

“Instructions to Bidders, Notice and Protest Procedures”. The contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, F.A.C., by the Owner.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation invites all qualified law firms wishing to act as bond counsel to perform services for and on behalf of Florida Housing Finance Corporation to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Friday, February 23, 2007, 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 at (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 L. Grantham, or you can download the Request for Qualifications from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/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.

**Section XII
Miscellaneous**

DEPARTMENT OF LEGAL AFFAIRS

**NOTICE OF AVAILABILITY
VOCA Grant Funds**

Announcement: The Office of the Attorney General is pleased to announce the availability of Victims of Crime Act (VOCA) grant funds from the U.S. Department of Justice. The purpose of VOCA grant funds is to support the provision of services to victims of crime. Services are defined as those efforts that respond to the emotional and physical needs of crime victims, assist victims of crime to stabilize their lives after a victimization, assist victims to understand and participate in the criminal justice system and provide victims of crime with a measure of safety and security. Eligibility to apply for VOCA funds is limited to victim assistance programs administered by state or local government agencies or not-for-profit corporations registered in Florida, or a combination thereof. The funding cycle for the VOCA grant funds under this notice is October 1, 2007, through September 30, 2008.

Application and Deadline: The annual competitive grant process involves submission of an application, followed by an evaluation that includes an application review and site visits as determined necessary. An application may be obtained through

the Office of the Attorney General’s web page at <http://my.floridalegal.com/> under the heading of Crime Victims’ Services. If you are unable to download a copy of the application you may call (850)414-3380. The deadline for applying for a VOCA grant under this notice is no later than 5:00 p.m. (Eastern Standard Time) on February 23, 2007. Faxed or electronic submission of the application is not acceptable.

DEPARTMENT OF EDUCATION

NOTICE OF CORRECTION – The rule development workshop for Rule 6B-4.010, F.A.C., as published in the December 15, 2006, F.A.W. was incorrectly noticed as “Education Practices Commission.” This rule should have been identified as “State Board of Education.” In addition, the law implemented citations should have included Chapter 2006-26, Section 3, Laws of Florida.

DEPARTMENT OF LAW ENFORCEMENT

Notice of Application for Federal Funds

The State of Florida, Department of Law Enforcement, will be submitting an application to the Bureau of Justice Assistance, United States Department of Justice, for \$12,402,693, in Federal Fiscal Year 2007 funds made available under Part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968, Section 500 as amended.

A copy of the application will be available for review and comment by the public at the Department of Law Enforcement, Business Support Program, Office of Criminal Justice Grants, Tallahassee, Florida 32308.

Interested parties should contact the Office of Criminal Justice Grants at (850)410-8700, to obtain a copy of the application for review.

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 (2005), Scooter Management, LLC, intends to allow the establishment of ALI-J, Inc., d/b/a Freedom Powersports, as a dealership for the sale of Chungfei Motorcycle Ltd (CHEG), Qianjiang Motorcycle Group Corp. (QIAN), and Shanghai Meitian Motorcycle Co., Ltd (MEIT) motorcycles at 1540 Main Street, Sarasota (Sarasota County), Florida 34236, on or after February 1, 2007.

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): Jeff Free, 5924 Tarpon

Gardens Circle, #202, Cape Coral, Florida 33914; principal investor(s): Jeff Free and Alison Free, 5924 Tarpon Gardens 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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 Klaiman, President, Scooter Management, LLC, 6910 Renwick, Suite C, Houston, Texas 77081.

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 (2005), notice is given that TANK Sports, Inc., intends to allow the establishment of Environmental Dynamics, Inc., d/b/a First Coast Power Sports, as a dealership for the sale of KTMEX motorcycles at 825 South Ponce DeLeon Boulevard, St. Augustine (St. Johns County), Florida 32086, on or after December 28, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Environmental Dynamics, Inc., d/b/a First Coast Power Sports, are dealer operator(s): Shawn McDonald, 6650 U.S. 1 South, St. Augustine, Florida 32086; principal investor(s): Shawn McDonald, 6650, U.S. 1 South, St. Augustine, Florida 32086.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Mike Turber, National Sales Manager, TANK Sports, Inc., 10926 Schmidt Road, El Monte, California 91733.

