (1), (2) or (3), may request an active registration on DBPR form DBPR RE-2060 or DBPR form DBPR RE-2065. If the inactive duration is less than 2 years and does not extend beyond 1 biennial renewal cycle (registration period), no additional education is required.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.: 64B10-15.001  
 RULE TITLE: Continuing Education for Licensure Renewal

**NOTICE OF CHANGE**

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed Rule published in Vol. 31, No. 40, October 7, 2005, issue of the Florida Administrative Weekly. The Board held a public hearing on this Rule on July 8, 2005, in Ft. Lauderdale, Florida, and determined changes to the Rule should be made.

(1) through (2) No change.

~~(3) A newly licensed Nursing Home Administrator shall not be required to complete a continuing education requirement prior to the first renewal of his license, but it shall be required prior to any subsequent renewal.~~

~~(4) During the license renewal period, the Department will send to each license holder at the last address of record, a notice for renewal. Failure to receive any notification does not relieve the continuing education requirements or waive the license expiration date. The application for renewal shall include a statement in which the licensee shall declare that during the biennium preceding renewal, he completed the required hours of approved continuing education.~~

~~(3)(5) Each licensee shall be responsible for maintaining the documentation as may be necessary to prove his/her compliance with the continuing education requirements for a period of four years during the current renewal period and the one immediately preceding and shall provide such documentation to the Department upon request.~~

~~(4)(6) The Department shall audit at random a number of licensees as necessary to ensure that these continuing education requirements are met.~~

~~(5)(7)(a) Licensees shall include either the hours obtained from attendance at the HIV/AIDS course required under Section 456.033(1), F.S., or a course in end of life care and palliative health care that may be taken in lieu of the HIV/AIDS course pursuant to Section 456.033(9), F.S., as part of the hours required for biennial renewal.~~

~~(b) As a condition of biennial licensure renewal, each licensee must participate in a Board approved continuing education course on medical errors as required by Section 456.013, F.S. The course shall not be less than two (2) contact hours and must contain the following components: Root cause analysis; error reduction and prevention; and patient safety.~~

~~(6)(8) A licensee who attends a meeting of a national association involved in the establishment of standards of practice for nursing home administrators or the regulation of nursing home administrators may apply to the Board for approval of that activity as a continuing education activity. In order to receive said approval, the licensee must submit a written statement to the Board within 60 days of attending or participating in said conference, stating the name of the organization conducting the meeting, dates of attendance, and a brief statement as to how the course that activity contributed to the enhancement of the licensee’s skills, or otherwise enabled the licensee to keep abreast of changes affecting the~~

~~practice of nursing home administration.~~ The Board may approve up to 5 hours of continuing education per year ~~in one year~~ under this paragraph.

~~(7)(9) Three hours of continuing education may be obtained by the following:~~

~~(a) Attending one full day of a board meeting in compliance with the following:~~

~~1. The licensee must sign in with the Executive Director/Program Operations Administrator of the board before the meeting day begins.~~

~~2. The licensee must remain in continuous attendance.~~

~~3. The licensee must sign out with the Executive Director/Program Operations Administrator at the end of the meeting. A licensee shall receive continuing education credit in risk management for attending a board meeting at which another licensee is disciplined. A licensee may also be granted continuing education hours if he or she serves as a volunteer expert witness for the department in a disciplinary case, or if he or she serves as a member of a probable cause panel after the expiration of the Board member's term. A licensee who attends a meeting of the Board of Nursing Home Administrators may receive 3 hours of continuing education in one year for attending said Board meeting. Licensees who are attending the meeting because of pending disciplinary action, and members of the Board, are not eligible to receive credit under this paragraph. In order to receive credit for these continuing education hours, the licensee must deliver a statement, in writing, to the senior staff member present at said Board meeting, of his intention to claim continuing education hours under this paragraph. A maximum of three (3) hours of continuing education credits in risk management may be earned each biennium by licensees in the following manner:~~

~~(b)(4) Serve as a volunteer expert witness for the department in a disciplinary case.~~

~~(c)(5) Serve as a member of a probable cause panel after expiration of the Board's member's term(s).~~

~~(10) In addition to the continuing education credits authorized above, a maximum of three-~~

~~(3) hours of credit in the area of risk management may be earned each biennium in the following manner:~~

~~(a) Attend a board meeting where a licensee is disciplined.~~

~~(b) Serve as a volunteer expert witness for the department in a disciplinary case.~~

~~(c) Serve as a member of a probable cause panel after expiration of the Board's member's term(s).~~

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE CHAPTER TITLE: Blue Crab

RULE NOS.:

68B-45.004

68B-45.007

RULE TITLES:

Regulation and Prohibition of Certain Harvesting Gear

Blue Crab Limited Entry Endorsement Program

**NOTICE OF CHANGES TO PROPOSED RULE**

The Fish and Wildlife Conservation Commission announces additional changes to the above-referenced proposed rules, as a result of comments provided by the staff of the Joint Administrative Procedures Committee of the Florida Legislature. The changes make permission to allow another person to work blue crab traps mandatory on the agency once criteria are met and specify the title of forms being incorporated by reference in the two rules. The two rules as changed will now read as follows:

68B-45.004 Regulation and Prohibition of Certain Harvesting Gear.