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 (2005), Thunder Mountain Custom Cycles, Inc., intends to allow the establishment of Fort Lauderdale Harley Davidson, Inc., d/b/a Sunrise Harley Davidson, as a dealership for the sale of Thunder Mountain Custom motorcycles at 201 International Parkway, Sunrise (Broward County), Florida 33325, on or after December 12, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Fort Lauderdale Harley Davidson, Inc., d/b/a Sunrise Harley Davidson, are dealer operator(s): Bruce Rossmeyer, 2871 North Federal Highway, Fort Lauderdale, Florida 33306; principal investor(s): Bruce Rossmeyer, 2871 North Federal Highway, Fort Lauderdale, Florida 33306.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Susan Fister, Accounting Department, Thunder Mountain Custom Cycles, Inc., 760 Southeast Frontage Road, Fort Collins, Colorado 80524.

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 (2005), JohnnyPag.com intends to allow the establishment of Ft. Lauderdale Harley-Davidson as a dealership for the sale of JohnnyPag motorcycles at 2871 North Federal Highway, Ft. Lauderdale (Broward County), Florida 33306, on or after January 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Ft. Lauderdale Harley-Davidson are dealer operator(s): John Brogno, 2871 North Federal Highway, Ft. Lauderdale, Florida 33306; principal investor(s): Bruce Rossmeyer, 2871 North Federal Highway, Ft. Lauderdale, Florida 33306.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: JR Pag, President, Johnnypag.com, 11754 Warm Springs Road, Riverside, California 92505-5862.

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 (2005), Zongshen, Inc., intends to allow the establishment of Mojo PowerSports, Inc., d/b/a Mojo Scooters and as Gekgo Scooters, as a dealership for the sale of Zongshen motorcycles at 707 West Bay Drive, Largo (Pinellas County), Florida 33770, on or after January 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Mojo PowerSports, Inc., d/b/a Mojo Scooters and as Gekgo Scooters, are dealer operator(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770; principal investor(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Jieming (Tiger) Qiu, General Manager, Zongshen, Inc., 3511 Northwest 113th Court, Doral, Florida 33178.

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 (2005), Forest River, Inc., intends to allow the establishment of Rivers Bus Sales, Inc., as a dealership for the sale of Forest River

Buses (FRRV), Elkhart Coach Model EC-II, at 10626 General Avenue, Jacksonville (Duval County), Florida 32220, on or after December 27, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Rivers Bus Sales, Inc., are dealer operator(s): Jim Searcy, 10626 General Avenue, Jacksonville, Florida 32220; principal investor(s): Jim Searcy, 10626 General Avenue, Jacksonville, Florida 32220.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, 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: Rick Van Landingham, General Manager, Elkhart Coach Division, Forest River, Inc., P. O. Box 3030, Elkhart, Indiana 465715-3030.

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 (2005), Federal Coach, LLC, intends to allow the establishment of Rivers Bus Sales, Inc., as a dealership for the sale of Federal Coach (FEDC) buses at 10626 General Avenue, Jacksonville (Duval County), Florida 32220, on or after November 8, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Rivers Bus Sales, Inc., are dealer operator(s): Larry Schaffer, 10626 General Avenue, Jacksonville, Florida 32220; principal investor(s): Larry Schaffer, 10626 General Avenue, Jacksonville, Florida 32220.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, 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: Burrell Matlock, Federal Coach, LLC, P. O. Box 180340, Fort Smith, Texas 72918.

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 (2005), Pioneer Motors USA, LLC, intends to allow the establishment of Stock Mild to Wild, as a dealership for the sale of Pioneer motorcycles at 2012 Blanding Boulevard, Jacksonville (Duval County), Florida 32210, on or after December 26, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Stock Mild to Wild are dealer operator(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221; principal investor(s): Ryan Kallina, 1521 Rose Hill Drive, Jacksonville, Florida 32221.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Lisa J. Grant, Corporate Member, Pioneer Motors USA, LLC, 108 Waterview Drive, Hot Springs, Arkansas 71913-2303.

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

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Healthcare Administration has received an application for services exemption from Seven Rivers Regional Medical Center pursuant to Section 395.1041(3),

Florida Statutes and Rule 59A-3.207, Florida Administrative Code. The services categories which the exemptions are requested are: Orthopaedics. Comments received within 15 days of publication will be considered by the Agency prior to making a determination exemption status.

Contact person: Julie Young, 2727 Mahan Drive, Tallahassee, FL 32301, (850)414-6940, youngj@ahaca.myflorida.com.

CERTIFICATE OF NEED EXEMPTIONS

The Agency for Health Care Administration received the following exemption request:

County: Volusia District: 4
 ID # E0600009 Decision: D Decision Date: 1/2/2007
 Facility/Project: Florida Lutheran Retirement Center
 Applicant: Evangelical Lutheran Good Samaritan Society
 Project Description: Add 5 community nursing home beds though the conversion of 5 sheltered nursing home beds. [See Section 408.0435(6), Florida Statutes.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

Notice of Adoption of Secretarial Order Revising the verified list of impaired waters for Groups 1 through 4.

Pursuant to Section 403.067(4), Fla. Stat., and Rule 62-303, Florida Administrative Code (F.A.C.), the Department of Environmental Protection (Department) is revising the verified list of impaired waters for the Group 1 through 4 basins. These revisions will be submitted to the United States Environmental Protection Agency (EPA) as an addendum to the Department's 2006 submission, pursuant to Section 303(d) of the federal Clean Water Act, and shall serve to further amend the 1998 Section 303(d) statewide list of Florida waters (the "1998 List") maintained by EPA.

This order addresses the following revisions to previously adopted verified lists:

a) add the main stem of the Wekiva River (WBIDs¹ [1] 2956 and 2956A), Wekiva Springs (WBID 2956C), and Rock Springs Run (WBID 2967) to the verified list for the Middle St. Johns River Basin as impaired for nutrients based on “other information” indicating an imbalance in flora or fauna pursuant to Rule 62-303.450(2), F.A.C.,

b) remove the nutrient listings for Starke Lake (WBID 3002D), Lake Primavista (WBID 3002E), Lake Lotta (WBID 3002G), and Prairie Lake (WBID 3002N) from the verified list for the Middle St. Johns River Basin because it has been determined that the data that were the basis for the original listing do not meet quality assurance/quality control requirements,

c) remove the nutrient listing for Island Lake Wetlands (WBID 2994D) because it has been determined that the waterbody was assessed as a lake when it is actually a wetland and some of the assessed data were actually collected from a borrow pit,

d) remove the Dissolved Oxygen listing for Reedy Creek Above Lake Russell (WBID 3170C) from the verified list for the Kissimmee River because the low dissolved oxygen levels have been determined to be a natural condition,

e) remove the Iron listing for C-24 (WBID 3197) from the verified list for the St. Lucie-Loxahatchee River basin because it has been determined that wrong parameter codes were used by the sampling agency, and once the codes were corrected, there were no exceedances of the criterion, and

f) remove all listings for Total Coliforms from the Group 1 through 4 Basins verified lists because the Total Coliform criterion was repealed and as such, TMDLs cannot be established.

Persons whose substantial interests are affected by this order have a right to petition for an administrative hearing to contest this order pursuant to Sections 120.569 and 120.57, Fla. Stat. The Petition must contain the information set forth below and must be filed (received) in the Department’s Office of General Counsel, 3900 Commonwealth Boulevard, MS# 35, Tallahassee, Florida 32399-3000, within 21 days of the date of receipt of this order. Failure to file a petition within 21 days of the date of receipt of this order constitutes a waiver of any right such person has to an administrative hearing pursuant to Sections 120.569 and 120.57, Fla. Stat.