(1) through (9) No change.

(10) During any time of the year when it is legal to transport blue crab traps, a harvester may seek permission from the Division of Law Enforcement to allow another person to transport, deploy, pull, or retrieve his or her traps. Permission will be granted upon receipt of a written statement signed by both the commercial harvester seeking to have his or her traps pulled and the person designated to pull the traps, which statement also shall contain the following:

(a) The reason the harvester needs to have his or her traps pulled;

(b) The numbers of the saltwater products license and blue crab endorsement of both the harvester seeking to have the traps pulled and the person who will be pulling the traps;

(c) The buoy colors of the harvester seeking such permission;

(d) The name and number of the vessel to be used by the person who will be pulling the traps;

(e) The general locations of the pulling activity of the vessel to be engaged in pulling the traps; and

(f) The dates the other person will be transporting, deploying, pulling or retrieving the traps.

Permission to pull traps in this manner shall be obtained daily by telephone from the Division of Law Enforcement for a maximum of 5 days without renewal or extension of the request. Permission to have traps pulled by another person for a longer period of time must be based on extraordinary circumstances such as severe personal or family illness or accident or major equipment problem, and shall be obtained through petition to the Division of Law Enforcement on Commission Form DMF-SL4590 (01-06) (Blue Crab Trap

Pulling Petition), herein incorporated by reference, and will be granted upon such conditions as the Division deems appropriate for the protection of the resource. It shall be the responsibility of the commercial harvester, or a member of the harvester's immediate family, to petition the Division. The petition shall include a complete description of the extraordinary circumstances with corroborating documentation, the amount of additional time requested, the number of traps to be pulled, and a signed statement from the other person, attesting to his/her willingness and ability to pull these traps during this time period as well as an awareness of all rules governing the blue crab fishery. If the person designated to pull the petitioner's traps does not possess a saltwater products license with restricted species and a blue crab endorsement, the petitioner, as the license holder of record must possess a vessel saltwater products license and shall be held accountable for the designee's compliance with all regulations governing the blue crab fishery.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-14-93, Amended 6-1-94, 1-1-95, 10-4-95, 9-30-96, 1-1-98, 6-1-99, Formerly 46-45.004, Amended 2-28-02, 10-21-04, 3-1-05,\_\_\_\_\_.

#### 68B-45.007 Blue Crab Limited Entry Endorsement Program.

(1) No change.

(2) The Commission shall notify all holders of a 2004/2005 commercial saltwater products license with a restricted species endorsement and an existing blue crab endorsement of their initial eligibility or denial of a blue crab limited entry endorsement. Those notified will indicate either their acceptance of the initial award of a blue crab limited entry endorsement number by completion of an acceptance application (Form DMF-SL4500, Blue Crab Limited Entry Endorsement Application (01-06 05-05), incorporated herein by reference) or submit an application to appeal (Form DMF-SL4510, Application for Appeal of Blue Crab Limited Entry Endorsement (05-05), incorporated herein by reference), as specified in paragraph (11)(b) ~~(10)(b)~~.

(3) Except for those qualifying for a non-transferable blue crab limited entry endorsement as specified in subsection (6), the Blue Crab Limited Entry Endorsement Application The acceptance application must be received by the Commission no later than September 30, 2006. An applicant may be a person, firm, or corporation.

(a) No change.

(b) Except as specified in subsection (6), qualification for a blue crab limited entry endorsement number shall be determined by landings of blue crab reported on a valid saltwater products license with a valid restricted species endorsement and a blue crab endorsement, and as specified in paragraph (c).

(c) No change.

(4) through (5) No change.

(6) Non-transferable blue crab limited entry endorsement (V-N). Persons will qualify for the V-N endorsement if they meet the criteria set forth in paragraph (3)(a), have had no convictions for violations associated with gears defined in subsection 68B-4.002(3) or (4), F.A.C., since July 1, 1995, and have documented landings using such gears pursuant to Commission trip tickets generated for the Marine Information System under Rule Chapter 68E-5, F.A.C. prior to July 1, 1995, or, 2) sold nets to the state according to the provisions of the net buy back program, Chapter 95-414, Laws of Florida. Qualifying landings must have been received by the Marine Information System no later than August 1, 1995.

(a) The non-transferable blue crab limited entry endorsement cannot be sold or otherwise transferred to any other person as described in subsections (15) or (16).