This order is final agency action. A party who is adversely affected by this order has the right to seek judicial review under Section 120.68, Fla. Stat., by filing a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the clerk of the Department in the Office of the General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within thirty days after this order is filed with the clerk of the Department. View the original Order on our website at http://www.dep.state.fl.us/legal/Final_Orders/2007/DEP07-0001.pdf

¹[1] WBID = waterbody identification number

NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, Florida Statutes (F.S.), from the provisions of paragraph 62-4.244(5)(c), F.A.C., to St. Lucie County, 2300 Virginia Ave., 2nd Floor Annex, Room 229, Ft. Pierce, Florida 34982, (File No. 0269646-002-EV) to allow a temporary mixing zone of 150 meters offshore and 1,000 meters downcurrent from the point of sand discharge onto the beach disposal area during construction of the Ft. Pierce Nourishment project (0269646-001-JC). Water quality variance modeling showed that the edge of the mixing zone would extend 1,323 meters downcurrent from the point of sand discharge. However, the Department and applicant agree that this is likely larger than necessary. Therefore, the Department will grant a 1,000 meter mixing zone and require intermediate turbidity monitoring at 150 meters, 300 meters, and 600 meters. The data collected during this event will then be used to determine an appropriate mixing zone size for future events. The project is located south of St. Lucie Inlet, between FDEP Reference Monuments R-34 and R-41 in St. Lucie County. The Department’s file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 5050 W. Tennessee St., Building B, Room 319, Tallahassee, FL 32304, (850)413-7766.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S., is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), Florida Administrative Code (F.A.C.), a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time by the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)(4), F.A.C., petitions for an administrative hearing by the applicant must be filed within 14

days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

NOTICE OF AVAILABILITY
FLORIDA REAFFIRMATION NOTICE
PANAMA CITY BEACH, FLORIDA

The Florida Department of Environmental Protection is reaffirming its earlier determination that the proposed Panama City Beach wastewater facilities will not have a significant adverse affect on the environment. The proposed project consists of construction of a wastewater collection system and a reuse distribution system for the El Centro and Bahama Subdivisions. Construction cost is estimated at \$8,200,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds and for a Financially Disadvantaged Small Community grant.

A full copy of the Florida Reaffirmation Notice can be obtained by writing to: Bhupendra H. Vora, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection gives notice that it intends to grant a variance request from the City of Punta Gorda for its public water system water off South Washington Loop Road in Punta Gorda, Charlotte County. The variance is under Rule 62-560.510, F.A.C., so that the secondary maximum contaminant level for total dissolved solids (TDS) of 500 mg/L will not have to be met in the water served to its

customers from December 15 through June 15, every year until June 15, 2011, when the petitioner shall have treatment in place at that time. An alternative level of 1000 mg/L for TDS will be required during those months. During those months, the natural water quality contains higher levels of TDS from lack of rainfall. The file number is 265958-001-WC.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) within 30 days of this notice in the Office of General Counsel of the Department at 3900 Commonwealth Blvd., Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation is not available.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, Florida Administrative Code (F.A.C.).

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)(4), F.A.C., petitions for an administrative hearing must be filed within 30 days of publication of the notice or receipt of written notice, whichever occurs first. Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Blvd., Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time will toll the running of the time period for filing a petition until the request is acted upon. Upon motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect, the Department may also grant the requested extension of time.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing.

The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that right.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

(a) The name and address of each agency affected and each agency's file or identification number, if known;

(b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;

(f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing shall be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed. Complete copies of all documents relating to this determination are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, at Florida Department of Environmental Protection, South District, 2295 Victoria

Avenue, Suite 364, Fort Myers, Florida 33901. Please contact James Oni, Drinking Water Supervisor at (239)332-6975, ext. 110.

DEPARTMENT OF HEALTH

On January 8, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Leanne Kim Banks, R.N., license number RN 9180427. 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 January 3, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Lynne Carol Frear, L.P.N., license number PN 1302081. 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 January 4, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Danny Michael Durante, D.O., License Number OP 1529. 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.

FINANCIAL SERVICES COMMISSION

IN THE MATTER OF:

The Use Of Occupation and Education

As Underwriting Factors To Determine CASE NO.: 88544 -06

Motor Vehicle Insurance Premiums

NOTICE OF HEARING

**TO: ALL PROPERTY AND CASUALTY INSURERS
LICENSED TO WRITE PRIVATE PASSENGER
AUTOMOBILE INSURANCE IN FLORIDA**

NOTICE IS HEREBY GIVEN to all persons concerned that, pursuant to Sections 624.307, 624.324, 624.404, 624.413, 627.031 and 627.0651, Florida Statutes, the Office of Insurance Regulation (“OFFICE”) will hold a public hearing on February 9, 2007, at the Larson Building, 200 East Gaines Street, Room 116, Tallahassee, Florida beginning at 9:30 a.m. until conclusion.

The purpose of the hearing is to consider the practice, currently used by several automobile insurance companies licensed to do business in Florida, of using occupation and education as underwriting factors to determine premiums paid by policyholders.

In 2000, the National Association of Insurance Commissioners (“NAIC”) initiated a Race-Based Premium Working Group to examine the use of race-based premiums for life insurance. The OFFICE was an active participant in this endeavor, which included a questionnaire to all life insurance companies nationwide about past practices. This ultimately resulted in several multi-state market conduct examinations, and multi-million dollar settlements to correct past wrongdoing. The review period varied based on the company, but often included 1900-1970. Historically several life insurance companies blatantly discriminated against non-Caucasians.

According to one multi-state examination report concluded by Maryland, after the race question was deleted from the application in the 1960s, several companies “appeared to use occupation as a substitute for race.” Occupations subject to substandard rating included maids, bootblacks, busboys, car wash workers, garbage or ash collectors and janitors. The multi-state report noted that “non-Caucasian workers were disproportionately represented in the [these] disadvantaged occupations.” In a similar examination conducted by the State

of Ohio on Nationwide Life Insurance Company, one precursor company introduced education as a factor to discriminate against minorities.

Although racial differences between education and occupation have narrowed since the period examined during the race-based life insurance premiums initiative, U.S. Census Bureau data (contained herein) indicates that a wide gap still exists.

Source: U.S. Census Bureau’s comprehensive study of race/ethnicity and occupation for its Survey of Income and Program Participation: Field of Training and Economic Status: 1996:

Occupation	Hispanic	African-American	Caucasian
Field Managerial	6.3%	9.8%	14.5%
Professional	6.9%	10.3%	15.4%
Technical	2.1%	2.9%	3.3%
Sales	9.2%	8.9%	12.5%
Clerical	13.5%	16.8%	14.3%
Service	20.6%	22.3%	12.9%
Farming	6.6%	1.9%	3.0%
Craft	12.1%	7.5%	10.8%
Production	22.6%	19.6%	13.3%
TOTAL	100.0%	100.0%	100.0%

Source: U.S. Census Bureau’s report, Other Data from the Educational Attainment 2000, issued August 2003:

Race	Percent with Bachelor’s	Percent with Advanced
Caucasian	26.1%	9.5%
African-American	14.3%	4.8%
Native American	11.5%	3.9%
Asian	44.1%	17.4%
Hawaiian, Pacific Islander	13.8%	4.1%
Other Race	7.3%	2.3%
Hispanic, Latino (any race)	10.4%	3.8%

These proceedings will be used to determine whether or not occupation and education correlate with risk and what impact these underwriting practices have on minorities and lower income Floridians. Documents, presentations and testimony at this hearing will also focus on whether or not rates

based in whole or in part on occupation and education are actuarial measurable, credible and sufficiently related to actual or expected loss and expense experience. The OFFICE is committed to protecting policyholders and the public against the adverse effects of excessive, inadequate, or unfairly discriminatory insurance rates and will determine, through the testimony presented, the impact of these underwriting practices on minorities and lower income Floridians.

PLEASE BE GOVERNED ACCORDINGLY.

KEVIN M. MCCARTY
COMMISSIONER
Office of Insurance Regulation

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street,

Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., February 9, 2007):

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Vision Bank (Vision Bancshares, Inc.), Panama City, Florida

Proposed Purchaser: Park National Corporation, Newark, Ohio 43055

Received: January 3, 2007

EXPANDED FIELD OF MEMBERSHIP

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>.

Name and Address of Applicant: Florida Credit Union, Post Office Box 5549, Gainesville, Florida 32627-5549

Expansion Includes: Geographic area

Received: January 5, 2007