(b) The holder of a non-transferable blue crab limited entry endorsement number shall be entitled to purchase up to 100 hard shell blue crab trap tags that will allow them to deploy a like number of hard shell blue crab traps in any state waters.

(c) Applicants qualifying for a V-N blue crab limited entry endorsement number pursuant to this subsection may apply for the endorsement by completing and submitting application Form DMF-SL4570, Non-Transferable Blue Crab Limited Entry Endorsement (01-06), incorporated herein by reference.

(d) Applicants must submit their application to the Commission no later than September 30, 2006. An applicant may be a person, firm, or corporation.

(e) Applicants qualifying pursuant to subsection (6) will only be eligible for one V-N endorsement.

(f) Applicants initially denied a V-N endorsement number may appeal their denial by submitting a completed appeals application form (DMF-4580, Application for Appeal of the Non-Transferable Blue Crab Limited Entry Endorsement (01-06), hereby incorporated by reference), to the Director of the Division of Marine Fisheries Management by March 31, 2006.

(g) The Executive Director of the Commission or his designee shall consider disputes or problems of applicants appealing their initial denial of a V-N award.

(h) The burden of proof shall be on the appellant to demonstrate through either: 1) copies of trip tickets or other proof of landings described in paragraph (a) legitimate sales to a licensed wholesale dealer that were not reported by the wholesale dealer or included in the agencies database, or 2) proof of sales to the state according to the provisions of the net buy back program, Chapter 95-414, Laws of Florida.

(i) The holder of a V-N blue crab limited entry endorsement number shall be subject to the same trap tag requirements described in subsection (7).

(j) The holder of a V-N blue crab limited entry endorsement number shall be subject to the same renewal criteria described in subsection (9).

(k) The holder of a V-N blue crab limited entry endorsement number shall be subject to the renewal criteria described in paragraph (10)(a).

(l) The holder of a V-N blue crab limited entry endorsement number shall not be eligible to serve either on the blue crab limited entry appeals board described in subsection (11) or the advisory board described in subsection (12).

(m) The holder of a V-N endorsement number shall be subject to the requirements of subsections (13) and (14).

(n) If the holder of a V-N blue crab limited entry endorsement number purchases a V-H endorsement described in subsection (4) or a V-S endorsement described in subsection (5), the non-transferable endorsement shall be forfeited.

~~(7)(6)~~ No change.

~~(8)(7)~~ Effective September 30, 2006, no additional blue crab limited entry endorsements will be issued except to applicants qualifying as specified in subsection (18), and no blue crab limited entry ~~such~~ endorsement will be renewed or replaced except those that were issued pursuant to subsection (4), (5), (6), or (11)(10).

~~(9)(8)~~ No change.

~~(10)(9)~~ Requalification. Beginning with license year 2009/2010, the holder of a blue crab limited entry endorsement number, except those qualifying as specified in subsection (18), must requalify for the endorsement number by documenting landings on such endorsement as specified in paragraph (a) or (b) in at least one of the previous three license years. Each endorsement number will then be valid for three years from the date of requalification, but must still be renewed annually as required by subsection (8). Except for the V-I endorsement specified in subsection (18), aAny blue crab limited entry endorsement number not meeting the requalification criteria as specified in paragraph (a) or (b) will not be renewed.

(a) In order to requalify a V-H or a V-N endorsement number, an applicant for requalification must document landings equal to or exceeding 500 pounds of hard shell blue crabs. Persons wishing to also requalify V-H endorsement numbers on additional saltwater products licenses must document landings equal to or exceeding 7,500 pounds of hard shell blue crabs on each of those licenses.

(b) No change.

(10) through (16) renumbered (11) through (17) No change.

(18) Blue crab incidental take endorsement. Persons possessing a valid stone crab endorsement or can demonstrate landings of blue crabs caught as bycatch by shrimp gears that were used to lawfully harvest shrimp pursuant to Commission trip tickets generated for the Marine Information System under Rule Chapter 68E-5, F.A.C., will qualify for a blue crab incidental take endorsement (V-I). The holder of an V-I number

shall be entitled to harvest and sell blue crab as bycatch, provided the amount does not exceed 200 pounds of blue crabs per vessel per trip.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 5-26-05, Amended \_\_\_\_\_.

## Section IV Emergency Rules

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

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### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

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

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### **WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN that on February 23, 2006, South Florida Water Management District (District) received a petition for waiver from Miami-Dade County Water and Sewer Department, Application Number 06-0119-3 for issuance of a Modification to Right of Way Occupancy Permit Number 7453, for utilization of Works or Lands of the District known as the C-6 Canal, Miami-Dade County, to allow the proposed placement of an above-ground meter vault within 40 feet of the top of the canal bank and within the District's 100 foot long designated equipment staging area at the northeast quadrant of 116th Way bridge and N. W. South River Drive in conjunction with the proposed relocation of an existing, previously-authorized sewer main to accommodate the Florida